

Journal *of* Proceedings

of the

House of Delegates

of

Maryland

2016 Regular Session

Volume II

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Annapolis, Maryland
Friday, February 12, 2016

THE HONORABLE ADRIENNE A. JONES, SPEAKER PRO TEM, PRESIDING

The House met at 11:10 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Barbara A. Robinson of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 65)

EXCUSES:

Speaker Busch – personal

Del. Adams – personal

The Journal of February 11, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1178 – Delegates Angel, Cullison, and Pena–Melnyk

AN ACT concerning

**Primary and Secondary Education – Immunizations of Children Entering
School**

FOR the purpose of requiring the Department of Health and Mental Hygiene, in cooperation with the State Board of Education and the Statewide Advisory Commission on Immunizations, to adopt regulations requiring that before a child enters a certain grade, the child has received a certain number of doses of human papillomavirus vaccine; and generally relating to immunizations required of children entering schools.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–403
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1179 – Delegates McMillan, Anderton, Beidle, Carr, Fraser–Hidalgo, Frush, Ghrist, Gilchrist, Holmes, Jacobs, Kipke, McCray, Miele, Moon, Oaks, Otto, Pena–Melnyk, S. Robinson, Stein, and Szeliga

AN ACT concerning

Vehicle Laws – HOV Lanes – Plug–In Electric Drive and Hybrid Vehicles

FOR the purpose of authorizing certain hybrid vehicles to use high occupancy vehicle (HOV) lanes regardless of the number of passengers under certain circumstances; making certain requirements regarding the use of HOV lanes by plug–in electric drive vehicles applicable to qualified hybrid vehicles; extending the termination date for the exemption allowing the use of HOV lanes by plug–in electric drive vehicles; providing for the termination of certain provisions of this Act; making certain conforming changes; and generally relating to the use of HOV lanes by plug–in electric drive and hybrid vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–314 and 25–108
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 23–202(b)(3)(i)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Chapter 491 of the Acts of the General Assembly of 2010, as amended by Chapters
64 and 65 of the Acts of the General Assembly of 2013
Section 2

BY repealing and reenacting, with amendments,
Chapter 492 of the Acts of the General Assembly of 2010, as amended by Chapters
64 and 65 of the Acts of the General Assembly of 2013
Section 2

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

House Bill 1180 – Delegates Carter, Barron, Conaway, Dumais, Kittleman, Moon, Platt, Rosenberg, Sanchez, and Smith

AN ACT concerning

Correctional Services – Restrictive Housing – Report

FOR the purpose of requiring the Department of Public Safety and Correctional Services on or before a certain date each year to submit certain data to the Governor's Office of Crime Control and Prevention relating to the use of certain restrictive housing in correctional facilities; requiring the Department to make certain information available on the Department's Web site; defining a certain term; and generally relating to correctional facilities.

BY adding to

Article – Correctional Services

Section 9–614

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1181 – Delegates Morgan, Cullison, Hammen, Kipke, McMillan, and Pena–Melnyk

AN ACT concerning

Maryland Medical Assistance Program – Nursing Homes – Advance Payments

FOR the purpose of requiring the Department of Health and Mental Hygiene to make a certain advance payment to a nursing home at the request of the nursing home under certain circumstances; providing that the advance payment may not exceed a certain amount; requiring the Department to pay the balance due to a nursing home under certain circumstances; requiring the Department to recover certain advance payments in a certain manner under certain circumstances; defining a certain term; and generally relating to the Maryland Medical Assistance Program and advance payments to nursing homes.

BY repealing and reenacting, without amendments,

Article – Health – General

Section 15–101(a) and (h)

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article – Health – General

Section 15–148

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1182 – Delegate Sydnor

AN ACT concerning

**Charitable Organizations and Representatives – Fund-Raising Counsel –
Definition**

FOR the purpose of providing that a person who is engaged as an independent contractor directly by a charitable organization and who provides certain services relating to written materials prepared by a charitable organization or an employee of the charitable organization or provides certain services relating to event planning is not included in the definition of fund-raising counsel; and generally relating to fund-raising counsel and charitable organizations and representatives.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 6–101(a), (c), (d), and (f)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 6–101(h)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

**House Bill 1183 – Delegates Angel, Atterbeary, Carter, Kelly, Morales,
Pena-Melnyk, Proctor, Rosenberg, Sanchez, Sydnor, Tarlau, and Walker**

AN ACT concerning

Family Law – Divorce – Restoration of Former Name

FOR the purpose of authorizing the court, on motion of a party at any time after a final decree of absolute divorce is entered, to change the name of the party to a certain former name under certain circumstances; specifying that certain provisions of law relating to a change of name do not apply to a change of name in connection with a decree of absolute divorce; and generally relating to divorce and the restoration of a former name.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 7–105

Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1184 – Delegates Angel, Cullison, Hayes, Kelly, Sample–Hughes, and K. Young

AN ACT concerning

Workgroup to Study the Effect of Poverty on the Behavioral Health of Children

FOR the purpose of requiring the Department of Health and Mental Hygiene, the Maryland State Department of Education, the Department of Human Resources, and certain other parties to establish a workgroup to study the effect of poverty on the behavioral health of children; requiring the workgroup to review certain studies and methods and to make certain recommendations; requiring the workgroup, on or before a certain date, to submit a certain report to the Governor and certain committees of the General Assembly; and generally relating to a workgroup to study the effect of poverty on the behavioral health of children.

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

House Bill 1185 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Circuit Court Personnel – Repeal

FOR the purpose of repealing certain provisions of law concerning the appointment and compensation of a law clerk for the St. Mary’s County Court resident judge; repealing certain provisions of law concerning the appointment and compensation of secretaries for judges in the Circuit Court for St. Mary’s County; and generally relating to personnel in the Circuit Court for St. Mary’s County.

BY repealing

The Public Local Laws of St. Mary’s County
Section 19–1 and 19–2
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 Judiciary.

House Bill 1186 – Delegates Angel, Atterbeary, D. Barnes, Fennell, Frush, Luedtke, Oaks, Proctor, Sample–Hughes, Sanchez, Walker, and A. Washington

AN ACT concerning

Sex Offender Registrants – School Polling Place – Alternative

FOR the purpose of prohibiting a sex offender registrant from knowingly entering onto the real property of a school on an election day in the State in order to vote; authorizing a sex offender registrant whose polling place is a school or a place of worship with a school on its property to apply to the local board of elections for an alternative polling place or an absentee ballot; and generally relating to sex offender registrants.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–722(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–722(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 10–102
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1187 – Delegates McCray, Platt, Tarlau, and A. Washington

AN ACT concerning

Career Apprenticeship Opportunity Act of 2016

FOR the purpose of requiring the State Board of Education to develop, on or before a certain date, certain goals for percentages of certain students for completing certain career and technical education programs and earning certain credentials; stating certain goals of the State; requiring, on or before a certain date, the State Board to develop a method to consider, under certain circumstances, a student's attainment of a certain credential as equivalent to a certain Advanced Placement examination score for a certain purpose; requiring the State Board to report to the Governor and the General Assembly on or before a certain date regarding the progress towards attaining certain goals; requiring the Division of Workforce Development and Adult Learning to partner with certain State departments to identify, by a certain date, opportunities to create certain registered apprenticeship programs for a certain

purpose; allowing a credit against the State income tax for the employment of a certain eligible apprentice under certain circumstances; providing that the credit may not exceed a certain amount; providing that any unused credit may be carried forward to another taxable year; requiring a taxpayer claiming the credit to attach certain proof to the taxpayer's return; requiring the Comptroller to adopt certain regulations; providing for the application of this Act; defining a certain term; and generally relating to career and technical education programs and certain apprenticeships in the State.

BY adding to

Article – Education
Section 21–204
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment
Section 11–102(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment
Section 11–103
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Tax – General
Section 10–737
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1188 – Delegates Angel, Carter, Morales, Rosenberg, Sydnor, and M. Washington

AN ACT concerning

**Law Enforcement Officers – Entrance–Level and In–Service Training
Requirements – Mental Health Issues**

FOR the purpose of requiring the Police Training Commission to require that certain entrance–level and in–service training conducted by the State and each county and municipal police training school include certain training concerning mental health issues; and generally relating to law enforcement officers.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–207
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1189 – Delegates Angel, Anderson, B. Barnes, Cullison, Glenn, Haynes, Hill, Holmes, Kelly, Lisanti, McCray, Miele, Morgan, Pena–Melnyk, Pendergrass, S. Robinson, Saab, Sample–Hughes, and Tarlau

AN ACT concerning

Hospitals – Community Benefit Report – Disclosure of Tax Exemptions

FOR the purpose of requiring a hospital to include an itemization of certain tax exemptions in the hospital’s community benefit report; and generally relating to hospitals and community benefit reports.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–303(c)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1190 – Delegates Hettleman, Aumann, Brooks, Cluster, Jalisi, Lafferty, Metzgar, Miele, Morhaim, Stein, Sydnor, West, and P. Young

AN ACT concerning

Human Services – Family Investment Administration – Weighted Caseload Analysis

FOR the purpose of requiring the Executive Director of the Family Investment Administration in the Department of Human Resources to perform a certain weighted caseload analysis on or before a certain date; requiring the Executive Director to report the results of the analysis to the Secretary of Human Resources and the General Assembly on or before a certain date; requiring the Executive Director and the Secretary to use the results of the analysis for a certain purpose and to annually review caseloads and reallocate personnel as necessary based on the results of the analysis; and generally relating to personnel and programs in the Family Investment Administration.

BY repealing and reenacting, without amendments,
Article – Human Services
Section 5–204
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

BY adding to
Article – Human Services
Section 5–204.1
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

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

**House Bill 1191 – Delegates Ebersole, Brooks, Cullison, Hill, Lam, Luedtke,
Pena–Melnyk, Platt, Turner, Valderrama, and Waldstreicher**

AN ACT concerning

**Task Force to Study an Online Program for Paraprofessionals Assisting
Students With Autism**

FOR the purpose of establishing the Task Force to Study an Online Program for Paraprofessionals Assisting Students With Autism; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study an Online Program for Paraprofessionals Assisting Students With Autism.

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

House Bill 1192 – Delegates McMillan, Davis, and Holmes

AN ACT concerning

**Real Property – Condominiums and Homeowners Associations – Resales –
Disclosures and Fees**

FOR the purpose of altering the contents of a certain certificate that a unit owner is required to furnish to a purchaser on resale of a condominium unit under certain circumstances; specifying a certain maximum fee that a council of unit owners may charge for furnishing a certificate to a unit owner under certain circumstances; authorizing a council of unit owners to charge certain maximum fees for the

inspection of a unit and delivery of a certificate under certain circumstances; requiring the Department of Housing and Community Development to adjust in a certain manner the maximum fee that a council of unit owners may charge for furnishing a certificate to a unit owner under certain circumstances; requiring the Department to maintain on its Web site a list of certain maximum fees that may be charged by a council of unit owners or homeowners association; requiring a homeowners association to provide certain information to a lot owner on resale of a lot within a certain time period after receipt of a written request and a certain fee; authorizing a homeowners association to charge certain fees for the delivery of information under certain circumstances; requiring the Department to adjust in a certain manner the maximum fee that a homeowners association may charge for furnishing information to a lot owner under certain circumstances; and generally relating to resales in condominiums and homeowners associations.

BY repealing and reenacting, without amendments,
Article – Real Property
Section 11–135(b)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 11–135(a) and (c) and 11B–106
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1193 – Delegates Platt and Lam

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 and 2015 Supplement)

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

House Bill 1194 – Delegate Cullison

AN ACT concerning

Food Service Facilities – Automated External Defibrillator Program

FOR the purpose of requiring the owner and operator of a certain food service facility to develop and implement an automated external defibrillator program that meets certain requirements; requiring the Department of Health and Mental Hygiene and the Maryland Institute for Emergency Medical Services Systems jointly to adopt certain regulations; and generally relating to an automated external defibrillator program for food service facilities.

BY adding to

Article – Health – General
Section 21–330.3
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1195 – Delegate Lam

AN ACT concerning

Task Force to Reduce Recidivism and Reform Correctional Education

FOR the purpose of establishing the Task Force to Reduce Recidivism and Reform Correctional Education; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Reduce Recidivism and Reform Correctional Education.

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

House Bill 1196 – Delegates Angel, Carter, Fennell, Kramer, Morales, Oaks, Sanchez, Tarlau, and A. Washington

AN ACT concerning

Civil Action – Wrongfully Selling or Furnishing Alcoholic Beverages

FOR the purpose of providing that a civil action for certain damages may be brought against an alcoholic beverages license holder or the license holder's employee who sold or furnished under certain circumstances alcoholic beverages to an individual who is under a certain age or under the influence of alcoholic beverages and who negligently drove or attempted to drive a motor vehicle after consuming the alcoholic beverages; requiring a trier of fact to determine whether a wrongful sale or furnishing of alcoholic beverages was a proximate cause of certain damages; providing for a certain standard of proof; establishing that an action may not be brought under this Act by certain individuals; providing for the admissibility of certain evidence; providing for a certain period of limitations for bringing an action under this Act; defining certain terms; providing for the application of this Act; and generally relating to certain civil liability for wrongfully selling or furnishing alcoholic beverages under certain circumstances.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–2101 through 3–2105 to be under the new subtitle “Subtitle 21. Wrongful Sale or Furnishing of Alcoholic Beverages”

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–105

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1197 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

Prince George’s County – Forest Conservation Act – Net Tract Area PG/MC 114–16

FOR the purpose of altering the defined term “net tract area” as it applies in Prince George’s County to afforestation and reforestation requirements under the Forest Conservation Act to include, under certain circumstances, existing forested land that is located in a 100–year floodplain.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–1601(a) and 5–1606

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–1601(z)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1198 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

**Prince George’s County – Maryland–National Capital Park and Planning Commission – Extraordinary Development District
PG/MC 109–16**

FOR the purpose of authorizing the designation of an extraordinary development district for certain purposes; authorizing the Maryland–National Capital Park and Planning Commission to pledge certain property taxes to a certain special fund for an extraordinary development district under certain circumstances; providing that a certain agreement regarding an extraordinary development district must be executed by the Commission and the governing body of Prince George’s County; providing that the Commission may not enter into a certain agreement regarding an extraordinary development district until certain resolutions are adopted or approved; defining a term; altering a certain definition; and generally relating to extraordinary development districts in Prince George’s County.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 12–201 and 12–210
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY adding to
Article – Land Use
Section 18–310
Annotated Code of Maryland
(2012 Volume and 2015 Supplement)

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

House Bill 1199 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Emergency Medical Services – Motorcycle Unit
PG 312–16**

FOR the purpose of requiring the governing body of Prince George’s County, by local law, to establish an emergency medical response unit that travels by motorcycle to assist with emergencies in Prince George’s County; providing that the local law shall require a member of a certain unit to possess certain licenses or certifications; defining a certain term; and generally relating to emergency medical services providers in Prince George’s County.

BY adding to

Article – Public Safety

Section 7–404

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1200 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Community–Based Developmental Disabilities
Services Providers – County Minimum Wage Reimbursement
PG 414–16**

FOR the purpose of requiring the Department of Health and Mental Hygiene, under certain circumstances, to reimburse community–based developmental disabilities services providers located in Prince George’s County at a rate sufficient to ensure that the hourly wage paid to community direct service workers in the county is the same percentage above the county minimum wage rate as community direct service workers outside the county are paid above the State minimum wage rate; requiring the Department, under certain circumstances, to notify Prince George’s County of the amount the county is required to reimburse the Department under a certain provision of this Act; requiring Prince George’s County, under certain circumstances, to reimburse the Department for the difference between certain reimbursement rates paid to certain providers; requiring that the amount Prince George’s County reimburses the Department under a certain provision of this Act be used to pay an hourly wage to community direct service workers in the county that is the same percentage above the county minimum wage rate as community direct service workers outside the county are paid above the State minimum wage rate; and generally relating to reimbursement rates for community–based developmental disability service providers located in Prince George’s County.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 7–307

Annotated Code of Maryland
(2015 Replacement Volume)

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

**House Bill 1201 – Delegates Ebersole, Carr, Hill, Kelly, Lam, Lierman, Luedtke,
Moon, and Platt**

AN ACT concerning

Election Law – Campaign Finance – Coordinated Expenditures

FOR the purpose of prohibiting a person from making a coordinated expenditure in excess of certain limits or making a donation to a person for the purpose of furthering a coordinated expenditure in excess of certain limits; prohibiting a candidate or political party from being the beneficiary of a coordinated expenditure in excess of certain limits; providing that a person may not be considered to have made a coordinated expenditure solely on certain grounds; providing that a person that makes a disbursement to promote the success of a candidate or political party at an election is presumed to have made a coordinated expenditure under certain circumstances; providing that a person may rebut the presumption that the person made a coordinated expenditure by obtaining a declaratory ruling from the State Board of Elections; providing that a person, candidate, or political party that willfully and knowingly violates this Act is guilty of a misdemeanor and on conviction is subject to certain fines; authorizing the State Board to investigate a potential violation of this Act in a certain manner; authorizing the State Board to impose a certain civil penalty for an unintentional violation of this Act or refer a suspected willful and knowing violation of this Act to the State Prosecutor; requiring a fine or penalty under this Act to be paid by certain persons and distributed to the Fair Campaign Financing Fund; authorizing the State Board to adopt regulations to implement this Act; altering certain definitions; defining certain terms; and generally relating to coordinated expenditures.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 1–101(o) and (bb)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Election Law
Section 13–248
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Election Law

Section 13–306(a)(6)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1202 – Delegates McComas and Malone

AN ACT concerning

Criminal Procedure – Petition for Writ of Actual Innocence – Appeal Right

FOR the purpose of providing that a certain person aggrieved by an order on a petition for writ of actual innocence may appeal to the Court of Special Appeals; requiring the appeal to be in a form set by the Maryland Rules; providing that the court may take certain actions under certain circumstances; and generally relating to a petition for writ of actual innocence.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 8–301(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY adding to
Article – Criminal Procedure
Section 8–301(h) and (i)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1203 – Delegates C. Wilson, Barkley, Bromwell, Carr, Dumais, Frush, Healey, Jameson, Kipke, Krebs, McMillan, W. Miller, and Szeliga

AN ACT concerning

Creation of a State Debt – Dorchester County – Patriot Point

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

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

House Bill 1204 – Delegates Vogt, Anderton, Arentz, Aumann, Buckel, Carozza, Carter, Folden, Ghrist, Glass, Grammer, Hornberger, Jacobs, Jalisi, Kittleman, Malone, McComas, McKay, Metzgar, Miele, Morgan, Otto, Reilly, Rose, Shoemaker, Sophocleus, C. Wilson, and K. Young

AN ACT concerning

**Education – PARCC Testing – Exemption for Children With Disabilities
(Ben’s Rule)**

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

BY repealing and reenacting, with amendments,
Article – Education
Section 7–203
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1205 – Delegates Jacobs, Arentz, and Otto

AN ACT concerning

Oyster Advisory Commission – Membership and Appointments

FOR the purpose of altering the membership and appointment authority for the Oyster Advisory Commission in the Department of Natural Resources.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–204(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1206 – Delegates P. Young, Aumann, Bromwell, Brooks, Ebersole, Grammer, Jalisi, Lafferty, Lam, Metzgar, Miele, and West

AN ACT concerning

Baltimore County – Admissions and Amusement Tax – Classes and Rates

FOR the purpose of limiting the rate of admissions and amusement tax that may be imposed in Baltimore County on gross receipts derived from charges imposed for certain activities; and generally relating to the admissions and amusement tax in Baltimore County.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 4–105(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 4–105(e)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Tax – General
Section 4–105(h)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1207 – Delegates McKay, Buckel, Folden, Impallaria, Jackson, Krebs, McComas, Parrott, Rey, Rose, Shoemaker, Vogt, and Wivell

AN ACT concerning

Public Safety – Handgun Permits – Correctional Officer

FOR the purpose of establishing a presumption that an applicant for a permit to carry, wear, or transport a handgun has a good and substantial reason to carry, wear, or transport a handgun if the applicant is a certain correctional officer; defining a certain term; and generally relating to permits to carry, wear, or transport a handgun.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–301(a) and (d) and 5–306(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – Public Safety

Section 5–306(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1208 – Delegates D. Barnes, Angel, and Davis

AN ACT concerning

Creation of a State Debt – Prince George’s County – Mt. Ephraim Multipurpose Room

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Mt. Ephraim Community Non–Profit Development Corporation for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1209 – Delegates Vogt, S. Howard, Malone, Miele, Morgan, and Parrott

CONSTITUTIONAL AMENDMENT

AN ACT concerning

General Assembly – Limitation of Terms

FOR the purpose of limiting the number of consecutive terms as either a Senator or a Delegate to which a person may be elected; limiting the total number of terms as a member of the General Assembly to which a person may be elected; specifying how service for a certain partial term shall be considered for purposes of the term limits; making stylistic changes; generally relating to limiting the number of terms members of the General Assembly may serve; 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 III – Legislative Department
Section 6

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

House Bill 1210 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class C Beer, Wine, and Liquor Licenses

FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to issue Class C beer, wine, and liquor licenses in certain locations in Baltimore City; altering the areas for which the Board may waive certain distance restrictions between a building for which a license is transferred and a place of worship or school; and generally relating to Class C beer, wine, and liquor licenses in Baltimore City.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 12–102

Annotated Code of Maryland

(As enacted by Chapter __ (S.B.724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 12–1603 and 12–1605(a)

Annotated Code of Maryland

(As enacted by Chapter __ (S.B.724) of the Acts of the General Assembly of 2016)

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

House Bill 1211 – Delegates Kipke, Chang, Hayes, Krebs, McMillan, and Oaks

AN ACT concerning

Discount Vision Plans – Provider Contracts

FOR the purpose of prohibiting a contract between a discount medical plan organization and a provider of certain vision care services from limiting or specifying certain fees or requiring the provider to participate in one discount vision plan as a condition for participating in another discount vision plan or in a certain provider panel; requiring the contract to require that certain changes to the contract be made in a certain manner and to disclose each discount that the provider is required to accept from a discount vision plan member for certain services; providing that a certain provider of vision care services may elect to reject certain schedules of discounts under certain circumstances; prohibiting certain provider contracts from containing a provision that conditions participation in a certain provider panel on participation in a discount vision plan; defining certain terms; providing for the application of this Act; and generally relating to discount vision plans.

BY repealing and reenacting, with amendments,

Article – Insurance

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

Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–112.2(a)(1) and (11)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1212 – Delegate Morhaim

AN ACT concerning

Public Health – Overdose and Infectious Disease Prevention Safer Drug Use Facility Program

FOR the purpose of authorizing the establishment of an Overdose and Infectious Disease Prevention Safer Drug Use Facility Program by certain entities in certain jurisdictions; requiring the Department of Health and Mental Hygiene to make a certain determination on a certain application based on certain criteria and within a certain period of time; requiring the Department to provide a written explanation of a certain determination to a certain entity; requiring a Program to provide certain services; authorizing a Program to provide certain services; authorizing a Program to bill a certain insurance carrier for certain services provided, accept donations, grants, and other financial assistance, and apply for certain grants; requiring a Program to collect certain data; authorizing a Program to contract with a certain entity for a certain purpose; requiring a Program to submit a certain report to certain committees of the General Assembly and the Department on or before a certain date each year; requiring the administrator of a Program to develop and implement a certain plan for evaluation of the Program based on certain knowledge; prohibiting certain persons, under certain circumstances, from being subject to arrest, prosecution, or certain penalties or from being denied any right or privilege for involvement in the operation or use of services of a Program; prohibiting certain persons, under certain circumstances, from being subject to the seizure or forfeiture of certain real or personal property under certain laws; providing that certain persons are not immune from criminal prosecution for certain activities; defining certain terms; and generally relating to an Overdose and Infectious Disease Prevention Safer Drug Use Facility Program.

BY adding to
Article – Health – General
Section 24–1501 through 24–1507 to be under the new subtitle “Subtitle 15.
Overdose and Infectious Disease Prevention Safer Drug Use Facility
Program”
Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1213 – Delegates Haynes, Hettleman, Holmes, Jones, Morhaim, Rosenberg, Stein, and Walker

AN ACT concerning

Education – Broadening Options and Opportunity for Students and Teachers (BOOST) Program – Establishment

FOR the purpose of establishing the Broadening Options and Opportunity for Students and Teachers (BOOST) Program for certain purposes; establishing a BOOST Authority in the Department of Economic Competitiveness and Commerce for certain purposes; providing for the membership and duties of the Authority; prohibiting members of the Authority from having certain financial interests; prohibiting members of the Authority from receiving certain compensation subject to a certain exception; requiring members of the Authority to file certain financial disclosures; establishing certain criteria and procedures for determining an eligible school and an eligible student; requiring that an eligible school make a certain reimbursement under certain circumstances; establishing certain criteria and procedures for awarding certain scholarships under certain circumstances; establishing the maximum scholarship amount under the Program; establishing the BOOST Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department, with advice and consultation of the Authority, to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Department to obtain the services of an independent third party to conduct a bidding process for the purchase of certain tax credits for certain purposes; establishing certain requirements and procedures for certain offers for certain tax credit bids; limiting the total amount of tax credits that may be allocated; requiring certain designated contributions to be paid to the Fund in a certain amount; providing for the issuance and award of certain tax credit certificates; providing for certain penalties under certain circumstances; providing for the reallocation of certain designated contributions under certain circumstances; authorizing the Department to purchase certain insurance for certain purposes; requiring a certain disclosure under certain circumstances; authorizing a purchaser of certain tax credits to claim the credits in certain taxable years; providing for the transfer of certain tax credits; excluding certain tax credits from certain additional taxes; prohibiting a purchaser or affiliate from having certain interests in certain schools; requiring a certain amount to be transferred from the Fund into the Cigarette Restitution Fund by a certain date; authorizing certain transfers by budget amendment; requiring the Governor to make a certain appropriation to the Fund in

a certain fiscal year to cover certain costs; providing that certain money in the Fund on a certain date reverts to the General Fund; stating the intent of the General Assembly; requiring the Department to submit a certain report to the Governor and the General Assembly by a certain date; providing for the construction of this Act; defining certain terms; providing for the termination of this Act; and generally relating to the Broadening Options and Opportunity for Students and Teachers (BOOST) Program.

BY adding to

Article – Economic Development

Section 5–1501 through 5–1514 to be under the new subtitle “Subtitle 15. Broadening Options and Opportunity for Students and Teachers (BOOST) Program”

Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY adding to

Article – Insurance

Section 6–123

Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)84. and 85.

Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)86.

Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Tax – General

Section 10–737

Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1214 – Delegates Davis, Angel, and B. Barnes

AN ACT concerning

Creation of a State Debt – Prince George’s County – Bishop McNamara High School Dining Hall and Student Center

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

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

House Bill 1215 – Delegate C. Wilson

AN ACT concerning

Civil Actions – Child Sexual Abuse – Statute of Limitations

FOR the purpose of altering the statute of limitations in certain civil actions relating to child sexual abuse; providing for the application of this Act; and generally relating to child sexual abuse.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–117
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1216 – Delegates Chang, Beidle, Carey, Hornberger, S. Howard, Jackson, Malone, McConkey, Rose, Saab, Shoemaker, Simonaire, Sophocleus, and P. Young

AN ACT concerning

General Provisions – Commemorative Days – K9 Veterans Day

FOR the purpose of requiring the Governor annually to proclaim a certain day as K9 Veterans Day; and generally relating to commemorative days.

BY renumbering

Article – General Provisions
Section 7–402 through 7–413, respectively
to be Section 7–403 through 7–414, respectively
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

BY adding to

Article – General Provisions
Section 7–402
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

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

House Bill 1217 – Delegates Sample–Hughes, Angel, Cullison, Hayes, Haynes, Hill, Jacobs, Kelly, Krimm, Lam, Oaks, Otto, Patterson, Reznik, Tarlau, and Turner

AN ACT concerning

Maryland Medical Assistance Program – Specialty Mental Health and Substance Use Disorder Services – Parity

FOR the purpose of requiring the Department of Health and Mental Hygiene to adopt regulations to ensure that the Maryland Medical Assistance Program is in compliance with certain federal laws; requiring the regulations to include standards regarding treatment limitations for specialty mental health and substance use disorder services that comply with the federal laws and relate to certain items; providing that the treatment limitations comply with the federal laws if certain factors used in applying a treatment limitation meet certain requirements for medical and surgical services; and generally relating to the Maryland Medical Assistance Program and compliance with federal laws relating to specialty mental health and substance use disorder services.

BY adding to

Article – Health – General
Section 15–103.6
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1218 – Delegates McIntosh, Anderson, and M. Washington

AN ACT concerning

Creation of a State Debt – Baltimore City – Stony Run Path

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of Strong City Baltimore, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1219 – Delegate Mautz

AN ACT concerning

**Creation of a State Debt – Caroline County – Mt. Pleasant Heritage Preservation
Community Education Center**

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

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

**House Bill 1220 – Chair, Health and Government Operations Committee (By
Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

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

FOR the purpose of authorizing the Inspector General or a certain Assistant Inspector General in the Department of Health and Mental Hygiene to subpoena any person or evidence, administer oaths, and take depositions and other testimony for the purpose of investigating fraud, waste, or abuse of departmental health program funds; authorizing a certain court to take certain actions under certain circumstances if a person fails to comply with a certain order or subpoena; authorizing the Inspector General to impose a civil money remedy against a provider for a certain violation under certain circumstances; establishing the maximum amount of a civil money remedy; specifying the factors that must be considered in

setting the amount of a civil money remedy; requiring the Inspector General to provide certain notice and order to a provider of the imposition of a civil money remedy; requiring the notice and order to be served in a certain manner and to include certain information; establishing a certain right to appeal from an order imposing a civil money remedy; requiring a provider to pay a civil money remedy within a certain period under certain circumstances; requiring the Inspector General to adopt certain regulations; authorizing the Inspector General or a certain person acting on behalf of the Inspector General to use extrapolation to determine the rate of error or overpayment under certain circumstances; providing that an audit of a provider may be conducted using extrapolation to determine the rate of error or overpayment for certain claims made by the provider; specifying the types of claims that may not be included in a sample to be used for extrapolation; specifying the qualifications of certain individuals conducting an audit for the Inspector General; requiring the Inspector General to provide certain notice of an audit within a certain time frame to a provider; requiring the Inspector General to conduct an exit conference and provide certain information to a provider under certain circumstances; authorizing a provider to challenge certain findings and conclusions within a certain period of time after the exit conference; requiring the Inspector General to review certain additional documentation and to issue a final report and recovery letter; authorizing a health care provider to appeal a final determination by the Inspector General in a certain manner; authorizing a provider to challenge the accuracy of a certain audit; authorizing the Department to adopt certain findings of the federal government under certain circumstances; requiring the Department to provide a provider with an audit report of the federal government and certain other information under certain circumstances; authorizing a provider to challenge certain findings and conclusions within a certain period of time after receipt of a certain recovery letter; defining certain terms; and generally relating to the Department of Health and Mental Hygiene and health program integrity and recovery activities.

BY repealing and reenacting, with amendments,

Article – Health – General
Section 2–503
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Health – General
Section 2–504.1; and 2–701 through 2–705 to be under the new subtitle “Subtitle 7.
Use of Extrapolation in Recovery of Health Claim Overpayments”
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1221 – Delegate Hammen

EMERGENCY BILL

AN ACT concerning

Maryland Medical Assistance Program – Presumptive Eligibility – Required Participation by Hospitals

FOR the purpose of requiring certain hospitals, in accordance with certain regulations, to agree to make presumptive eligibility determinations for the Maryland Medical Assistance Program and actively submit presumptive eligibility applications to the Department of Health and Mental Hygiene; defining a certain term; making this Act an emergency measure; and generally relating to presumptive eligibility for the Maryland Medical Assistance Program.

BY adding to

Article – Health – General
Section 15–148
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1222 – Delegates Adams, Mautz, and Sample–Hughes

AN ACT concerning

Dorchester County – Recycling at Special Events – Exemptions

FOR the purpose of exempting Dorchester County from a requirement to revise its recycling plan by a certain date to address recycling at special events; exempting Dorchester County from certain requirements regarding recycling at special events; and generally relating to recycling at special events in Dorchester County.

BY repealing and reenacting, without amendments,

Article – Environment
Section 9–1703(a) and (b)(14)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment
Section 9–1703(g) and 9–1712
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Environment
Section 9–1703(h)

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1223 – Delegate O’Donnell

AN ACT concerning

Natural Resources – Apprentice Hunting License – Establishment

FOR the purpose of establishing an apprentice hunting license that confers certain rights on a purchaser of the license; authorizing a person to obtain an apprentice hunting license without having first been issued a certificate of competency in firearms and hunter safety; authorizing certain persons to hunt under an apprentice hunting license only if accompanied and directly supervised by certain other persons; requiring a person who accompanies and directly supervises an apprentice hunting licensee to maintain certain contact with, provide certain direction to, and be in a certain physical position related to the apprentice hunting licensee; authorizing certain apprentice hunting licensees to hunt without supervision under certain circumstances; limiting to a certain amount the number of apprentice hunting licenses that may be issued to a person in the person’s lifetime; prohibiting the renewal of an apprentice hunting license; prohibiting the issuance of an apprentice hunting license to certain persons; establishing certain fees for resident and nonresident apprentice hunting licenses; and generally relating to the establishment of the apprentice hunting license.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–301(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–301(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1224 – Delegates Lam, Frush, and Turner

AN ACT concerning

Organ Donation Driver Education Act of 2016

FOR the purpose of requiring the Motor Vehicle Administration to adopt regulations requiring that classroom instruction for the driver education program include a video course of a certain duration that pertains to organ, eye, and tissue donation in the State and becoming an organ, eye, or tissue donor; requiring the video course to be completed in the classroom; making a stylistic change; and generally relating to the driver education program.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–505
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1225 – Delegates Gutierrez, Carr, and Waldstreicher

AN ACT concerning

**Creation of a State Debt – Montgomery County – Noyes Children’s Library
Renovation and Expansion**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Noyes Children’s Library Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1226 – Delegate A. Washington

AN ACT concerning

Recordation and Transfer Taxes – Transfer of Controlling Interest – Exemptions

FOR the purpose of altering a certain exemption from recordation and transfer taxes so as to provide that a transfer of a controlling interest in a real property entity is not subject to recordation and transfer taxes if the transfer of the real property owned by the real property entity between the same transferor and transferee of the controlling interest under the same circumstances would have been exempt under certain provisions of law; altering a certain exemption from recordation and transfer taxes so as to provide that the recordation and transfer tax is not imposed on the transfer of a controlling interest in a real property entity to another entity if the ownership interests in the transferee entity are owned by the same persons and in

the same proportion who own the transferor entity or the real property entity the controlling interest of which was transferred; repealing a provision of law providing that recordation and transfer taxes are not imposed on the transfer of a controlling interest in a real property entity if each transferor, each transferee, and each real property entity are certain types of business entities; and generally relating to exemptions from recordation and transfer taxes for certain transfers of controlling interests in a real property entity.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 12–117
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 13–103
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1227 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Admissions and Amusement Tax – Baltimore City – Amateur Sports League Fees

FOR the purpose of authorizing the Mayor and City Council of Baltimore City to exempt from the admissions and amusement tax certain gross receipts from any charge or fee to participate in an amateur recreational sports event or league; prohibiting in Baltimore City the imposition of the admissions and amusement tax for certain gross receipts from a charge or fee to participate in an amateur recreational sports event or league collected on or before a certain date; and generally relating to certain exemptions from the admissions and amusement tax.

BY adding to
Article – Tax – General
Section 4–104(f)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1228 – Delegates A. Washington, Ebersole, Fennell, Frush, C. Howard, Knotts, Luedtke, McCray, Patterson, and Tarlau

AN ACT concerning

Education – Grounds for Discipline

FOR the purpose of altering certain procedures for suspending or dismissing certain public school personnel; authorizing certain school personnel to request arbitration under certain circumstances; specifying the procedures for arbitration; providing that an arbitrator's award is final and binding on the parties, subject to review by a circuit court; and generally relating to procedures for suspending or dismissing certain public school personnel.

BY repealing and reenacting, with amendments,
Article – Education
Section 6–202
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1229 – Delegate Dumais

AN ACT concerning

Estates and Trusts – Elective Share of Surviving Spouse

FOR the purpose of repealing certain provisions of law relating to a surviving spouse making an election to take a certain share of the net estate of the decedent instead of the property left to the surviving spouse under the will; establishing the purposes of this Act; providing that a surviving spouse may take a certain elective share amount of a certain augmented estate; recodifying certain provisions of law relating to the right of election of a surviving spouse and certain time limits to elect to take an elective share; establishing certain procedures and a certain form for an election to take an elective share; authorizing the waiver of a certain right of election; requiring certain fiduciaries to deliver certain information and provide certain notice relating to a certain elective share of a surviving spouse; requiring a certain trustee to provide certain notice relating to the trust within a certain period of time; establishing the priority to be used in determining the sources from which a certain elective share amount is payable; establishing the manner of payment of a certain elective share under certain circumstances; providing certain immunity for certain payors and other third parties who make certain payments or transfers before receiving notice of a certain election; establishing the effect of an election to take a certain elective share on the rights of the surviving spouse under a certain will and certain revocable trust; authorizing certain persons to petition the orphans' court to modify certain calculations or sources of payment of a certain elective share; establishing a certain rebuttable presumption relating to the exclusion of certain property from a certain augmented estate; authorizing the orphans' court to consider certain factors when determining whether to include certain property in the value of

a certain augmented estate or certain spousal benefits; requiring a surviving spouse who has elected to take an elective share to be removed as personal representative of the decedent's estate; providing that a personal representative is entitled to certain reimbursement for certain commissions and attorney's fees in connection with a certain action; defining certain terms; making stylistic changes; providing for the application of this Act; and generally relating to the elective share of a surviving spouse.

BY repealing and reenacting, with amendments,

Article – Estates and Trusts

The subtitle designation to be “Subtitle 2. Family Allowance; Dower and Curtesy” immediately preceding Section 3–201; 6–306(a), and 7–603

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Estates and Trusts

Section 3–201(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing

Article – Estates and Trusts

Section 3–203 through 3–208

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY adding to

Article – Estates and Trusts

Section 3–401 through 3–411 to be under the new subtitle “Subtitle 4. Elective Share of Surviving Spouse”; and 14.5–604

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1230 – Delegates Turner, Branch, Hixson, Jones, Kaiser, Moon, Morhaim, and Platt

AN ACT concerning

**Campaign Finance – Departmental Secretaries – Solicitation of Contributions
or Donations**

FOR the purpose of prohibiting a secretary of a principal department of the Executive Branch of State government from soliciting contributions or donations from an entity doing business with the State or a director or an officer of an entity doing business

with the State; defining certain terms; and generally relating to prohibiting departmental secretaries from soliciting contributions or donations from certain persons.

BY adding to

Article – Election Law

Section 13–244

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1231 – Delegates Vallario, Holmes, Jackson, and Valentino-Smith

AN ACT concerning

**Creation of a State Debt – Prince George’s County – American Legion Post 381
Annex**

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

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

House Bill 1232 – Delegates Dumais and McComas

AN ACT concerning

Child Custody – Legal Decision Making and Parenting Time

FOR the purpose of repealing references to the terms “child custody” and “visitation” in certain instances and substituting the terms “legal decision making” and “parenting time” in certain instances; requiring the court, in determining the appropriate allocation of legal decision making or parenting time between the parties, to consider certain factors; authorizing the court to consider certain factors; specifying that certain factors are not relevant, except under certain circumstances; requiring the court to articulate certain findings of fact on the record; authorizing the court to award joint legal decision making to both parties under certain circumstances; prohibiting a party from changing certain circumstances of a child without agreement of the other party or order of the court under certain circumstances; authorizing the court to modify a child custody or visitation order or a legal decision making or parenting time order under certain circumstances; specifying that a party’s proposal to relocate the residence of the party or the child in a certain manner

constitutes a material change in circumstances for purposes of a modification of an order; specifying the purposes of this Act; repealing certain provisions relating to a petition for visitation of a grandchild by a grandparent; authorizing a certain de facto parent and a certain individual who has established an ongoing personal relationship with a child to file a certain petition or motion in certain proceedings under certain circumstances; requiring a court to determine whether it is in the best interest of a child to grant legal decision making or parenting time to a de facto parent under certain circumstances, or visitation rights to a certain individual who has established an ongoing personal relationship with a child under certain circumstances; authorizing the court to consider certain factors in determining whether a certain decision of a legal parent is contrary to the best interest of the child and whether it is in the best interest of the child to grant certain relief to a certain individual; requiring the court to make certain findings of fact under certain circumstances; repealing certain provisions relating to the relevancy of a disability of a party in a child custody or visitation proceeding; making certain clarifying and conforming changes; defining certain terms; and generally relating to child custody, visitation, legal decision making, and parenting time.

BY repealing

Article – Family Law

Section 5–203(d), 9–102, and 9–107

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Family Law

Section 9–101, 9–102, and 9–106 to be under the amended title “Title 9. Custodial Arrangements for Children” and the amended subtitle “Subtitle 1. Definitions; General Provisions”; and 9–201 through 9–204 to be under the new subtitle “Subtitle 2. Legal Decision Making and Parental Responsibility – Judicial Determinations”

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 9–101, 9–101.1, 9–101.2, 9–103, 9–104, 9–105, 9–106, and 9–108

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1233 – Delegates Ebersole, Luedtke, Tarlau, and P. Young

AN ACT concerning

Education – Administration of Standardized Tests and Assessments – Notice

FOR the purpose of requiring certain county boards of education to review and update annually a certain list of certain tests and assessments and a certain date range for the administration of certain tests and assessments; requiring certain county boards to provide parents and guardians, via e-mail, certain information regarding certain tests and assessments on or before certain dates; requiring the State Superintendent of Schools to create a certain model and provide the model and certain information regarding certain elements of certain tests and assessments to certain county boards; requiring certain county boards to provide certain information in certain languages, to the extent practicable; requiring certain information to be posted on certain Web sites and updated within a certain number of days under certain circumstances; defining a certain term; and generally relating to providing notice of the administration of standardized tests and assessments.

BY repealing and reenacting, without amendments,
Article – Education
Section 7–204(a)(4)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Education
Section 7–204.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1234 – Delegate Carey

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Glen Burnie High School Field House and Concession Stand

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the County Executive and County Council of Anne Arundel County for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1235 – Delegate West

AN ACT concerning

Maryland Medical Assistance Program – Nursing Services – Skills Checklist

FOR the purpose of requiring the Secretary of Health and Mental Hygiene to specify in regulations the skills checklist used as part of the process of determining the competency of nurses, certified nursing assistants, and home health aides to render nursing services through a residential service agency or a home health agency that is participating in the Maryland Medical Assistance Program; and generally relating to nursing services provided through the Maryland Medical Assistance Program.

BY adding to

Article – Health – General

Section 15–106.1

Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1236 – Delegates Valentino–Smith, Clippinger, Glenn, B. Robinson, Rosenberg, and Waldstreicher

AN ACT concerning

Vehicle Equipment – Counterfeit and Nonfunctional Airbags – Prohibitions

FOR the purpose of prohibiting a person from importing, manufacturing, distributing, selling, or offering for sale a counterfeit airbag or a nonfunctional airbag; prohibiting a person from installing a counterfeit airbag or a nonfunctional airbag in a motor vehicle; prohibiting a person from selling or installing a device that causes the vehicle diagnostic system to inaccurately indicate that the airbag is functional when a counterfeit airbag, a nonfunctional airbag, or no airbag is installed; prohibiting a person from representing to another person that a counterfeit airbag or a nonfunctional airbag that is or will be installed in a motor vehicle is a functional airbag; prohibiting a person from assisting in or causing a violation of this Act; establishing certain penalties for a violation of this Act; defining certain terms; and generally relating to motor vehicle equipment and counterfeit airbags and nonfunctional airbags.

BY adding to

Article – Transportation

Section 22–419

Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1237 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class A Beer, Wine, and Liquor
Licenses – Purchases From Licensed Wholesalers
MC 3–16**

FOR the purpose of establishing a Class A beer, wine, and liquor license in Montgomery County as of a certain date; providing for the privileges and the annual license fee for a Class A beer, wine, and liquor license; requiring the Board of License Commissioners to adopt certain regulations governing the sale of alcoholic beverages by a holder of a Class A beer, wine, and liquor license; authorizing a holder of a Class A beer, wine, and liquor license in Montgomery County, beginning on a certain date, to sell liquor at retail to customers for off-premises consumption; authorizing a holder of certain alcoholic beverages licenses in Montgomery County, beginning on a certain date, to elect to purchase alcoholic beverages from a licensed wholesaler in addition to or instead of from the Department of Liquor Control; requiring a license holder to provide written notice within a certain time to the Department; requiring that the notice contain certain information; requiring that the Department issue to the license holder a letter of confirmation; requiring that a license holder display the letter conspicuously on the licensed premises; submitting this Act to a referendum of the qualified voters of Montgomery County; and generally relating to the establishment of a Class A beer, wine, and liquor license and the purchase of alcoholic beverages from a licensed wholesaler in Montgomery County.

BY renumbering

Article – Alcoholic Beverages

Section 25–901

to be Section 25–901.1

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 25–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 25–307, 25–1005, 25–1007, 25–1905, and 25–2707

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 25–901

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1238 – Delegate Grammer

AN ACT concerning

**Baltimore County – Alcoholic Beverages – Sale of Beer Kegs by Class 5
Breweries**

FOR the purpose of authorizing in Baltimore County a holder of a Class 5 manufacturer’s license to sell kegs of beer at retail under certain circumstances; specifying that a Class 5 manufacturer that sells kegs of beer is subject to certain provisions of law; and generally relating to the sale of kegs of beer in Baltimore County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 2–206(a) and (b) and 21–106

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 2–206(e)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1239 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Class 5 Brewery License – On–Premises Consumption

FOR the purpose of altering the total amount of beer that a holder of a Class 5 brewery license may sell each year for on–premises consumption under certain circumstances; and generally relating to alcoholic beverages in the State.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 2–207

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

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

House Bill 1240 – Delegates Ciliberti, Afzali, Arentz, Aumann, McConkey, McKay, Metzgar, Vogt, and West

AN ACT concerning

Sediment Control – Violations – Enforcement

FOR the purpose of authorizing a person aggrieved by a certain final decision of the Department of the Environment to seek judicial review; requiring the Department to deliver a certain number of warning notices and provide an opportunity for corrective action before imposing a certain penalty on a person accused of a certain violation; making stylistic changes; and generally relating to violations of State sediment control laws.

BY repealing and reenacting, with amendments,
Article – Environment
Section 4–115 and 4–116
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1241 – Delegates Kipke and Bromwell

AN ACT concerning

Pharmacy Benefits Managers – Contracts With and Reimbursement of Pharmacists

FOR the purpose of requiring each initial and renewal contract between a pharmacy benefits manager and a contracted pharmacy to include the sources used to determine maximum allowable cost pricing; requiring a pharmacy benefits manager to update its pricing information at certain intervals and for a certain purpose; specifying the format in which certain pricing updates must be provided by a pharmacy benefits manager to a contracted pharmacy; requiring a pharmacy benefits manager, within a certain time period after a certain pricing information update, to reimburse a contracted pharmacy for certain drugs based on the updated pricing information; altering the procedure that a pharmacy benefits manager must maintain to eliminate products from a certain list of drugs; requiring the procedure to eliminate products from the list to remain consistent with the availability of the products in the marketplace and to eliminate products from the list within a certain period of time; altering the requirements that must be met before a prescription drug

is placed on a maximum allowable cost list by a pharmacy benefits manager; altering the requirements for a process to appeal, investigate, and resolve certain disputes that must be included in each contract between a pharmacy benefits manager and a contracted pharmacy; altering a certain definition; and generally relating to contracts between pharmacy benefits managers and pharmacists and reimbursement of pharmacists by pharmacy benefits managers.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–1628.1
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1242 – Delegates Kipke and Bromwell

AN ACT concerning

Pharmacy Benefits Managers – Reimbursement and Pharmacy Choice

FOR the purpose of prohibiting a pharmacy benefits manager from reimbursing a pharmacy or pharmacist for a pharmaceutical product or pharmacist service in a certain amount; authorizing a pharmacy or pharmacist to decline to provide a pharmaceutical product or pharmacist service to a patient or a pharmacy benefits manager under certain circumstances; prohibiting a pharmacy benefits manager or health benefit plan from imposing certain conditions on an individual or covered entity under certain circumstances; requiring a pharmacy benefits manager or health benefit plan to obtain certain consent from an individual under certain circumstances; providing that an insured or other person covered under a health benefit plan is entitled to reimbursement for a certain service under certain circumstances; requiring the Maryland Insurance Commissioner to enforce this Act; authorizing the Commissioner to render a certain decision and impose penalties under certain circumstances; and generally relating to pharmacy benefits managers.

BY adding to
Article – Insurance
Section 15–1611
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1243 – Delegates Angel, Cullison, Hayes, Hill, Kelly, Miele, Saab, and Sample–Hughes

AN ACT concerning

Maryland Medical Assistance Program – Specialty Care – Prohibition on Authorization

FOR the purpose of requiring, on or before a certain date, the Department of Health and Mental Hygiene to adopt regulations that require the Department to determine the date on which the eligibility of a Maryland Medical Assistance Program recipient ends, require the Department to include certain information on an authorization for special care, and prohibit the Department from authorizing specialty care beyond a certain date; and generally relating to the Maryland Medical Assistance Program and the authorization of specialty care.

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

House Bill 1244 – Delegate Carey

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Sun Valley Park Playground

FOR the purpose of authorizing the creation of a State Debt in the amount of \$50,000, the proceeds to be used as a grant to the County Executive and the County Council of Anne Arundel County for certain development or improvement purposes; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1245 – Delegates Adams, Arentz, Beitzel, Buckel, Ghrist, Jacobs, Kelly, Korman, McKay, and Otto

AN ACT concerning

Income Tax Credit – Single-Family Dwellings – Smoke Detection Systems

FOR the purpose of allowing a certain owner of a single-family dwelling to claim a credit against the State income tax in a certain amount if a certain smoke detection system is installed in the dwelling; requiring the individual claiming the tax credit to provide certain verification of ownership and certain proof of purchase and installation; limiting the tax credit to one record owner of a single-family dwelling; providing that the amount of the credit may not exceed the State income tax for that taxable year; authorizing a certain individual to apply any excess amount of the credit against the State income tax for succeeding taxable years; providing for the application of this Act; and generally relating to an income tax credit for single-family dwellings with certain smoke detection systems.

BY adding to

Article – Tax – General

Section 10–737

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1246 – Delegate Adams

AN ACT concerning

Income Tax Withholding – Employer Liability – Safe Harbor

FOR the purpose of providing that certain employers and payors that fail to withhold or pay income tax are not personally liable for the income tax under certain circumstances; and generally relating to the failure of an employer or payor to withhold or pay certain income tax.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–906

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1247 – Delegates Hayes, Angel, Bromwell, Hettleman, Hill, Jalisi, Kipke, Lam, Lierman, McMillan, Oaks, Pena–Melnik, Sample–Hughes, Turner, M. Washington, and West

EMERGENCY BILL

AN ACT concerning

Insurance – Self–Funded Student Health Plans

FOR the purpose of exempting from State insurance laws a self–funded student health plan operated by an independent institution of higher education that provides health care services to its students and their dependents under certain circumstances; requiring a certain report of an independent institution of higher education to be filed on a certain date; requiring certain certifications to be construed in a certain manner; providing for the application of this Act; making a stylistic change; making this Act an emergency measure; and generally relating to self–funded student health plans and State insurance laws.

BY repealing and reenacting, with amendments,

Article – Insurance
Section 1–202
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1248 – Delegates Carr, Afzali, Ebersole, Fennell, Gutierrez, Kelly, Luedtke, McCray, Moon, Patterson, Platt, S. Robinson, Shoemaker, Tarlau, Turner, A. Washington, M. Washington, and K. Young

AN ACT concerning

Public Funding and Small Donor Act for General Assembly Elections

FOR the purpose of establishing a system of public financing of campaigns for certain General Assembly candidates; requiring the State Board of Elections to administer the system of public financing for General Assembly candidates; specifying certain powers and duties of the State Board; requiring the Comptroller to credit to the Fair Campaign Financing Fund money collected under certain provisions of this Act and to distribute public contributions to the campaign finance entities of certain candidates for election to the General Assembly; repealing a certain provision of law regarding distributions from the Fund; requiring the State Board to transfer to the Comptroller for the purposes of a certain fund certain money, contributions, fines, and donations; defining certain terms; specifying certain procedures, requirements, and conditions participating candidates must meet to receive a distribution from the Fund; requiring that participating candidates adhere to certain campaign expenditure limits; authorizing participating candidates to raise certain supplemental private contributions under certain circumstances; prohibiting a participating candidate from being a member of a slate; prohibiting a participating candidate from accepting a contribution from a political party; requiring a participating candidate who opts out of public financing to repay the full amount of the public contribution received by the candidate and pay a certain penalty; providing for judicial review of certain actions by the State Board, subject to a certain exception; providing for certain penalties; providing that certain captions are not law and may not be considered to have been enacted as part of this Act; requiring the State Board to adopt certain regulations; making provisions of this Act severable; creating a Commission to Study Public Financing of Elections in Maryland; providing for the membership, duties, and staffing of the Commission; requiring the Commission to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; requiring the State Board to provide certain reports to certain persons on or before certain dates on certain matters; and generally relating to the Public Funding and Small Donor Act for General Assembly Elections.

BY repealing
Article – Election Law

Section 15–106
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 13–235 and 15–103
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Election Law
Section 15.5–101 through 15.5–118 to be under the new title “Title 15.5. Public
Funding and Small Donor Act for General Assembly Elections”
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1249 – Delegate Carey

AN ACT concerning

Hunting and Fishing – Complimentary Licenses – Wounded Military and Veterans

FOR the purpose of authorizing the Department of Natural Resources to issue a complimentary angler’s license, Chesapeake Bay and coastal sport fishing license, or hunting license and any associated State–issued stamps or permits to a person who is a member of the armed services or a veteran and has a service–connected disability; making certain stylistic changes; and generally relating to complimentary hunting and fishing licenses.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–607, 4–745(e), and 10–303
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–745(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government

Section 9–901(a) and (d)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1250 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel and Walker

AN ACT concerning

Income Tax – Pass-Through Entities – Exemption

FOR the purpose of allowing a subtraction modification under the State income tax for up to a certain amount of nonpassive income attributable to certain pass-through entities; providing that the subtraction modification applies only to the nonpassive income of a member of a pass-through entity if certain conditions are met; providing that certain individuals and married couples with federal adjusted gross income in excess of certain amounts are not eligible for the subtraction modification; requiring the Comptroller to submit a certain report in certain years to the Governor and the General Assembly; providing for the application of this Act; and generally relating to an income tax subtraction modification for certain income of certain pass-through entities.

BY adding to
Article – Tax – General
Section 10–105.1
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1251 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Frick, and Walker

AN ACT concerning

Interest Rate on Tax Deficiencies and Refunds

FOR the purpose of altering the calculation of the annual interest rate that the Comptroller sets for tax deficiencies and refunds; and generally relating to the annual interest rate on tax deficiencies and refunds.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–604

Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1252 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Frick, and Walker

AN ACT concerning

Corporate Income Tax – Single Sales Factor Apportionment

FOR the purpose of altering the formula used to apportion certain income to the State for corporations that carry on a trade or business in and out of the State; repealing obsolete provisions; providing for the application of this Act; and generally relating to the apportionment formula under the Maryland income tax for corporations.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–402
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1253 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Frick, and Walker

AN ACT concerning

Income Tax – Earned Income Tax Credit – Refundability

FOR the purpose of altering the percentage of the federal earned income credit used for determining the amount that certain individuals may claim as a refund under the Maryland earned income credit under certain circumstances; and generally relating to the earned income credit allowed under the State income tax.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–704(a) and (b)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General

Section 10–704(b)(2)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1254 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Frick, and Walker

AN ACT concerning

Corporate Income Tax – Federal Repatriation Holiday

FOR the purpose of providing a subtraction modification under the Maryland corporate income tax for certain dividends included in federal taxable income as a result of a certain repatriation holiday enacted by certain federal legislation; requiring the Comptroller to provide for the administration of this Act if certain federal legislation is enacted; stating the intent of the General Assembly; providing for the application of this Act; and generally relating to an income tax subtraction modification for certain dividends.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–307(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Tax – General
Section 10–307(e)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1255 – The Speaker (By Request – Maryland Economic Development and Business Climate Commission) and Delegates Beitzel, Frick, and Walker

AN ACT concerning

Tax Credits – Evaluations and Sunset Provisions

FOR the purpose of expanding the State tax credits subject to legislative review and evaluation under the Tax Credit Evaluation Act; altering the time period for the continuation and reevaluation of certain tax credits designated for evaluation;

terminating the biotechnology investment tax credit, new job creating businesses tax credit, and certain tax credits available under the Enterprise Zone Program, the Regional Institution Strategic Enterprise Zone Program, and the One Maryland Program; making conforming changes; requiring the Comptroller to adopt certain procedures and protocols and make, under certain circumstances, a certain request; providing for the delayed effective date of certain provisions of this Act; providing for the application of certain provisions of this Act; and generally relating to the Tax Credit Evaluation Act and the termination of certain tax credits.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 1–303, 1–310, 10–205(b), and 10–804(j)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 5–702, 5–707, and 5–1406
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–205(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–317(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing
Article – Economic Development
Section 5–709 and 5–1407; and 6–401 through 6–407 and the subtitle “Subtitle 4.
One Maryland Economic Development Tax Credit”
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing
Article – Insurance
Section 6–116 and 6–119
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing

Article – Tax – General
Section 8–220, 10–702, 10–704.8, 10–714, and 10–725
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing

Article – Tax – Property
Section 9–103, 9–103.1, and 9–230
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1256 – Delegate Hornberger

AN ACT concerning

Natural Resources – Cecil County – Elk

FOR the purpose of requiring the Department of Natural Resources to study the biological carrying capacity and cultural carrying capacity of elk in Cecil County; requiring the Department to report certain findings and recommendations, on or before a certain date, to the Governor and General Assembly in accordance with certain requirements; and generally relating to elk in Cecil County.

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

House Bill 1257 – Delegate Adams

AN ACT concerning

Labor and Employment – Workplace Fraud Provisions – Repeal

FOR the purpose of repealing certain provisions of law concerning workplace fraud; repealing a certain prohibition against certain employers failing to properly classify individuals who perform work for remuneration paid by the employer; repealing certain presumptions and evidentiary considerations; repealing a certain prohibition against certain employers knowingly failing to properly classify individuals who perform work for remuneration paid by the employer; repealing certain provisions of law concerning workplace fraud investigations; repealing provisions of law authorizing the Commissioner to enter a place of business or work site under certain circumstances and to require certain employers to take certain actions; repealing certain provisions of law concerning citations, filings of complaints, hearings, and appeals of matters concerning workplace fraud; repealing certain penalties for certain violations concerning workplace fraud; repealing certain provisions of law concerning remedial compliance with certain laws after certain violations; repealing certain provisions of law concerning certain awards of restitution or damages under

certain circumstances; repealing certain provisions of law concerning certain notice of potential violations of law to certain units of State government under certain circumstances; repealing certain provisions of law requiring cooperation by certain units of State government; repealing provisions of law authorizing certain civil actions for damages under certain circumstances; repealing certain provisions of law prohibiting certain discriminatory actions against a certain individual under certain circumstances; repealing certain provisions of law concerning violations committed by certain employers engaged in contract work with certain public bodies; repealing the requirement that certain employers retain certain records; repealing the requirement that certain employers provide certain individuals notice of their status and classification; repealing certain provisions of law prohibiting certain actions engaged in for the purpose of violating certain provisions of law concerning the proper classification of an individual as an employee; repealing a certain prohibition against a person taking certain actions maliciously or in bad faith; repealing a certain provision of law authorizing the recovery of attorneys' fees under certain circumstances; repealing certain provisions of law requiring certain penalties to be paid into the General Fund of the State; repealing certain provisions of law concerning the costs of administering a certain workplace fraud program; repealing a requirement that the Commissioner prepare certain reports; repealing certain provisions of law requiring the Commissioner to adopt certain regulations; repealing a requirement that the Workers' Compensation Commission pay certain costs; making conforming changes; and generally relating to workplace fraud.

BY repealing

Article – Labor and Employment

Section 3–901 through 3–903, 3–903.1, 3–904 through 3–920, and the subtitle
“Subtitle 9. Workplace Fraud”; and 9–315.1

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 2–107(g), 3–102(a), 3–103, 3–104, and 9–316(b)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1258 – Delegate Impallaria

AN ACT concerning

Motor Vehicle Liability Insurance – Replacement Parts for Damaged Motor Vehicles

FOR the purpose of requiring an insurer that issues or delivers in the State a policy of motor vehicle liability insurance that provides coverage for the repair of physical

damage to the insured motor vehicle to authorize certain repairs to be made using certain genuine crash parts; prohibiting the insurer from requiring certain repairs to be made using certain aftermarket crash parts or crash parts that are not certified aftermarket crash parts; authorizing an insured to consent in a certain manner to the use of certain aftermarket crash parts; providing for the application of certain provisions of this Act; defining certain terms; providing for a delayed effective date; and generally relating to repairs of damage to motor vehicles insured under policies of motor vehicle liability insurance.

BY adding to

Article – Insurance

Section 27–908

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1259 – Delegate Impallaria

AN ACT concerning

Election Law – Voting by Registered Offenders at Polling Places – Prohibition

FOR the purpose of prohibiting certain registered offenders from voting at certain polling places on election day or at certain early voting centers; authorizing certain registered offenders who are prohibited from voting at certain polling places or early voting centers to vote at certain other early voting centers or by absentee ballot; requiring the supervising authority of certain registered offenders to give written notice and explain the requirements of this Act when a registrant registers; repealing a provision of law authorizing certain registered offenders to enter school property for the purpose of voting on election day; requiring the supervising authority of certain registered offenders to give written notice of the requirements of this Act to each offender who is registered on the date this Act takes effect; providing that the State Board of Elections and local boards of elections are not required to take any action to implement or administer this Act; and generally relating to prohibiting certain registered offenders from voting at certain polling places and early voting centers.

BY adding to

Article – Election Law

Section 10–103

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 11–704(a)

Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–708(a) and 11–722
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1260 – Delegate Impallaria

AN ACT concerning

Public Safety – Handgun Permit – Applicant Qualifications

FOR the purpose of repealing the requirement that the Secretary of State Police find that a person has a good and substantial reason to carry, wear, or transport a handgun before issuing a handgun permit to the person; and generally relating to the issuing of permits to carry, wear, or transport a handgun.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–306
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1261 – Delegates K. Young, Cullison, Ebersole, Hill, Kelly, Moon, Pena–Melnyk, Reznik, Sample–Hughes, Tarlau, and M. Washington

AN ACT concerning

State Archivist – Process for Evaluating State Designations

FOR the purpose of altering the process by which the State Archivist reviews, evaluates, and makes recommendations to the General Assembly regarding certain State designations; providing that a certain provision of law does not affect the ability of the General Assembly to enact certain legislation; requiring the State Archivist to assist the General Assembly in reviewing and evaluating certain State designations in accordance with certain provisions of law; requiring the State Archivist to review certain documentary evidence, establish a certain workgroup under certain circumstances, and consider certain factors when reviewing and evaluating certain State designations; requiring a certain member of the General Assembly who sponsors certain legislation or otherwise makes a certain request to the State

Archivist to submit a certain statement and certain documentation to the State Archivist; authorizing the State Archivist to contract for certain professional services or reimburse certain workgroup members under certain circumstances; requiring the State Archivist to submit certain reports to the General Assembly on or before certain dates; requiring that certain reports include an evaluation of certain State designations; making certain technical changes; defining a certain term; and generally relating to the State Archivist and a process for evaluating State designations.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1007
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – State Government
Section 9–1007.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

**House Bill 1262 – Delegate Oaks (By Request – Baltimore City Administration)
and Delegates Anderson and Rosenberg**

AN ACT concerning

Baltimore City – Civilian Review Board

FOR the purpose of altering certain procedures for filing a complaint with the Baltimore City Civilian Review Board; repealing certain time limits on filing a complaint; authorizing the Board to review an incomplete complaint; authorizing a complainant to request that a complaint be confidential; providing for certain procedures for certain confidential complaints; altering a certain authority of the Board to issue certain subpoenas; repealing a certain period of time within which the Board is required to submit a certain statement to the head of a certain law enforcement unit; repealing certain references to the Secretary of the Board; making certain stylistic changes; 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, as amended by Chapter 130 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, without amendments,

The Public Local Laws of Baltimore City

Section 16–42(a)

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(b) and 16–44(c) through (e)

Article 4 – Public Local Laws of Maryland

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

BY repealing

The Public Local Laws of Baltimore City

Section 16–44(b)

Article 4 – Public Local Laws of Maryland

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

BY repealing and reenacting, without amendments,

The Public Local Laws of Baltimore City

Section 16–45

Article 4 – Public Local Laws of Maryland

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

BY repealing and reenacting, with amendments,

The Public Local Laws of Baltimore City

Section 16–46

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)

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

House Bill 1263 – Delegates Clippinger, Anderson, Dumais, Glenn, Hammen, Hayes, Lafferty, Lierman, McCray, and C. Wilson

AN ACT concerning

Possession of Loaded Handgun or Regulated Firearm – Enhanced Penalties

FOR the purpose of prohibiting a person from wearing, carrying, or transporting a handgun loaded with ammunition on or about the person or in a vehicle under certain circumstances; prohibiting a person from possessing a regulated firearm loaded with

ammunition under certain circumstances or if the person is under a certain age; establishing certain penalties, including mandatory minimum terms of imprisonment, for violations of this Act; requiring the State to comply with certain procedures in certain circumstances; requiring the State's Attorney to make a certain notification under certain circumstances; prohibiting a court from suspending any part of a sentence or ordering probation before judgment for certain crimes; providing that certain persons are not eligible for parole during certain mandatory minimum sentences, with a certain exception; providing that each violation of certain prohibitions is a separate offense; and generally relating to enhanced penalties for possession of a loaded handgun or regulated firearm.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–203(a)(1) and (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–133
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1264 – Delegate Clippinger

AN ACT concerning

Criminal Procedure – Right of Appeal – Unlawful Possession of Firearm

FOR the purpose of authorizing the State, in a criminal case involving the unlawful possession of certain firearms, to appeal from a decision of a trial court that excludes evidence offered by the State or requires the return of property alleged to have been seized in violation of certain constitutional provisions; and generally relating to right of appeal.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 12–302(c)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1265 – Delegate K. Young

AN ACT concerning

Maryland Health Care Commission – Hospital and Physician Financial Arrangement Disclosure – Requirements

FOR the purpose of requiring each hospital and each physician that has a financial arrangement with a pharmaceutical manufacturer or a surgical hardware manufacturer to file a certain disclosure form with the Maryland Health Care Commission within a certain period of time; requiring the Commission to establish a certain database; authorizing the Commission to impose a certain fine under certain circumstances; requiring the Commission to adopt certain regulations; defining certain terms; providing for the application of this Act; and generally relating to requirements for hospital and physician financial arrangement disclosures and the Maryland Health Care Commission.

BY adding to

Article – Health – General
Section 19–112
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1266 – Delegate Frick

AN ACT concerning

Commercial Law – Consumer Protection – Ticket Transfers, Sales, and Resales

FOR the purpose of requiring a ticket issuer, ticket seller, primary ticket sales platform, or secondary ticket exchange to maintain a certain toll-free number and implement a certain refund policy; requiring a refund of a ticket to include a certain amount and certain fees; specifying that a ticket seller may satisfy certain requirements in a certain manner; providing that certain provisions of this Act do not prohibit a ticket issuer, ticket seller, primary ticket sales platform, or secondary ticket exchange from taking certain reasonable actions or implementing certain policies; prohibiting a ticket issuer, ticket seller, primary ticket sales platform, or secondary ticket exchange from taking certain actions relating to the transfer, offer for resale, or resale of a ticket; prohibiting a ticket issuer or primary ticket sales platform from bringing a certain legal action against certain persons; authorizing an operator of a venue or an agent of the operator to take certain actions relating to the behavior of individuals for entertainment events, the quantity of tickets purchased for an entertainment event, the revocation or restriction of season tickets, and the restriction of the resale of tickets initially sold or given to certain individuals or groups; defining certain terms; and generally relating to the transfer, sale, and resale of tickets at the venue.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 14–4001 through 14–4003
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY adding to
Article – Commercial Law
Section 14–4002 through 14–4005
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1267 – Delegate Morhaim

AN ACT concerning

Poly–Morphone–Assisted Treatment Pilot Program – Harm Reduction Act of 2016

FOR the purpose of establishing the Poly–Morphone–Assisted Treatment Pilot Program; requiring the Program to begin on or before a certain date and to continue for a certain number of years; providing for the purpose of the Program; establishing the Poly–Morphone–Assisted Treatment Pilot Program Advisory Board; providing for the purpose and membership of the Advisory Board; providing for the terms of the members of the Advisory Board; requiring the Secretary of Health and Mental Hygiene to designate the chair of the Advisory Board; providing that a member of the Advisory Board may not receive certain compensation, but is entitled to certain reimbursement; requiring the Department of Health and Mental Hygiene to provide staff support for the Advisory Board; requiring a certain health care facility to submit a certain proposal to participate in the Program; requiring the Advisory Board to review certain proposals; requiring the Advisory Board, within a certain time period after receiving a certain proposal, to approve a health care facility for participation in the Program under certain circumstances or to deny the request to participate in the Program in a certain manner; requiring a health care facility that participates in the Program to conduct certain research, adopt certain guidelines and protocols, and take certain measures to develop and implement the Program; authorizing certain persons to provide and receive certain treatment, notwithstanding certain provisions of law; prohibiting the provision or receipt of certain treatment from being a basis for a certain seizure or forfeiture, notwithstanding certain provisions of law; prohibiting the imposition of certain penalties on certain persons based solely on the provision or receipt of certain treatment, notwithstanding certain provisions of law; authorizing certain providers to collect or attempt to collect certain fees and certain reimbursement, notwithstanding certain provisions of law; authorizing recipients of services under the Program to remit payment for certain fees, notwithstanding certain provisions of law; authorizing certain health insurance carriers to reimburse

certain providers for certain fees, notwithstanding certain provisions of law; providing that certain health care practitioners may not be subject to certain disciplinary action under certain circumstances; exempting certain providers from certain requirements under the Prescription Drug Monitoring Program under certain circumstances; authorizing certain providers to fund the costs of providing certain treatment under the Program with certain appropriations, certain revenue, certain grants and assistance, and certain money; requiring certain health care facilities to submit certain reports to the Department and Advisory Board on or before certain dates; requiring the Department to submit certain compilations of certain reports to the Governor and to the General Assembly on or before certain dates; defining certain terms; providing for the termination of this Act; and generally relating to the Poly-Morphone-Assisted Treatment Pilot Program.

BY adding to

Article – Health – General

Section 8-1101 through 8-1108 to be under the new subtitle “Subtitle 11.

Poly-Morphone-Assisted Treatment Pilot Program”

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1268 – Calvert County Delegation

AN ACT concerning

Calvert County – Pretrial Release Program – Nonviolent Felon

FOR the purpose of repealing a provision of law that prohibits an individual in detention for or previously convicted of a felony that is not a crime of violence from being eligible for a certain pretrial release program in Calvert County; providing that an individual in detention for or previously convicted of a certain crime is not eligible for a certain program; and generally relating to the Calvert County pretrial release program.

BY repealing and reenacting, with amendments,

Article – Correctional Services

Section 11-706(e)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1269 – Delegates Cullison, Angel, B. Barnes, Frick, Gutierrez, Luedtke, Oaks, Pena-Melnyk, Rosenberg, and K. Young

AN ACT concerning

**Human Relations – Discrimination by a Place of Public Accommodation –
Enforcement and Remedies**

FOR the purpose of authorizing certain persons or the Commission on Civil Rights to elect to have the claims asserted in a certain complaint alleging discrimination by a place of public accommodation determined in a civil action brought by the Commission under certain circumstances; requiring a civil action brought by the Commission to be filed within a certain time period after an election; expanding the remedies available for discrimination by a place of public accommodation; clarifying the remedies available for an unlawful employment practice; repealing a prohibition against issuing certain orders affecting the cost, level, or type of any transportation services; authorizing a complainant alleging discrimination by a place of public accommodation to bring a civil action under certain circumstances; providing for the venue of and remedies in a certain civil action; repealing the authority of the Commission to seek an order assessing a civil penalty for discrimination by a place of public accommodation; defining a certain term; making certain conforming changes; and generally relating to enforcement and remedies for certain discriminatory acts.

BY repealing and reenacting, with amendments,

Article – State Government

Section 20–1001, 20–1006(b), 20–1007(a) and (b), 20–1009, 20–1012(a) and (b),
20–1013, and 20–1016(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**House Bill 1270 – Delegates Parrott, Arentz, Buckel, Cluster, Krebs, McConkey,
McKay, Metzgar, W. Miller, Shoemaker, and Vogt**

CONSTITUTIONAL AMENDMENT

AN ACT concerning

House Legislative Districts – Single Member

FOR the purpose of amending a certain provision of the Maryland Constitution for the purpose of altering the number of delegates in each House legislative district; making conforming changes; 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 III – Legislative Department

Section 3

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

House Bill 1271 – Delegates Parrott, McKay, and Shoemaker

AN ACT concerning

Sales and Use Tax – Exemption – Firearm Safety Devices

FOR the purpose of providing an exemption under the sales and use tax for the sale of certain firearm safety devices; defining a certain term; and generally relating to a sales and use tax exemption for the sales of certain firearm safety devices.

BY adding to

Article – Tax – General

Section 11–232

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1272 – Delegate Pendergrass

AN ACT concerning

Health – Collaborations to Promote Provider Alignment

FOR the purpose of exempting collaborations to promote provider alignment from certain provisions of law that prohibit a health care practitioner from referring a patient or directing certain persons to refer a patient to a certain health care entity, prohibit a health care practitioner from presenting or causing to be presented to certain persons certain demands for payment, and require a health care practitioner to disclose the existence of a beneficial interest under certain circumstances; providing that certain provisions of this Act may not be construed to affect certain exceptions or modify certain definitions; establishing the purpose of collaborations to promote provider alignment; defining certain terms; and generally relating to collaborations to promote provider alignment.

BY adding to

Article – Health – General

Section 19–1C–01 through 19–1C–03 to be under the new subtitle “Subtitle 1C.
Collaborations to Promote Provider Alignment”

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1–302(a) and (b) and 1–303(a)

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1273 – Delegates Chang, Beidle, McMillan, Pena–Melnyk, Simonaire, and Sophocleus

AN ACT concerning

Anne Arundel County Board of Education – Human Trafficking Awareness Pilot Program

FOR the purpose of establishing the Human Trafficking Awareness Pilot Program in Anne Arundel County; providing for the duration of the Program; requiring the Anne Arundel County Board of Education, in collaboration with the Department of Health and Mental Hygiene and the Governor’s Office of Crime Control and Prevention, to provide awareness and training for all school–based personnel on human trafficking; requiring the Department and the Governor’s Office of Crime Control and Prevention to provide certain resource information and certain materials to the Board; requiring the Board to report on or before a certain date each year to certain committees of the General Assembly; providing for the application of this Act; providing for the termination of this Act; and generally relating to the Human Trafficking Awareness Pilot Program and the Anne Arundel County Board of Education.

BY adding to

Article – Education

Section 7–438

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1274 – Delegates Hixson, Anderson, Angel, Platt, Sanchez, and M. Washington

AN ACT concerning

Housing and Community Development – Community Development Program Act

FOR the purpose of establishing the Community Development Program in the Department of Housing and Community Development; requiring the Department to perform certain duties; establishing the Community Development Board in the Department; providing for the membership and chair of the Board; requiring the Board to perform certain duties; establishing the Community Development Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the

Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; providing for the imposition of the community development transfer tax under certain circumstances; establishing the rate of the community development transfer tax; providing for the consideration payable for the community development transfer tax; providing for the application of the community development transfer tax to certain corporate transfers; providing for the payment of the community development transfer tax; providing for the distribution of revenue from the community development transfer tax; defining certain terms; and generally relating to the Community Development Program Act.

BY adding to

Article – Housing and Community Development

Section 6–501 through 6–509 to be under the new subtitle “Subtitle 5. Community Development Program Act”

Annotated Code of Maryland

(2006 Volume and 2015 Supplement)

BY adding to

Article – Tax – Property

Section 13–601 through 13–608 to be under the new subtitle “Subtitle 6. Community Development Transfer Tax”

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1275 – Delegates Kelly, Frick, and Korman

AN ACT concerning

Creation of a State Debt – Montgomery County – Friendship Heights Village Center

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

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

House Bill 1276 – Delegates Clippinger and Stein

AN ACT concerning

Electric Universal Service Program – Solar Procurement Study

FOR the purpose of requiring the Public Service Commission to study and make recommendations about the advisability of establishing a requirement for procuring a portion of the electricity supply for participants in the Electric Universal Service Program from certain solar and other carbon-free or low-carbon renewable sources; establishing the required elements of the study; requiring the Commission to convene certain workgroups to assist in conducting the study; requiring all State and local agencies to cooperate with the Commission on request in the conduct of the study; requiring the Commission to report certain recommendations by a certain date to the Senate Finance Committee and the House Economic Matters Committee; providing for the termination of this Act; and generally relating to the solar energy and affordable electricity supply.

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

House Bill 1277 – Delegates Cullison, Angel, Kelly, Kipke, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

Hospitals – Designation of Lay Caregivers

FOR the purpose of requiring a hospital to provide a patient or the legal guardian of the patient with an opportunity to designate a certain lay caregiver before the patient is discharged from the hospital; requiring a hospital to document a certain decision by a certain patient or the legal guardian of the patient in the patient's medical record; providing that a hospital shall be deemed to be in compliance with this Act under certain circumstances; requiring a hospital to record certain information in a patient's medical record; requiring a hospital to request the written consent of a patient or the legal guardian of the patient to release certain medical information; providing that a hospital, under certain circumstances, is not required to provide certain notice required under a certain provision of this Act or to consult with or provide certain information to a certain lay caregiver; authorizing a patient to change the designation of a certain lay caregiver under certain circumstances; providing that a designation of a certain lay caregiver does not obligate an individual to perform certain aftercare; providing that certain provisions of this Act may not be construed to require a patient or the legal guardian of the patient to designate a certain lay caregiver; requiring a hospital to notify a certain lay caregiver of the discharge of a patient or the transfer of a patient to another hospital or a certain facility as soon as practicable; requiring a hospital, as soon as practicable before discharge, to consult with a certain lay caregiver and issue a certain discharge plan; providing that the inability of a hospital to consult with a certain lay caregiver may not interfere with, delay, or otherwise affect certain medical care or a patient's discharge; authorizing a hospital's discharge process to incorporate certain

standards of accreditation and certain Conditions of Participation; prohibiting the use of certain federal or State funds for a certain purpose; providing that no federal or State program funding may be impacted by this Act; providing for the construction of this Act; defining certain terms; and generally relating to hospitals and the designation of lay caregivers.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–301(a) and (f)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – Health – General
Section 19–380 through 19–385 to be under the new part “Part XI. Designation of Lay Caregivers”
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1278 – Delegate Kelly

AN ACT concerning

State Board of Physicians – Offices or Facilities for Performing Surgical Procedures

FOR the purpose of authorizing the State Board of Physicians to discipline certain licensees who perform certain surgical procedures in offices or facilities that are not accredited by certain associations or organizations or certified to participate in a certain program; making a stylistic change; and generally relating to the State Board of Physicians and offices or facilities for performing surgical procedures.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 14–101(a), (e), and (k)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 14–404(a)(41) and (42)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Health Occupations
Section 14–404(a)(43)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1279 – Delegate Vogt

AN ACT concerning

Sales and Use Tax – Exemption – Energy Consumption by Restaurants

FOR the purpose of providing that the sales and use tax does not apply to the sale of certain electricity, fuel, and other utilities used to operate a restaurant; and generally relating to a sales and use tax exemption for certain energy consumption at restaurants.

BY adding to

Article – Tax – General
Section 11–232
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1280 – Delegate Rosenberg

AN ACT concerning

AELR Committee – Renaming and Regulatory Adoption Procedures

FOR the purpose of renaming the Joint Committee on Administrative, Executive, and Legislative Review to be the Regulatory Oversight Committee; requiring the Division of State Documents to make available to the public direct online searching of certain public comments provided to the Division; requiring a promulgating unit to submit to the Governor a copy of a proposed emergency regulation and a certain description; requiring the Governor to review and concur with and attest to or reject the unit's justification for emergency adoption of a regulation; requiring a unit to memorialize certain comments in writing and to submit to the Division a copy of certain public comments received within a certain time period; requiring a unit to submit a certain description and a certain attestation to the Committee and the Department of Legislative Services when seeking the approval by the Committee of the emergency adoption of a regulation; requiring the publisher of the Annotated Code of Maryland, in consultation with the Department of Legislative Services, to correct cross-references and terminology in the Code that are rendered incorrect by this Act;

making conforming changes; and generally relating to renaming the AELR Committee and certain regulatory adoption procedures.

BY repealing and reenacting, with amendments,

Article – State Government

Section 2–501 and 2–502 to be under the amended subtitle “Subtitle 5. Regulatory Oversight Committee”; 2–1505.2(a)(2), 7–201(d), 7–206.2(b), 9.5–309(c)(2), 10–101(d), 10–107, 10–111(a)(3) and (b)(1), 10–130(c), and 10–803

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 2–1505.2(a)(1), 7–201(a), 10–101(a), and 10–130(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 3–501(a)

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 3–501(c), 3–505(d), and 3–506(a)

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 9–289(b)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–103(f)(3)(ii)2.

Annotated Code of Maryland

(2014 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 5–314(b) and 5.5–108(d)(2)(i)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–1009(b), 4–1009.1(c)(1)(i), 4–1103(b), 8–1806(a)(1), and 8–1810(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–204(d) and 14–304(d)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 10A–103(b)(2)(i) and 12–203(a)(2)(ii)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 2–103.4(d)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1281 – Delegates Jameson and Gaines

AN ACT concerning

Strategic Energy Investment Program and Advisory Board – Alterations

FOR the purpose of providing that certain excess administrative expenses of the Strategic Energy Investment Fund shall be paid from a certain allocation for a certain fiscal year; requiring the Maryland Energy Administration to provide certain plans to the Strategic Energy Investment Advisory Board in certain years; requiring the Administration to provide certain reports on the implementation of certain plans in certain years; providing for the election of a chair of the Board; authorizing the Board to meet under certain circumstances; providing that copies of a certain report shall be provided to members of certain committees; providing that certain information concerning certain grants and certain amounts be included in the report; repealing an obsolete provision; and generally relating to the Strategic Energy Investment Program.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–20B–01, 9–20B–04, 9–20B–08, and 9–20B–09

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–20B–05, 9–20B–06, 9–20B–07, and 9–20B–12
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

**House Bill 1282 – Delegates Sample–Hughes, Pena–Melnik, Angel, Cullison,
Hayes, Haynes, Krimm, Patterson, and Tarlau**

AN ACT concerning

Health Enterprise Zone Practitioners – Trauma–Informed Care – Training

FOR the purpose of altering the definition of “Health Enterprise Zone practitioner”, for purposes of provisions of law governing Health Enterprise Zones, to require that a health care practitioner included in the defined term be trained in trauma–informed care; and generally relating to Health Enterprise Zone practitioners and trauma–informed care.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 20–1401
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 20–1402 and 20–1405
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1283 – Delegates Oaks, McMillan, and Morhaim

AN ACT concerning

**State Board of Dental Examiners – Ownership, Management, and Operation of a
Dental Practice**

FOR the purpose of requiring a dental practice to be owned, managed, and operated by a licensed dentist, subject to certain exceptions; authorizing an unlicensed person to

take certain actions; repealing a certain exemption from the requirements of the Maryland Dentistry Act; authorizing the State Board of Dental Examiners to issue a cease and desist order for certain violations; prohibiting certain persons from aiding or abetting the unauthorized practice of dentistry; establishing certain penalties for aiding or abetting the unauthorized practice of dentistry; altering certain penalties; exempting certain persons from certain penalty provisions; repealing certain references to certain places of imprisonment; establishing certain civil penalties; requiring the Office of Oral Health in the Department of Health and Mental Hygiene to include the exception provided for in a certain provision of this Act in a certain report; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act; altering a certain definition; making stylistic changes; and generally relating to the ownership, management, and operation of a dental practice.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 4–101(l), 4–102, 4–601, and 4–606
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Health Occupations
Section 4–103 and 4–320.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 4–301 and 4–602
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–2504
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1284 – Delegates Patterson, C. Wilson, Carr, Dumais, Fennell, Folden, Fraser–Hidalgo, Gaines, Glenn, C. Howard, Jackson, Jameson, Knotts, Krimm, McComas, McKay, A. Miller, Platt, Sanchez, Tarlau, Turner, Vaughn, A. Washington, and M. Washington

AN ACT concerning

**Vehicle Laws – Dangerous Accumulations of Snow and Ice – Removal From
Exposed Vehicle Surfaces**

FOR the purpose of prohibiting a person from operating or towing a vehicle without removing from exposed vehicle surfaces accumulated snow and ice; prohibiting a person from committing a violation of this Act that contributes to an accident resulting in property damage or the death of or serious bodily injury to another; establishing certain penalties; defining a certain term; and generally relating to the removal of snow and ice from exposed vehicle surfaces.

BY adding to

Article – Transportation

Section 21–1130

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

**House Bill 1285 – Delegates Hayes, Carter, Clippinger, Conaway, Glenn, McCray,
Oaks, B. Robinson, and M. Washington**

AN ACT concerning

Baltimore City – Board of School Commissioners – Appointment of Members

FOR the purpose of altering a procedure for the appointment of certain members of the Baltimore City Board of School Commissioners; repealing certain provisions governing the appointment of certain members of the board; altering a procedure for the filling of a vacancy on the board; altering a procedure for the removal of a member of the board for cause; and generally relating to the appointment of members of the Baltimore City Board of School Commissioners.

BY repealing and reenacting, with amendments,

Article – Education

Section 3–108.1

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**House Bill 1286 – Delegates Long, Cluster, Grammer, Lam, Metzgar, and
O'Donnell**

AN ACT concerning

**Residential Property – Foreclosed Property Registry – Notification to Local
Jurisdictions**

FOR the purpose of altering the information that is required to be contained in the initial registration of a residential property in the Foreclosed Property Registry in the Department of Labor, Licensing, and Regulation; requiring the Department to promptly send an electronic copy of the initial registration of a residential property to certain local officials under certain circumstances; and generally relating to the Foreclosed Property Registry.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 14–126.1
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1287 – Delegates Waldstreicher, B. Barnes, Beidle, Brooks, Carr, Ebersole, Fraser–Hidalgo, Gutierrez, Haynes, Hettleman, Hixson, Kelly, Korman, Lafferty, Lam, Luedtke, Moon, Morhaim, Pena–Melnyk, Platt, Reznik, S. Robinson, Rosenberg, Smith, Valderrama, A. Washington, and M. Washington

AN ACT concerning

Public Utilities – Renewable Energy Portfolio Standard – Eligible Sources

FOR the purpose of prohibiting certain Tier 1 renewable sources from being eligible for inclusion in meeting the renewable energy portfolio standard on and after a certain date; authorizing renewable energy credits generated from certain Tier 1 renewable sources before a certain date to be eligible for inclusion in meeting the renewable energy portfolio standard in accordance with a certain provision of law; altering the definition of “geothermal heating and cooling system”; providing for the application of this Act; and generally relating to the renewable energy portfolio standard.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–701(a) and (r) and 7–709(d)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–701(d) and 7–704(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1288 – Delegates P. Young and M. Washington

AN ACT concerning

Higher Education – Tuition Waivers for Foster Care Recipients and Unaccompanied Homeless Youth

FOR the purpose of repealing the requirement that certain foster care recipients and certain unaccompanied homeless youth must be a certain candidate for certain certificate or degree programs in order to receive a certain tuition waiver; and generally relating to tuition waivers for foster care recipients and unaccompanied homeless youth.

BY repealing and reenacting, with amendments,
Article – Education
Section 15–106.1(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1289 – Delegates Hayes and Carter

AN ACT concerning

Education – Healthy Kids Award Program

FOR the purpose of establishing the Healthy Kids Award Program; requiring the State Department of Education, after consultation with the Department of Health and Mental Hygiene, to develop and implement the Program; specifying the purpose of the Program; defining a certain term; and generally relating to the Healthy Kids Award Program.

BY adding to
Article – Education
Section 7–409.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1290 – Delegates Adams and Folden

AN ACT concerning

Motor Fuel Dispensing Equipment – Tax Rate Information

FOR the purpose of requiring a sticker that the Comptroller requires to be affixed to dispensing equipment for motor fuel to include the address of a Web site maintained by the Comptroller where the current federal and State motor fuel tax rates may be viewed; and generally relating to requiring that information on motor fuel tax rates be made available to users of motor fuel dispensing equipment.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 10–315(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 10–315(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1291 – Delegates Davis and Kelly

AN ACT concerning

State Board of Cosmetologists – Limited License – Hair Services – Blow Drying

FOR the purpose of establishing a limited license to provide hair services – blow drying; requiring the State Board of Cosmetologists to establish by regulation certain curriculum standards for providing hair services – blow drying for use by certain entities for a certain purpose; establishing qualifications for a limited license to provide hair services – blow drying; providing that a certain limited license authorizes the licensee to provide only certain services; authorizing the establishment of a limited practice beauty salon for providing hair services – blow drying; prohibiting a person from providing hair services – blow drying in certain places subject to certain exceptions; defining certain terms; altering the definitions of certain terms; and generally relating to a limited license to provide hair services – blow drying.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 5–101, 5–205(c), 5–301, 5–305, 5–310, 5–501, and 5–605
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1292 – Delegate McDonough

AN ACT concerning

State and Local Correctional Facilities – Release – Notification of Immigration Status

FOR the purpose of requiring the Department of Public Safety and Correctional Services or the managing official of a correctional facility to give notice to the United States Department of Homeland Security of the release from a State correctional facility or a local correctional facility of an inmate who has a certain immigration status within a certain number of days before release; declaring the intent of the General Assembly; and generally relating to release from State and local correctional facilities.

BY adding to

Article – Correctional Services

Section 9–614

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1293 – Delegates Miele, Pena–Melnyk, Kipke, McMillan, and West

AN ACT concerning

Labor and Employment – Break Time for Expression of Breast Milk by Employees – Requirement

FOR the purpose of requiring an employer to provide to an employee certain break time for the employee to express breast milk for a nursing child and, except under certain circumstances, a certain place that the employee can use while expressing breast milk; requiring an employer to provide the break time and place for a certain period of time after the child's birth; authorizing, under certain circumstances, an employer to require an employee to use certain nonworking shift breaks to express breast milk; providing that an employer is required to compensate an employee for a break taken for the purpose of expressing breast milk only under certain circumstances; defining a certain term; providing for the application of this Act; and generally relating to break time for the expression of breast milk by employees.

BY adding to

Article – Labor and Employment

Section 3–714

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1294 – Delegate Carter

AN ACT concerning

Criminal Procedure – Expungement – Nonviolent Convictions

FOR the purpose of authorizing a certain person to file a certain petition for expungement of a certain record if the person was convicted of a nonviolent crime; specifying the time period within which a petition for expungement under this Act may not be filed; providing that the determination as to whether a person who has filed a petition under this Act is entitled to expungement is within the discretion of the court; requiring the court to take certain circumstances into consideration when making a certain determination; making a conforming change; making a certain technical correction; and generally relating to expungement of criminal records.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 10–105(a), (c), and (e)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1295 – Delegates A. Washington, B. Barnes, D. Barnes, Gutierrez, Hettleman, Kaiser, Kramer, McCray, Morales, Sanchez, Tarlau, Turner, Valderrama, Walker, and M. Washington

AN ACT concerning

Task Force to Study a Promise Scholarship Program in Maryland

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

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

House Bill 1296 – Delegate A. Washington

AN ACT concerning

Public Safety – Police Training Commission – Community Service Requirement

FOR the purpose of providing that the Police Training Commission has the duty to require that entrance–level and in–service training for law enforcement officers include certain community service requirements; providing that the Commission develop a list of certain organizations for which community service may be provided; and generally relating to law enforcement training.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–207
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1297 – Delegate McKay

AN ACT concerning

Education – Public High Schools – Agriculture Science

FOR the purpose of requiring each county board of education, beginning in a certain school year, to implement a certain agriculture science curriculum in a certain number of public high schools in each county or a certain number of career and technology education centers in each county; requiring that the agriculture science curriculum be selected from existing curricula developed by the State Department of Education or be developed by a county board and approved by the Department; and generally relating to the implementation of an agriculture science curriculum in each county.

BY adding to
Article – Education
Section 4–111.3
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1298 – Delegate McDonough

AN ACT concerning

Baltimore County – Release From Local Correctional Facilities – Notification of Immigration Status

FOR the purpose of requiring the managing official of a local correctional facility in Baltimore County to give notice to the United States Department of Homeland Security of the release of an inmate who has a certain immigration status within a certain period of time before the release; and generally relating to release from correctional facilities in Baltimore County.

BY adding to

Article – Correctional Services

Section 9–614

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1299 – Delegate A. Washington

AN ACT concerning

Property Tax – Public Land and Public Use – Exemption

FOR the purpose of providing an exemption from property tax for the interest of a person in certain property that is located on property owned by certain public entities and used for certain public purposes; providing for the application of this Act; and generally relating to an exemption from property tax for interests in certain property.

BY adding to

Article – Tax – Property

Section 7–211(i)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1300 – Delegates C. Howard, Aumann, Beidle, Fennell, Gilchrist, McConkey, O'Donnell, Pendergrass, S. Robinson, Rose, and Shoemaker

AN ACT concerning

Income Tax – Credit for Long–Term Care Premiums

FOR the purpose of altering a certain limitation on a certain credit against the State income tax for certain long–term care insurance premiums paid by a taxpayer; altering the amount a taxpayer may claim as a credit for certain long–term care insurance purchased after a certain date; providing for the application of this Act; and generally relating to a certain income tax credit for eligible long–term care premiums.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–718
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1301 – Delegates Carter, Lierman, Moon, Morales, and S. Robinson

AN ACT concerning

Election Law – Political Party – Retention of Status

FOR the purpose of altering the number of registered voters in the State that must be affiliated with a political party as of a certain date each year in order for the political party to retain its status; and generally relating to a political party and the retention of its status.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 4–103
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1302 – Delegates Carter, Oaks, and Rosenberg

AN ACT concerning

Creation of a State Debt – Baltimore City – Get Involved Community Center

FOR the purpose of authorizing the creation of a State Debt in the amount of \$350,000, the proceeds to be used as a grant to the Board of Directors of New Miracle Christian Community Church, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1303 – Delegate Angel

AN ACT concerning

Freestanding Birthing Centers – Use of Ultrasound Imaging

FOR the purpose of requiring the Secretary of Health and Mental Hygiene, after consultation with certain representatives, to establish by regulation certain standards for the use of ultrasound imaging in a freestanding birthing center; and generally relating to freestanding birthing centers and the use of ultrasound imaging.

BY repealing and reenacting, without amendments,

Article – Health – General
Section 19–3B–01(a), (c), and (d)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 19–3B–03(a)(1)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1304 – Delegates Jalisi, Aumann, Beitzel, Cluster, Mautz, Metzgar, Parrott, Szeliga, and West

AN ACT concerning

Criminal Law – Smoking Marijuana in Public – Penalty

FOR the purpose of repealing a civil fine for smoking marijuana in public; providing that smoking marijuana in a public place is a criminal misdemeanor; establishing a certain penalty; defining a certain term; and generally relating to marijuana.

BY repealing and reenacting, without amendments,

Article – Criminal Law
Section 5–601(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 4 of the Acts of the General Assembly of 2016)

BY repealing

Article – Criminal Law
Section 5–601(c)(4)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 4 of the Acts of the General Assembly of 2016)

BY adding to

Article – Criminal Law

Section 5–601.2

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 10–201(a)(3)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1305 – Delegate McDonough

AN ACT concerning

Criminal Procedure – Crimes of Violence Involving Firearms – Diminution Credits, Parole, and Plea Agreements

FOR the purpose of prohibiting the earning of diminution credits to reduce the term of confinement of an inmate who is serving a sentence for a certain crime of violence involving a firearm in a State or local correctional facility; eliminating parole eligibility for a person who is serving a term of confinement for a certain crime of violence involving a firearm; providing that this Act does not restrict a certain authority of the Governor to pardon or remit a certain sentence; prohibiting a person who has been convicted of a certain crime of violence involving a firearm from entering into a plea agreement; providing for the construction of certain provisions of this Act; providing for the application of this Act; and generally relating to crimes of violence involving firearms.

BY repealing and reenacting, with amendments,

Article – Correctional Services

Section 3–702, 7–301, and 11–502

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Procedure

Section 6–234

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1306 – Delegates Ciliberti, Afzali, McConkey, McKay, Vogt, and Wivell

AN ACT concerning

Habitual Drunk Driver – Mandatory Minimum Penalty and Vehicle Forfeiture

FOR the purpose of altering a certain mandatory minimum penalty for a third or subsequent offense of driving under the influence of alcohol or under the influence of alcohol per se; authorizing, with a certain exception, the seizure and forfeiture of a motor vehicle that a person drives or attempts to drive under the influence of alcohol or under the influence of alcohol per se when the person has a certain number of prior convictions for a certain drunk driving offense within a certain period of time; providing certain procedures and establishing certain requirements for seizure and forfeiture of a motor vehicle under this Act; and generally relating to a certain penalty and forfeiture of a motor vehicle for a habitual drunk driver.

BY repealing and reenacting, without amendments,

Article – Transportation

Section 21–902(a) and 27–101(j)(6) and (k)(1)(iii)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 27–101(j)(2)(ii)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Transportation

Section 28–101 through 28–123 to be under the new title “Title 28. Habitual Drunk Driver — Forfeiture”

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1307 – Delegates Jacobs and Arentz

AN ACT concerning

Environment – Municipal Water Supply Contamination – Remediation Costs

FOR the purpose of authorizing the Department of the Environment to use the Maryland Oil Disaster Containment, Clean-Up and Contingency Fund to pay any costs incurred by a municipality associated with the contamination of the municipal water supply caused by the action of an entity that receives funding from the State;

requiring the Department to use money credited to the Fund to pay the costs of certain cleanup, corrective action, and treatment of contamination of the public water supply of the Town of Chestertown resulting from actions taken by the University of Maryland Medical Center at Chestertown on detection of a certain level of a certain contaminant in a certain well; and generally relating to the use of the Maryland Oil Disaster Containment, Clean-Up and Contingency Fund.

BY repealing and reenacting, with amendments,
Article – Environment
Section 4-411(f) and (g)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1308 – Delegates M. Washington, Anderson, and McIntosh

AN ACT concerning

Creation of a State Debt – Baltimore City – Restoration Gardens 2

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of Empire Homes of Maryland, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1309 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Class D Beer and Light Wine License – Permit
PG 309-16**

FOR the purpose of requiring the Board of License Commissioners for Prince George’s County to issue a permit to a licensee holding a Class D beer and light wine license issued before a certain date that authorizes the licensee to sell beer, wine, and liquor; and generally relating to permits issued to Class D beer and light wine licensees in Prince George’s County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 26-102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 26–804

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1310 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Alcoholic Beverages – Licenses, License Fees, and Sunday Sales PG 301–16

FOR the purpose of increasing the annual license fees for certain alcoholic beverages licenses in Prince George’s County; repealing the special Sunday “on–sale” permit attached to the Class B beer, wine, and liquor license; altering the maximum number of certain licenses that may be issued in the County; altering the hour at which a holder of a Class B beer, wine, and liquor license may begin to sell beer, wine, and liquor; making certain technical changes; and generally relating to alcoholic beverages in Prince George’s County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 26–102, 26–601(a), 26–604(a), 26–801(a), 26–804(a), 26–902(a), 26–903(a),
26–1001(a), 26–1006(a), 26–1008(a), 26–1009(a), 26–1201(a), and 26–1616(a)

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 26–601(c), 26–604(c), 26–801(c), 26–804(d), 26–902(f), 26–903(g),
26–1001(d), 26–1006(i), 26–1008(g), 26–1009(g), 26–1201(d), 26–1601(a)(1),
26–1616(e), 26–2004(b)(1), and 26–2006(b)

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing

Article – Alcoholic Beverages

Section 26–1105

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1311 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Alcoholic Beverages Licenses – Riverdale Park
Station
PG 305–16**

FOR the purpose of authorizing the Prince George’s County Board of License Commissioners to issue a certain number of Class B–DD (Development District) licenses to restaurants located in a certain area within the area of Riverdale Park Station; and generally relating to the issuance of Class B–DD (Development District) licenses to restaurants in Prince George’s County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 26–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 26–1614(a)

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

**House Bill 1312 – The Speaker (By Request – Justice Reinvestment Coordinating
Council)**

AN ACT concerning

Justice Reinvestment Act

FOR the purpose of requiring the Division of Parole and Probation to conduct a certain risk and needs assessment on certain inmates and include the results in certain case records; establishing requirements for a certain case plan; requiring the Division of Correction to have a certain study conducted at certain intervals on a certain assessment tool for a certain purpose; increasing a certain monthly deduction allowed to an inmate of a State correctional facility whose term of confinement includes a certain sentence for a certain crime of manufacturing, distributing, dispensing, or possessing a controlled dangerous substance; increasing the maximum monthly deductions allowed to an inmate of a State correctional facility

for manifesting satisfactory progress in certain work projects or programs; increasing the maximum number of diminution credits that an inmate of a State correctional facility may earn in a month; requiring the Division of Parole and Probation to administer a certain risk and needs assessment on a certain supervised individual; requiring the Division of Parole and Probation to supervise a certain individual based on the results of a certain risk and needs assessment; requiring the Division of Parole and Probation to develop an individualized case plan for each individual with a certain assessment; requiring the Division of Parole and Probation to modify the conditions of probation or suspension of sentence for the purpose of imposing certain graduated sanctions; requiring the Division of Parole and Probation to report to the court on certain graduated sanctions imposed under certain circumstances; expanding eligibility for certain earned compliance credits to a person incarcerated, on probation, or convicted in this State for violation of certain prohibitions relating to manufacturing, distributing, dispensing, or possessing a controlled dangerous substance; requiring the Maryland Parole Commission or the court to adjust the period of a certain supervised individual's supervision on a certain recommendation for earned compliance credits accrued under a certain program; requiring the Division of Parole and Probation to transfer a certain individual to a certain abatement status under certain circumstances; requiring the Division of Parole and Probation to inform a certain supervised individual of a certain transfer date at certain intervals; requiring the Division of Parole and Probation to notify the Maryland Parole Commission or the court of a certain impending transfer at a certain time; providing that a supervised individual who is on abatement may not be required to regularly report to a certain agent or pay a supervision fee; requiring the Department of Public Safety and Correctional Services to develop an automated application for the tracking and awarding of earned compliance credits by the Division of Parole and Probation; requiring the Division of Parole and Probation to use certain methods to aid and encourage a certain person to improve conduct and to reduce the risk of recidivism; requiring the Division of Parole and Probation to have an independent validation study conducted at certain intervals on its risk and needs assessment tool for a certain purpose; requiring the Division of Parole and Probation to require all parole and probation agents, Maryland Parole Commission members, and hearing officers to undergo certain annual training; requiring the Department of Public Safety and Correctional Services, by a certain date, to establish a program to implement certain sanctions for certain violations of conditions of community supervision by a certain individual; requiring the Department of Public Safety and Correctional Services to adopt certain policies and procedures to implement certain programs; requiring the Department to develop a certain matrix for a certain purpose; authorizing the Division of Parole and Probation to modify conditions of community supervision for a certain individual for the limited purpose of imposing certain sanctions; authorizing the Division of Parole and Probation to refer a certain individual to the court or the Maryland Parole Commission for additional sanctions; requiring the Division of Parole and Probation to issue a certificate of rehabilitation to a certain individual; providing that a certificate of rehabilitation precludes a licensing board from disqualifying an applicant from professional or occupational licensure or certification because of a certain criminal conviction; providing that an individual may receive only one certificate of

rehabilitation under certain circumstances; requiring the Division of Parole and Probation to adopt regulations establishing an application and review process for a certificate of rehabilitation that allows certain parties to object to the issuance of the certificate of rehabilitation; altering the exclusive powers of the Maryland Parole Commission; requiring the Maryland Parole Commission to request that the Division of Parole and Probation conduct a certain investigation for an inmate in a local correctional facility; requiring the Maryland Parole Commission to request that the Division of Correction conduct a certain investigation for an inmate in a State correctional facility; requiring certain investigations to be submitted at certain times; requiring the Maryland Parole Commission to consider the results of a certain investigation, develop a certain case plan, and provide certain notifications to certain victims; providing that a certain inmate be released on administrative parole under certain circumstances; requiring that an inmate's debilitation or incapacitation be permanent to qualify for medical parole; requiring the Maryland Parole Commission to consider certain medical evaluations before granting medical parole; authorizing a parole commissioner to impose a certain period of imprisonment under certain circumstances; authorizing a commissioner to revoke certain diminution credits previously earned by a certain individual under certain circumstances; altering certain deductions from an certain inmate's earnings to be used for certain purposes; altering a certain monthly deduction from postsentence confinement allowed to a certain inmate of a local correctional facility; altering certain penalties for possession of a controlled dangerous substance; altering certain penalties for possession of marijuana; requiring the court to order the Department of Public Safety and Correctional Services to evaluate a defendant for drug dependence and provide a certain assessment before imposing a sentence for possession of a controlled dangerous substance; requiring the Department of Public Safety and Correctional Services to evaluate a defendant and provide an assessment regarding drug treatment to certain parties; requiring the court to incorporate a certain assessment into a sentence for possession of a controlled dangerous substance in a certain manner; establishing that a court may impose certain mandatory minimum sentences only for certain drug offenses under certain circumstances; requiring the court to state on the record the reason for departing from certain mandatory minimum sentences; authorizing a certain person to apply to the court to modify or reduce a certain sentence under certain circumstances in a certain manner; increasing the amount of crack cocaine to be the same as the amount of powder cocaine that is required to trigger enhanced penalties for certain drug offenders; altering the penalties for theft, issuing or passing a bad check, credit card fraud, identity fraud, counterfeiting, and exploitation of a vulnerable adult; providing that a certain geriatric parole procedure does not apply to a certain sexual offender; altering the age and incarceration time served thresholds for eligibility for geriatric parole; requiring the State Commission on Criminal Sentencing Policy to review judicial compliance with certain guidelines for suspended sentences and include a suspended portion of a sentence in the determination of whether a sentence is compliant with certain sentencing guidelines; authorizing a court to impose a certain period of incarceration for a certain person who has violated a condition of probation under certain circumstances; requiring the Department of Health and Mental Hygiene to facilitate certain treatment without unnecessary delay and in no event

later than a certain time period after a certain order; authorizing the court to require the Department of Health and Mental Hygiene to appear in court to explain a certain lack of placement under certain circumstances; establishing the Justice Reinvestment Oversight Board; providing for the membership, duties, staffing, procedures, and reporting of the Board; establishing the Performance Incentive County Grant Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Executive Director of the Governor's Office of Crime Control and Prevention 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; establishing the Local Government Justice Reinvestment Commission; providing for the membership, duties, staffing, procedures, and reporting of the Local Government Justice Reinvestment Commission; altering the penalties for certain traffic violations related to a driver's license; requiring the Governor's Office of Crime Control and Prevention, in consultation with certain departments, agencies, and persons, to conduct a certain analysis relating to offender treatment and to submit a certain report; stating the intent of the General Assembly that the Governor provide certain funding in the annual budget; requiring the Maryland Mediation and Conflict Resolution Office to conduct a certain study and submit a certain report with recommendations on or before a certain date; requiring the State Commission on Criminal Sentencing Policy to study how more alternatives to incarceration may be included in the sentencing guidelines and submit a report with recommendations on or before a certain date; requiring the Governor's Office of Crime Control and Prevention to conduct a certain study relating to restitution and victim services and submit a certain report; requiring the Governor to issue a certain order under certain circumstances; making conforming changes; altering certain definitions; defining certain terms; and generally relating to justice reinvestment.

BY repealing and reenacting, with amendments,

Article – Correctional Services

Section 3–601, 3–704, 3–707, 3–708, 6–101, 6–104, 6–111, 6–117, 7–205, 7–305, 7–309, 7–401, 7–504, and 11–504

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Correctional Services

Section 3–705, 3–706, 7–101(a) and (m), 7–103, and 7–301(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Correctional Services

Section 6–119, 6–120, 6–121, 7–104, 7–301.1, and 9–614

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing

Article – Correctional Services
Section 11–604
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 5–601
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 4 of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 5–601.1, 5–607, 5–608, 5–609, 5–609.1, 5–612, 7–104(g), 7–108, 8–106,
8–206, 8–207, 8–209, 8–301(g), 8–516, 8–611, 8–801(c), and 14–101
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law
Section 7–104(a) through (f), 8–301(a), (b), (b–1), and (c) through (f), and 8–801(a)
and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure
Section 1–101(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Procedure
Section 1–101(p)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure
Section 6–209, 6–223, 6–224, and 11–819(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 8–507
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)84. and 85.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)86.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Government
Section 9–3201 through 9–3212 to be under the new subtitle “Subtitle 32. Justice
Reinvestment Oversight Board”
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 27–101(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 27–101(c) and (y)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 27–101(gg)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1313 – The Speaker (By Request – Justice Reinvestment Coordinating Council)

AN ACT concerning

Justice Reinvestment Act – Criminal Penalties

FOR the purpose of altering the penalty for second degree murder; repealing mandatory minimum sentences for certain offenses involving distribution of a controlled dangerous substance; altering the penalties for certain offenses involving distribution of a controlled dangerous substance; making a certain conforming change; and generally relating to second degree murder and crimes involving distribution of a controlled dangerous substance.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 2–204, 5–607, 5–608, and 5–609
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing
Article – Criminal Law
Section 5–609.1
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1314 – The Speaker (By Request – Office of the Attorney General)

AN ACT concerning

Financial Institutions – Single–Party and Multiple–Party Accounts – Right to Funds on Death of a Party

FOR the purpose of requiring that certain funds in a certain account be transferred on the death of a party to the account to the deceased party’s estate; requiring that account agreements for certain accounts opened on or after a certain date contain certain provisions; requiring a certain depository institution, for certain accounts opened on or after a certain date, to give the account party or parties a certain form; requiring that certain materials be given to a party or parties before a certain depository institution establishes a certain type of account or modifies a certain account;

requiring that certain materials be printed in a certain manner; authorizing a certain depository institution to use a certain form to determine a certain party's selection of certain rights; establishing a certain form; making stylistic changes; and generally relating to rights to funds on the death of a party to a single-party or multiple-party account.

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 1–204
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1315 – Delegates Anderton, Adams, Beidle, Carozza, Ghrist, Hornberger, Morgan, Sample–Hughes, Szeliga, and Vogt

AN ACT concerning

Sales and Use Tax – Exemption – Sales by Nonprofit Organizations Raising Funds to Assist Veterans

FOR the purpose of providing that the sales and use tax does not apply to a certain sale by a nonprofit organization whose principal focus is to raise funds to assist certain veterans; and generally relating to a sales and use tax exemption for certain nonprofit organizations.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–204(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1316 – Delegate Arentz

AN ACT concerning

Alcoholic Beverages – Class 9 Limited Distillery Licenses

FOR the purpose of authorizing the Comptroller to issue a Class 9 limited distillery license to the holder of a certain Class B beer, wine, and liquor license under certain circumstances; applying provisions relating to Class 9 limited distillery licenses to each county in the State and to the City of Annapolis and the City of Baltimore; and generally relating to Class 9 limited distillery licenses.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 2–203, 9–401, 10–401, 11–401, 12–401, 13–401, 14–401, 15–401, 16–401, 17–401, 18–401, 19–401, 20–401, 21–401, 22–401, 23–401, 24–401, 25–401, 26–401, 27–401, 28–401, 29–401, 30–401, 31–401, and 32–401

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1317 – Delegates Anderson, Morales, Adams, Barron, Branch, Carozza, Carter, Conaway, Dumais, Folden, Fraser–Hidalgo, Glass, Hayes, Moon, B. Robinson, Rosenberg, Smith, Sydnor, Vallario, Vaughn, Waldstreicher, Walker, M. Washington, West, and C. Wilson

AN ACT concerning

Criminal Procedure – Expungement – Acquittal, Dismissal, and Nolle Prosequi

FOR the purpose of providing that a person who has been charged with the commission of a certain crime is entitled to automatic expungement of certain records under certain circumstances; requiring a certain court to take certain actions within a certain time after a certain disposition; requiring the Criminal Justice Information System Central Repository, a booking facility, and a certain law enforcement unit to take certain actions within a certain period of time after receipt of a certain notice; providing that a certain police or court record may not be expunged by obliteration during a certain time; requiring that certain records be removed to a certain area during a certain time; authorizing a certain person entitled to expungement to take certain actions if a court, a law enforcement unit, a booking facility, or the Central Repository fails to expunge a police or court record in accordance with this Act; providing that a person who is entitled to expungement under this Act may not be required to pay any fee or costs in connection with the expungement; making conforming changes; and generally relating to expungement.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 10–105

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Procedure

Section 10–105.1

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1318 – Delegates Kelly, Angel, Cullison, Hill, Pena–Melnyk, Sample–Hughes, and West

AN ACT concerning

**Health Benefit Plans – Network Access Standards and
Provider Network Directories**

FOR the purpose of requiring certain carriers to maintain or adhere to certain standards that ensure that certain enrollees have certain access to certain health care providers and covered services; requiring certain carriers to file with the Maryland Insurance Commissioner, on or before a certain date and then annually, a certain plan for a certain review and approval; requiring certain carriers to notify the Commissioner of a certain change within a certain time period under certain circumstances; requiring a certain notice to include certain information; authorizing certain carriers to request that the Commissioner deem certain information as confidential information; requiring certain carriers to make a certain plan available to the public in a certain manner; requiring a certain plan to include certain information; requiring certain carriers to monitor a certain clinical capacity of certain providers in a certain manner; requiring the Commissioner, in consultation with certain persons, to adopt certain regulations on or before a certain date; establishing that certain carriers meet certain requirements by developing and making available to certain individuals a certain network directory; requiring certain carriers to develop and make available to certain individuals a certain network directory on the Internet and in printed form under certain circumstances; requiring a certain network directory to meet certain requirements and include certain information; requiring certain carriers to update a certain network directory within a certain time period under certain circumstances; requiring certain carriers, at certain occurrences, to notify enrollees how to access or obtain certain information; requiring certain information to be updated at certain intervals; requiring certain carriers to contact certain providers to make a certain determination under certain circumstances; requiring certain carriers to treat certain services in a certain manner for a certain purpose under certain circumstances; altering a certain requirement on certain carriers to update certain information; requiring certain procedures established by certain carriers to ensure that certain requests are addressed in a certain manner; prohibiting a certain procedure established by certain carriers from being used for a certain purpose; requiring certain carriers to have a certain system in place for a certain purpose and to provide certain information to the Commissioner under certain circumstances; requiring certain carriers to file with the Commissioner a copy of certain procedures that includes certain information; requiring certain carriers to make a copy of certain procedures available to certain individuals in a certain manner and under certain circumstances; defining certain terms; making conforming changes; providing for the application of this Act; and generally relating to health benefit plans, network access standards, and provider network directories.

BY repealing and reenacting, with amendments,

Article – Insurance
Section 15–112 and 15–830
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1319 – Delegates Frush, Anderson, Anderton, Aumann, Barve, Beidle, Carr, Cassilly, Flanagan, Folden, Fraser–Hidalgo, Gaines, Healey, Hill, Holmes, Jacobs, Knotts, Lafferty, Lam, McCray, McMillan, Morhaim, Otto, S. Robinson, Saab, Stein, West, and Wivell

AN ACT concerning

Commemorative Weeks – Chesapeake Bay Awareness Week

FOR the purpose of requiring the Governor to proclaim annually a certain week as Chesapeake Bay Awareness Week; requiring the proclamation to urge certain organizations to properly observe Chesapeake Bay Awareness Week with certain events, activities, and programs; and generally relating to Chesapeake Bay Awareness Week.

BY adding to

Article – General Provisions
Section 7–601 to be under the new subtitle “Subtitle 6. Commemorative Weeks”
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

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

House Bill 1320 – Delegate B. Wilson

AN ACT concerning

Washington County – Alcoholic Beverages – Class CT (Cinema/Theater) License

FOR the purpose of establishing a Class CT (cinema/theater) (on–sale) beer, wine, and liquor license in Washington County; authorizing the Board of License Commissioners for Washington County to issue the license for use in a cinema or theater that meets certain requirements; authorizing the license holder to sell beer, wine, and liquor for on–premises consumption under certain circumstances; authorizing a license holder to serve beer, wine, and liquor without serving food; requiring a certain individual to dispose of or destroy empty bottles; requiring a license holder to obtain a certain crowd control training certificate and have a certain certified crowd control manager present at the licensed premises at certain times; requiring the license holder to have a certain individual who has received certification from a certain alcohol awareness program to be present at the licensed

premises under certain circumstances; specifying the hours and days for sale of beer, wine, and liquor; specifying a certain annual license fee; and generally relating to the sale of alcoholic beverages in Washington County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 4–505, 31–101(a) and (b), 31–102, 31–207, 31–1901, and 31–1903

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 31–1001.1

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1321 – Delegates Glass and McDonough

AN ACT concerning

Sales and Use Tax – Exemption – Bluetooth Headset or Hands-Free Device

FOR the purpose of providing an exemption under the sales and use tax for the sale of a certain headset or certain electronic device under certain circumstances; providing for the termination of this Act; and generally relating to the sales and use tax.

BY adding to

Article – Tax – General

Section 11–232

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1322 – Delegates Glass, McDonough, Reilly, and Reznik

AN ACT concerning

Income Tax Credit – Veterinary Services for Adopted Police Dogs

FOR the purpose of allowing certain individuals a credit against the State income tax for the cost of certain veterinary services for adopted police dogs; providing that the credit may not exceed a certain amount; providing that the credit may not be carried forward to another taxable year; defining a certain term; providing for the

application of this Act; and generally relating to an income tax credit for certain veterinary costs.

BY adding to

Article – Tax – General

Section 10–737

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1323 – Delegates Folden, Afzali, Anderson, Anderton, Arentz, Atterbeary, Bromwell, Buckel, Carozza, Cassilly, Ciliberti, Davis, Ghrist, Hornberger, Jackson, Jacobs, Kittleman, Knotts, Lisanti, McComas, McConkey, Metzgar, W. Miller, Moon, Morales, Otto, S. Robinson, Rosenberg, Sample–Hughes, Simonaire, Smith, Sydnor, Szeliga, Vogt, B. Wilson, and C. Wilson

AN ACT concerning

Criminal Procedure – Sentencing Review – Juvenile Offenders Sentenced as Adults

FOR the purpose of altering the number of applications for sentence review that a certain person may file under certain circumstances; authorizing a certain person to file a certain application for sentence review after having served a certain period of incarceration; requiring a certain review panel to hold a certain hearing for each application for review of sentence filed by a certain person; requiring a certain review panel to consider certain information; authorizing a certain review panel to alter a certain sentence under certain circumstances; prohibiting a certain review panel from altering a certain sentence under certain circumstances; authorizing a certain review panel to impose certain conditions under certain circumstances; prohibiting the filing of a certain application for sentence review within a certain time period under certain circumstances; and generally relating to sentence review for juvenile offenders sentenced as adults.

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 8–102 and 8–105

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Procedure

Section 8–102.1

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1324 – Delegates Barkley, Branch, Brooks, Carey, Clippinger, Frick, Glenn, S. Howard, Impallaria, Lisanti, Patterson, Valderrama, Vaughn, and Waldstreicher

AN ACT concerning

Public Utilities – Natural Gas Infrastructure Expansion and Reinforcement

FOR the purpose of authorizing a gas company to defer certain costs for certain projects to extend certain natural gas transmission pipeline, distribution main pipeline, system reinforcement facilities, and associated facilities; specifying the circumstances under which a certain expansion project qualifies for deferral of certain costs; specifying the manner in which a gas company is required to account for certain costs; requiring the Public Service Commission to take certain action during a certain base rate proceeding; limiting the circumstances under which a certain asset may be subject to certain action by the Commission; requiring a gas company to submit certain information regarding a certain asset to the Commission; authorizing the Commission to review and evaluate a gas company's deferral accounting based on certain standards; limiting to a certain percentage increase the amount of certain costs that may be deferred and added to a certain asset, subject to a certain exception; requiring a gas company to submit a certain report to the Commission regarding the deferral of certain costs at a certain interval; authorizing a gas company to file a certain tariff schedule with the Commission that assumes that a certain percentage of customers will convert to natural gas service under certain circumstances; authorizing the Commission to authorize a gas company to assume that a higher percentage of certain customers will convert to natural gas service under certain circumstances; authorizing a gas company to file a tariff schedule with the Commission to recover a certain contribution and associated costs through a certain monthly charge on certain customer bills over certain periods of time; specifying the manner in which a certain contribution applies; requiring a certain customer to take certain action before certain natural gas service is provided; specifying that the Commission may take certain actions relating to a certain contribution amount or collection period under certain circumstances; defining certain terms; and generally relating to natural gas.

BY adding to

Article – Public Utilities

Section 4–211, 4–212, and 4–213

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1325 – Delegates Haynes, B. Barnes, Brooks, Chang, Conaway, Ebersole, Fennell, Glenn, Gutierrez, Hettleman, Korman, Lam, Lierman, Oaks, Patterson, Reznik, Sample–Hughes, Tarlau, and P. Young

AN ACT concerning

**State Department of Education – Breakfast and Lunch Programs – Funding
(Free School Meals for Students From Low- and Middle-Income Families Act)**

FOR the purpose of repealing the requirement that the State Board of Education adopt and publish standards for the administration of a subsidized feeding program; requiring the State to be responsible for the student share of the costs of certain meals; prohibiting a county board of education from charging certain students for any portion of the cost of a meal; making conforming changes; and generally relating to school breakfast and lunch programs and the State Department of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–601 through 7–605 and 7–701 through 7–703
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1326 – Delegates S. Howard, Brooks, Buckel, Cluster, Fisher, Folden, Jalisi, Krebs, Malone, Metzgar, O’Donnell, Otto, Rose, Saab, and Shoemaker

AN ACT concerning

Public Safety – Handgun Permits – Application Report

FOR the purpose of requiring the Department of State Police to make a certain periodic report to the General Assembly containing certain information regarding applications for permits to carry, wear, or transport a handgun; and generally relating to permits to carry, wear, or transport a handgun.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–301(a) and (d)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – Public Safety
Section 5–315
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1327 – Delegate Glass

AN ACT concerning

**Courts – Law Enforcement Officer as Witness – Prohibition on Postponement
for Inability to Appear**

FOR the purpose of prohibiting a court from postponing a trial or hearing for a certain violation of the Maryland Vehicle Law, except under certain circumstances; and generally relating to the postponement of certain trials and hearings.

BY adding to

Article – Courts and Judicial Proceedings

Section 9–206

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1328 – Delegates Lam, Tarlau, and S. Robinson

AN ACT concerning

Environment – Lead and Mercury Wheel Weights – Prohibited

FOR the purpose of prohibiting certain persons from using, allowing to be used, or selling certain lead or mercury wheel weights after certain dates; requiring the State to ensure that no vehicle in the State fleet is equipped with certain lead or mercury wheel weights after a certain date; requiring the Department of the Environment to adopt certain regulations that at a minimum list environmentally safe lead– and mercury–free wheel weights; requiring the Department to update the regulations over a certain period of time; requiring the Department to inform certain persons, to the maximum extent practicable, regarding the requirements under the regulations; requiring the regulations to provide a certain phase–in period for the prohibition against the use or sale of certain wheel weights; requiring lead and mercury wheel weights removed and collected to be properly recycled; providing for the enforcement of this Act, including the required issuance of a warning for an initial violation; and generally relating to the prohibition against the use or sale of lead or mercury wheel weights in the State.

BY adding to

Article – Environment

Section 6–501 to be under the new subtitle “Subtitle 5. Lead and Mercury Wheel Weights”

Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1329 – Delegates Glass and Anderson

AN ACT concerning

Search Warrants – Mistake in Execution – Remedies

FOR the purpose of providing that the owner of a property on which a search warrant is executed by mistake or on which a search warrant that lists the name of a person not associated with the property is executed shall receive a certain apology and a certain amount of money; requiring each law enforcement agency in the State to establish procedures to implement this Act; and generally relating to search warrants.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 1–203(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY adding to
Article – Criminal Procedure
Section 1–203(f)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1330 – Delegates Oaks, Rosenberg, Anderson, Branch, Carter, Clippinger, Conaway, Hammen, Hayes, Haynes, McCray, McIntosh, and B. Robinson

AN ACT concerning

Baltimore City – Table Games Proceeds – Recreational Facilities

FOR the purpose of providing that the proceeds of certain table games paid to Baltimore City for certain purposes related to recreational facilities may be used only to supplement and not to supplant existing expenses or obligations related to recreational facilities; making this Act subject to a certain contingency; and generally relating to the use of certain proceeds from table games.

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–1A–27(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)
(As enacted by Section 3 of Chapter 1 of the Acts of the General Assembly of the
Second Special Session of 2012)

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

**House Bill 1331 – Delegates Oaks, Rosenberg, Anderson, Branch, Carr, Carter,
Clippinger, Conaway, Hayes, Haynes, Knotts, Lierman, McIntosh, Morhaim,
Pena–Melnyk, B. Robinson, and S. Robinson**

AN ACT concerning

Environment – Reduction of Lead Risk in Housing – Blood Lead Level

FOR the purpose of altering a certain elevated blood lead level at which a certain owner of affected property is required to satisfy certain risk reduction standards; altering a certain elevated blood lead level at which a local health department is required to notify certain persons; and generally relating to reducing lead risk in housing.

BY repealing and reenacting, with amendments,
Article – Environment
Section 6–819(c)(1) and 6–846(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

**House Bill 1332 – Delegates S. Howard, Aumann, Buckel, Chang, Folden,
Hornberger, Kipke, Krebs, Malone, McKay, Parrott, Reilly, Saab,
Shoemaker, and Simonaire**

AN ACT concerning

**Public Safety – Handgun Permits – Renewal Period for Retired Law
Enforcement Officer**

FOR the purpose of establishing that a handgun permit issued to a retired law enforcement officer of the State or a county or municipal corporation of the State expires on the last day of the holder's birth month following a certain period after the date the permit is issued and may be renewed for successive periods of a certain length under certain circumstances; providing that a retired law enforcement officer who applies for the renewal of a permit is not required to be fingerprinted except under certain circumstances; and generally relating to handgun permits.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–301(a) and (d) and 5–304(b)(1) and (d)(2)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–309
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1333 – Delegate M. Washington

AN ACT concerning

Income Tax – Filing of Withholding Statements and Payment of Refund Claims

FOR the purpose of altering the date by which certain payors of amounts subject to income tax withholding are required to provide the Comptroller a copy of a certain statement; prohibiting the Comptroller from paying a certain claim for refund of income tax before a certain date except under certain circumstances; and generally relating to the filing of certain statements of withholding and the payment of certain income tax refund claims.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–911(b) and 13–905
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1334 – Delegates Davis, Adams, Arentz, Barkley, Brooks, Carey, S. Howard, Impallaria, Jameson, and W. Miller

AN ACT concerning

Unemployment Insurance – Exemption From Covered Employment – Messenger Service Business

FOR the purpose of altering the definition of “messenger service business” for purposes of a certain exemption from covered employment for certain unemployment benefits; specifying that commission includes certain payment arrangements for purposes of the exemption; and generally relating to messenger service businesses.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–206(d)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1335 – Delegates Glass, McDonough, McKay, and Reznik

AN ACT concerning

Income Tax Credit – Cat and Dog Adoption

FOR the purpose of allowing an individual who adopts a cat or dog from an animal shelter or a rescue facility a credit against the State income tax; providing that an individual may not claim the credit for more than 1 taxable year with respect to the same cat or dog; providing that an individual may not claim a credit greater than a certain amount for any taxable year; requiring the Comptroller to adopt certain regulations; providing for the application of this Act; and generally relating to a credit against the State income tax for adopting a cat or dog.

BY adding to
Article – Tax – General
Section 10–737
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1336 – Delegate S. Howard

AN ACT concerning

Estates and Trusts – Notice Requirement – Method of Delivery

FOR the purpose of repealing certain exceptions to certain notice requirements for certain estate matters if certain laws or rules require a different method of delivery; repealing a certain provision of law that authorizes the orphans' court to require or the personal representative to elect delivery of notice in a certain manner at the expense of the estate; repealing a provision of law that requires certain proof of reasonable efforts to give notice under certain circumstances; providing for the application of this Act; making stylistic changes; and generally relating to notice requirements for matters relating to estates of decedents.

BY repealing and reenacting, with amendments,

Article – Estates and Trusts
Section 1–103
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1337 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Liquor – Manufacturer’s and Wholesaler’s Licenses and Permits

FOR the purpose of establishing a nonresident distillery permit; authorizing the Comptroller to issue the permit to certain persons who produce not more than a certain amount of liquor annually; authorizing a permit holder to sell and deliver certain liquor from a location outside the State to certain retail license or permit holders in the State; requiring a permit holder to comply with certain provisions of law; establishing a certain annual permit fee; authorizing a holder of a Class 1 distillery license to apply for and obtain a certain wholesaler’s license; establishing the Class 8 liquor wholesaler’s license; authorizing the issuance of the Class 8 wholesaler’s license to certain persons; authorizing a Class 8 wholesaler’s license holder to sell and deliver not more than a certain amount annually of certain liquor to certain license or permit holders; establishing a certain annual license fee; authorizing a Class 8 wholesaler’s license holder to use an additional location for the warehousing, sale, and delivery of liquor under certain circumstances; authorizing a holder of a Class 8 wholesaler’s license or a nonresident distillery permit to sell or deliver its own liquor in Montgomery County to a dispensary, restaurant, or other retail dealer authorized to sell liquor; authorizing in Montgomery County, a dispensary, restaurant, or other retail dealer authorized to sell liquor to purchase liquor directly from a holder of a Class 8 wholesaler’s license or a nonresident distillery permit; and generally relating to manufacturer’s and wholesaler’s liquor licenses and permits.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

The part designation to be “Part IV. Beer, Wine, and Liquor Permits” immediately preceding Section 2–129

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 2–129 and 2–202(a)

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 2–132.1 and 2–308.1

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 2–212(b) and 25–307

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1338 – Delegate Smith

AN ACT concerning

Transportation – Transit Improvements – Interstate 270 Corridor

FOR the purpose of requiring the Governor to include appropriations for certain fiscal years aggregating to at least a certain amount for the purpose of financing improvements to Maryland Area Rail Commuter service in a certain area; requiring the improvements to Maryland Area Rail Commuter service to be consistent with a certain plan; requiring the Maryland Department of Transportation to submit a report to certain committees of the General Assembly on or before a certain date that includes certain information regarding transit service in the Interstate 270 corridor; and generally relating to transit improvements in the Interstate 270 corridor.

BY adding to

Article – Transportation

Section 7–307

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1339 – Delegate K. Young

AN ACT concerning

Environment – Radiation Machines – Registration Fees and Inspections

FOR the purpose of requiring the Department of the Environment to adopt certain regulations for licensing and registration associated with radiation machines; requiring the fee schedule adopted by the Department for the registration of

radiation machines and other sources of radiation to be uniform within certain classes of radiation sources; repealing certain provisions of law that, for radiation machines located in certain dental offices or facilities, establish certain maximum registration fees, require the reduction of or exemption from certain fees under certain circumstances, limit the frequency of inspections under certain circumstances, and provide for the remediation of a violation under certain circumstances; repealing a certain exemption from certain fees applicable to certain dental schools; making stylistic changes; and generally relating to registration fees and inspections for radiation machines and other sources of radiation in the State.

BY repealing and reenacting, with amendments,
Article – Environment
Section 8–301
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1340 – Delegates Rosenberg, Davis, Stein, and A. Washington

AN ACT concerning

Firearms – Applications – Notification and Reporting

FOR the purpose of requiring the Secretary of State Police to provide notice of a certain denial of a handgun qualification license application or certain disapproval of a firearm application, within a certain amount of time after a denial or disapproval to certain agencies except under certain circumstances; providing information that must be included in the notification of a certain application denial or disapproval; requiring agencies that receive a certain notification of an application denial or disapproval to annually report certain information to the Secretary regarding criminal investigations and charges in connection with each application denial or disapproval; requiring the Secretary to publish an annual report that summarizes certain information regarding each application denial or disapproval and certain other information from certain agencies regarding criminal investigations and charges in connection with each application denial or disapproval; and generally relating to firearms.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–117.1(b) and (g)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–117.1(h) and 5–122

Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to

Article – Public Safety

Section 5–117.2

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1341 – Delegate McMillan

AN ACT concerning

State Wetlands License – Temporary Installation of a Boat Canopy – Exemption

FOR the purpose of exempting the temporary installation of a certain boat canopy for a certain period annually from a certain State wetlands licensing requirement under certain circumstances; and generally relating to State wetlands licenses.

BY repealing and reenacting, without amendments,

Article – Environment

Section 16–202(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 16–202(h)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1342 – Delegates Kramer, Fraser–Hidalgo, Adams, Angel, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Carter, Chang, Cluster, Cullison, Dumais, Ebersole, Fennell, Frick, Frush, Gilchrist, Glass, Gutierrez, Hammen, Hayes, Hettleman, Hill, Hixson, Jackson, Jalisi, Kaiser, Kelly, Kipke, Kittleman, Knotts, Korman, Krebs, Krimm, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, McKay, Metzgar, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Parrott, Patterson, Pena–Melnik, Pendergrass, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Simonaire, Smith, Stein, Szeliga, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, B. Wilson, C. Wilson, and P. Young

AN ACT concerning

Drunk Driving Reduction Act of 2016
(Noah's Law)

FOR the purpose of increasing the suspension periods for the driver's license of a person who is convicted of certain offenses relating to driving under the influence of alcohol and driving while impaired; requiring the Motor Vehicle Administration to require a person who is convicted of certain offenses relating to driving under the influence of alcohol and driving while impaired to participate in the Ignition Interlock System Program for certain periods of time; requiring that the Administration include certain information about the Program in notifications regarding suspensions; requiring the Administration to modify certain suspensions on the driver's license of a person who is convicted of certain offenses relating to driving under the influence of alcohol and driving while impaired; repealing the opportunity for a certain restricted license after a conviction of driving under the influence of alcohol; repealing a person's right to a hearing on financial hardship regarding the installation of an ignition interlock on a motor vehicle owned by the person; increasing the suspension periods for the driver's license of a person who has refused or has certain results after a test for breath alcohol concentration; adding advisements a police officer must give to certain detainees; altering the length of time a certain person must participate in the Program; requiring a certain person whose license is suspended by the Administration after the person refuses or has certain results from a test for breath alcohol concentration to participate in the Program; authorizing the Administration to extend a certain person's participation period in the Program under certain circumstances; altering the period of time a certain person must participate in the Program; requiring the Administration to modify the suspension of a certain Program participant's license and issue the participant a restricted license; providing that a certain person who participates in the Program must receive credit for future participation; establishing certain completion requirements; requiring a certain person convicted of reckless or negligent driving to participate in the Program; altering the employer-based exception for a person who has a restricted license that requires an ignition interlock; making conforming changes; and generally relating to required participation in the Ignition Interlock System Program.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–205, 16–205.1, 16–404.1, and 27–107

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Transportation

Section 21–901.1 and 27–101(a), (b), and (g)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Transportation

Section 27–101(gg)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1343 – Delegates Hayes, Stein, D. Barnes, Buckel, Chang, Davis, Fennell, Frush, Hettleman, Hornberger, Jameson, Long, Metzgar, Oaks, Rosenberg, Shoemaker, Simonaire, Sophocleus, Valentino-Smith, Vallario, and Vaughn

AN ACT concerning

Maryland Education Credit

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

BY repealing and reenacting, with amendments,
Article – Economic Development

Section 2.5–109(a)(4)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)
(As enacted by Chapter 58 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–205(a) and 10–306(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Tax – General
Section 10–205(l), 10–306(g), and 10–737
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1344 – Delegate Arentz

AN ACT concerning

Queen Anne’s County – County Commissioners Election and Terms – Straw Ballot

FOR the purpose of requiring that certain questions be placed on the ballot in Queen Anne’s County at the November general election of 2016 to determine the sense of the voters of the County on the issues of the method of electing the members of the Board of County Commissioners and staggered terms for the members of the Board of County Commissioners; providing for the carrying out of the straw ballot; and generally relating to the holding of a straw ballot in Queen Anne’s County.

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

House Bill 1345 – Delegates Glass and Simonaire

AN ACT concerning

Public Safety – Police Profiling – “Right-to-Carry” Permit

FOR the purpose of establishing that it is not a legitimate law enforcement purpose to use certain captured plate data that indicates the owner of the vehicle has been issued a permit to carry, wear, or transport a handgun as the sole basis to stop and question the vehicle’s driver; and generally relating to law enforcement.

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 3–509
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1346 – Delegates Simonaire, Buckel, Glass, and Metzgar

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Chesapeake and Atlantic Coastal Bays 2010 Trust Fund – Use of Funds

FOR the purpose of proposing an amendment to the Maryland Constitution to establish a Chesapeake and Atlantic Coastal Bays 2010 Trust Fund to be used only for certain purposes except under certain circumstances; prohibiting the transfer of funds in the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund to the General Fund or a special fund of the State except under certain circumstances; providing that this amendment does not apply to the allocation or use of certain funds in the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund for counties, municipalities, or Baltimore City or to a transfer of certain funds to the BayStat Subcabinet agencies, in accordance with law; authorizing funds in the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund to be used for a purpose not related to the Chesapeake and Atlantic Coastal Bays or transferred to the General Fund or a special fund of the State if the Governor and the General Assembly take certain action; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an addition to the Maryland Constitution
Article III – Legislative Department
Section 53A

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

House Bill 1347 – Delegates Kipke, Adams, Angel, Bromwell, Cullison, Hayes, Hill, McDonough, Miele, Morgan, Oaks, and Szeliga

AN ACT concerning

Maryland Medical Assistance Program – Managed Care Organizations – Disenrollment

FOR the purpose of authorizing a Maryland Medical Assistance Program recipient, under certain circumstances, to disenroll from a managed care organization to maintain continuity of care with a pharmacy provider; requiring the Department of Health and Mental Hygiene to provide certain notification to the affected managed care

organization of an enrollee's intention to disenroll under certain provisions of this Act; making a conforming change; and generally relating to disenrollment from managed care organizations under the Maryland Medical Assistance Program.

BY repealing and reenacting, without amendments,

Article – Health – General
Section 15–101(a), (b), (e), (h), and (i)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 15–103(b)(23)(vi) and (f)(6)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Health – General
Section 15–103(f)(6) and (7)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1348 – Delegates Brooks, Barkley, Glenn, Haynes, Jones, Lam, and Mautz

AN ACT concerning

Uninsured Motor Vehicle Coverage – Exclusion

FOR the purpose of providing that certain uninsured motorist coverage does not apply to a certain policy that provides motor vehicle liability insurance for a vehicle that is involved in a collision with an insured motor vehicle under certain circumstances; providing that an insurer may exclude from certain uninsured motorist coverage benefits for a collision that involves a motor vehicle that leaves the scene of the collision except under certain circumstances; providing that refusal to pay a certain uninsured motorist claim under certain circumstances is not an unfair claims settlement practice or a violation of certain provisions; providing for the application of this Act; and generally relating to motor vehicle liability insurance.

BY repealing and reenacting, without amendments,

Article – Insurance
Section 19–509(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 19–509(b) and (f) and 27–303
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1349 – Delegates Bromwell, Healey, Adams, Anderson, Anderton, Beitzel, Carozza, Hornberger, Mautz, Otto, Sample–Hughes, and A. Washington

AN ACT concerning

Education – Beginning of School Year – After Labor Day

FOR the purpose of prohibiting public schools and publicly funded prekindergarten programs from opening for pupil attendance before the day after Labor Day; and generally relating to beginning the school year after Labor Day.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–103
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1350 – Delegate Hammen

AN ACT concerning

Freestanding Medical Facilities – Certificate of Need, Rates, and Definition

FOR the purpose of exempting from certain certificate of need requirements the conversion of a certain hospital to a freestanding medical facility in accordance with certain requirements; altering the requirements for a public informational hearing for a hospital that files a notice of its proposed closing; requiring a certain hospital to hold a public informational hearing if the hospital requests an exemption from certificate of need requirements to convert to a freestanding medical facility; requiring the Maryland Health Care Commission to establish by regulation requirements for certain public informational hearings; requiring, for a hospital seeking to close, partially close, or convert to a freestanding medical facility, that the regulations require the hospital to address certain items at a public informational hearing; requiring a hospital to provide a written summary of a public informational hearing within a certain period of time to certain individuals, entities, and legislative committees; clarifying the circumstances in which a certificate of need is required to

establish or operate a freestanding medical facility; authorizing the Commission to approve a site for a freestanding medical facility that is not on a certain site, under certain circumstances; altering the services provided at a freestanding medical facility that may be considered hospital services for purposes of rate-setting; requiring a freestanding medical facility to have a certain license, instead of a certificate of need, to obtain certain rates; altering the definition of “freestanding medical facility” to require a facility to meet the requirements for provider-based status under a certain certification and to exempt, from the requirement that the facility be physically separate from a hospital or hospital grounds, a freestanding medical facility established as a result of a certain hospital conversion; requiring the Department of Health and Mental Hygiene to issue a license to a freestanding medical facility that receives an exemption from obtaining a certificate of need; and generally relating to freestanding medical facilities.

BY repealing and reenacting, without amendments,

Article – Health – General
Section 19–120(j)(1) and (k)(1)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 19–120(j)(2)(iv), (k)(6)(viii) and (ix) and (7), and (l), 19–201(d), 19–211(c),
19–3A–01, 19–3A–03, and 19–3A–08
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Health – General
Section 19–120(k)(6)(x) and (o)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1351 – Delegates Brooks, Barkley, Branch, Glenn, Haynes, Hettleman, Jones, Lafferty, Lam, Mautz, and P. Young

AN ACT concerning

**Public Service Companies and Utility Companies – Entering on
Property – Notice to Owner**

FOR the purpose of requiring a public service company or other utility company to provide certain notice to a property owner before entering on the property for a certain purpose; providing that a public service company or other utility company is not required to give certain notice under certain circumstances; and generally relating

to notice given to property owners by public service companies and other utility companies before entering on certain property.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 5–401
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Public Utilities
Section 5–412
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1352 – Wicomico County Delegation

AN ACT concerning

Wicomico County Board of Education – Election and Appointment of Members

FOR the purpose of requiring that, beginning with a certain election, certain members of the Wicomico County Board of Education be elected by districts and certain members be elected at large; providing that, alternatively, beginning with a certain election, certain members of the Wicomico County Board of Education be elected by districts and certain members be appointed; establishing the composition of the county board; providing for the qualifications, terms of office, and filling of a vacancy of certain members of the county board; establishing certain removal, hearing, and appeal procedures for certain members of the county board; establishing a Wicomico County School Board Nominating Commission to select nominees to be recommended to the Wicomico County Council to fill certain appointments or vacancies on the county board; providing for the membership and duties of the Commission; repealing certain provisions concerning the appointment by the Governor of the members of the Wicomico County Board of Education; providing for the termination of the terms of certain members of the county board; submitting this Act to a referendum of the qualified voters of Wicomico County for their adoption or rejection of certain provisions of this Act; and generally relating to the election and appointment of the members of the Wicomico County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–105 and 3–114
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education

Section 3–13A–01 through 3–13A–06 to be under the new subtitle “Subtitle 13A.
Wicomico County”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1353 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Special Event Festival Permit

FOR the purpose of altering a requirement that an applicant for a special event festival beer, wine, and liquor permit in Calvert County demonstrate a certain expectation of attendance; and generally relating to alcoholic beverages permits in Calvert County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 14–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 14–906

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
Assembly of 2016)

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

House Bill 1354 – Delegates Glass, Angel, Carr, Carter, Gutierrez, Malone, McKay, McMillan, Morales, Morgan, Oaks, Parrott, Rey, S. Robinson, Rosenberg, Sanchez, Shoemaker, Smith, Sophocleus, and Vogt

AN ACT concerning

Gas and Electricity – Smart Meters – Customer Rights and Required Reports

FOR the purpose of requiring a certain utility company to give certain written notice to certain customers prior to deploying smart meters throughout all or a portion of the utility company’s service territory; specifying the contents of a certain notice;

prohibiting a utility company from imposing certain additional fees or charges on certain customers; requiring the Public Service Commission to report on certain matters to certain committees of the General Assembly on or before certain dates; requiring the Department of Health and Mental Hygiene and the Commission jointly to report on certain matters to certain committees of the General Assembly on or before a certain date; specifying the contents of certain reports; requiring the Commission, in consultation with the Department of Health and Mental Hygiene, to select and retain an independent expert to prepare a certain report; defining certain terms; and generally relating to gas and electricity service and smart meters.

BY adding to

Article – Public Utilities

Section 7–302.1

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1355 – Delegates Glass, Angel, Carter, Conaway, Gutierrez, Malone, McKay, McMillan, Morgan, Oaks, Parrott, Rey, S. Robinson, Rosenberg, Sanchez, Shoemaker, Simonaire, and Sophocleus

AN ACT concerning

Gas and Electricity – Analog Meters – Purchase and Installation

FOR the purpose of requiring the Public Service Commission to authorize a certain customer of a gas company or an electric company to purchase and install a certain analog meter; requiring the meter to comply with certain standards; requiring a gas company or an electric company to install the meter or allow certain persons to install the meter at the customer’s request; providing that an analog meter may replace a different type of meter; prohibiting a gas company or an electric company from requiring a certain customer to install additional controls or perform or pay for certain additional tests; requiring a gas company or an electric company to replace only certain tested meters under certain circumstances; requiring the Commission to refund certain testing fees under certain circumstances; and generally relating to gas service, electric service, and meters.

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–301 and 7–302

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1356 – Delegates Lam, Carr, Chang, Ebersole, Moon, and Platt

AN ACT concerning

Motor Vehicles – Vehicle Event Data Recorders

FOR the purpose of establishing that an event data recorder in certain motor vehicles and any data recorded are the property of the motor vehicle owner; prohibiting a person other than the owner of a motor vehicle from retrieving data from an event data recorder, subject to certain exceptions; requiring the manufacturer of certain motor vehicles that are equipped with event data recorders to disclose that fact in the owner's manual for the motor vehicle; requiring disclosure in a certain manner under certain circumstances that certain data may be recorded or transmitted by event data recorders; prohibiting a motor vehicle lessor from requiring the lessee to consent to the retrieval or use of data on an event data recorder as a condition of the lease; prohibiting a person from knowingly altering or deleting data on a vehicle event data recorder or knowingly destroying the event data recorder within a certain time period after a certain event; prohibiting an insurer under an automobile insurance policy from considering for certain purposes the refusal of a motor vehicle owner to consent to the retrieval or use of data on an event data recorder; prohibiting an insurer from refusing to issue or renew an insurance contract due to refusal of a motor vehicle owner to consent to the retrieval or use of data on an event data recorder; prohibiting an insurer from conditioning the payment or settlement of an owner's claim on the owner's consent to the retrieval or use of data on an event data recorder; defining "event data recorder"; and generally relating to vehicle event data recorders.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 11–215
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – Insurance
Section 19–518
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 22–103.1
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1357 – Delegate Glass

AN ACT concerning

Public Health – State Funding for Abortions – Prohibition and Exceptions

FOR the purpose of prohibiting the use of State funds to pay for an abortion procedure or health benefits coverage of abortion procedures; providing that a certain prohibition does not apply under certain circumstances; and generally relating to State funding for abortions.

BY adding to

Article – Health – General

Section 20–217 to be under the new part “Part V. State Funding”

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1358 – Delegates McMillan, Frush, Hornberger, O’Donnell, Oaks, and Stein

AN ACT concerning

Environment – Administrative Penalties – Statute of Limitations

FOR the purpose of establishing an exception from the statute of limitations for an action for an administrative penalty for an ongoing violation of certain environmental laws, rules, regulations, orders, or permits; requiring the statute of limitations for an action for an administrative penalty for an ongoing violation to run from a certain date in certain circumstances; and generally relating to the statute of limitations for environmental violations.

BY repealing and reenacting, with amendments,

Article – Environment

Section 1–303

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1359 – Wicomico County Delegation

AN ACT concerning

Wicomico County – Alcoholic Beverages – Limited Distillery License

FOR the purpose of authorizing a Class 9 limited distillery license to be issued in Wicomico County; and generally relating to a Class 9 distillery license in Wicomico County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 32–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 32–401

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

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

House Bill 1360 – Delegates Haynes, B. Barnes, Brooks, Chang, Conaway, Fennell, Glenn, Hettleman, Korman, Lam, Lierman, A. Miller, Oaks, Patterson, Reznik, Sample–Hughes, Tarlau, and P. Young

AN ACT concerning

**Primary and Secondary Education – Breakfast Program – School Requirements
(Breakfast After the Bell Act)**

FOR the purpose of establishing a Breakfast After the Bell Program in the State; providing for the purpose of the Program; requiring certain public schools in certain school years to offer breakfast for free to every student using a certain delivery method that meets certain requirements; authorizing certain public schools to determine a certain breakfast delivery model and the time to serve breakfast, subject to a certain limitation; authorizing certain school districts to alter transportation schedules for a certain purpose; altering a certain condition under which a certain program is suspended; authorizing the Department of Education to waive participation in the Program on the request of certain public schools; defining a certain term; and generally relating to the Breakfast After the Bell Program.

BY repealing and reenacting, with amendments,

Article – Education

Section 7–703

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education

Section 7–705
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

**House Bill 1361 – Delegates M. Washington, A. Washington, Fennell, Kaiser, Kelly,
and Luedtke**

AN ACT concerning

Hotel Rental Tax and Sales and Use Tax – Limited Residential Lodging

FOR the purpose of imposing, under certain circumstances, the State sales and use tax on certain limited residential lodgings; imposing, under certain circumstances, a limited residential lodging tax on certain limited residential lodging transactions booked through a hosting platform; requiring certain hosting platforms to collect and remit the limited residential lodging tax; providing that revenue from the limited residential lodging tax is required to be distributed in the same manner as certain hotel rental tax revenue; requiring a hosting platform that offers certain lodgings to register with the Comptroller for the collection of certain taxes; requiring a hosting platform to give certain individuals a certain statement and collect certain taxes; requiring a person to pay certain taxes when a person pays a certain charge; requiring a hosting platform to hold certain taxes in trust; providing that an individual that enters into a certain agreement with a hosting platform may not be held liable for certain failures; requiring a hosting platform to complete, sign, and file certain tax returns on or before a certain day; requiring the Comptroller to provide the form and content of a certain tax return; providing record retention requirements for limited residential lodging operators; requiring the Comptroller to make certain distributions from the limited residential lodging tax revenue; requiring the Comptroller to provide a county or municipality with certain information; authorizing the Comptroller to impose a certain fee; imposing certain penalties, under certain circumstances, on a hosting platform; limiting the use of certain information; providing that only the Comptroller may conduct certain audits in a certain manner; defining certain terms; providing for the application of this Act; and generally relating to the taxation of certain limited residential lodging transactions.

BY adding to

Article – Local Government
Section 20–439 through 20–447 to be under the new part “Part III. Limited
Residential Lodging Taxes”
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General

Section 11–101(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–101(a–1) and (a–2)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 3 of the Acts of the General Assembly of 2016)

BY adding to
Article – Tax – General
Section 11–101(c–1) and (c–2)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

**House Bill 1362 – Delegates Anderson, Atterbeary, Carter, Conaway, Dumais,
Glass, Malone, McComas, Moon, Rosenberg, Sanchez, Smith, Sydnor, and
B. Wilson**

AN ACT concerning

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

FOR the purpose of clarifying that the crime of robbery includes robbing or attempting to rob another of certain controlled dangerous substances; establishing the offense of breaking and entering the storehouse of another with the intent to steal, take, or carry away certain controlled dangerous substances; providing that a certain penalty applies to a certain offense; providing that a certain person shall be ordered to undergo a certain drug assessment; providing that a certain person shall be entered into a certain drug addiction treatment program instead of being subject to a certain penalty; clarifying that the crime of theft includes the theft of certain controlled dangerous substances; defining certain terms; and generally relating to controlled dangerous substances.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 3–401(a), (d)(1), and (e), 3–402, 6–201(a), 7–101(a) and (i)(1), and
7–104(a) through (g)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

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

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Law

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

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

**House Bill 1363 – Delegates McMillan, Metzgar, Miele, Reilly, Simonaire,
A. Washington, and M. Washington**

AN ACT concerning

Property Tax – Appeals – Provision of Information to Taxpayers

FOR the purpose of requiring that a person making a certain appeal before a supervisor of assessments receive certain information from the Department of Assessments and Taxation regarding the property that is the subject of the appeal and a certain sales analysis at least a certain number of days before a certain hearing; requiring the Department to provide the information free of charge; repealing certain provisions of law relating to a request by a person making an appeal before a property tax assessment appeal board for certain information; requiring that a person making a certain appeal before a property tax assessment appeal board receive certain information from the Department regarding comparable properties at least a certain number of days before a certain hearing; requiring the Department to provide the information free of charge; repealing the authority of the Department to charge a fee for the information; requiring the Department to provide certain information to a person making an appeal before a supervisor or a property tax assessment appeal board at the scheduled hearing if the person states that the Department has not provided the information; requiring the assessed value of a property that is the subject of an appeal to remain at a certain level if the Department does not provide certain information at the scheduled hearing before a supervisor or a property tax assessment appeal board; providing that the hearing before a supervisor or a property tax assessment appeal board may be rescheduled at a certain time at the option of a person making the appeal if the person receives certain information for the first time on the date of the scheduled hearing; and generally relating to the provision of information to persons making property tax assessment appeals.

BY adding to

Article – Tax – Property

Section 14–510.1

Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–511(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1364 – Delegates Smith, B. Wilson, Cluster, and Rosenberg

AN ACT concerning

Drugged Driving or Operation of Vessel – Polysubstance Abuse

FOR the purpose of altering the elements of a certain drug–related driving offense and a certain drug–related operation of a vessel offense; eliminating a certain defense to certain offenses; altering certain criminal penalties for certain drug–related driving offenses and drug–related operation of a vessel offenses; requiring the Motor Vehicle Administration to suspend for certain periods the license of a person convicted of certain drug–related driving offenses; altering certain administrative penalties for certain drugged driving offenses; requiring a person who is convicted of certain drug–related driving offenses to undergo a mental health assessment and participate in certain programs under certain circumstances; making conforming changes to certain terminology; and generally relating to drugged driving and operation of a vessel.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 10–302, 10–303(b), 10–305(b), 10–306(a)(1)(ii), and 10–308
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 2–505(a) and (b), 2–507(a)(4), 3–211(e)(1) and (2), and 3–212(a)(4)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing
Article – Criminal Law
Section 2–505(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–738
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 11–109.1 and 27–101(j)(3) and (7)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–205(a), (b)(1), and (c), 16–205.1(a)(2), (b)(2) and (3)(viii)1., (c)(1), (d)(1),
(f)(1)(i), (7)(i)1. and 2., and (8)(i)1. and 2., (ii)2. and 3., and (iii)3., (g)(2)(iii)2.B.
and (3)(i)2., and (i), 16–402(a)(28) and (37), 18–105, 21–902(c) and (d)(1),
26–202(a)(3)(ii), 26–404(f)(2)(ii), 26–405, and 27–101(c)(24) through (26),
(f)(1)(ii) and (2), (j)(3), (4), (5), and (6), (k), and (q)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing
Article – Transportation
Section 27–101(c)(23) and (f)(4)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

**House Bill 1365 – Delegates Folden, Adams, Anderton, Aumann, Barkley, Beitzel,
Bromwell, Buckel, Carr, Cassilly, Hornberger, C. Howard, S. Howard, Long,
Mautz, McKay, Metzgar, Pena–Melnyk, Reilly, Rose, Saab, Shoemaker,
Simonaire, Smith, Szeliga, Vogt, and C. Wilson**

AN ACT concerning

Landlord and Tenant – Military Personnel – Limitation on Liability for Rent

FOR the purpose of altering the circumstances under which the liability, for rent under a lease, of a person on active duty with the United States military is limited; limiting the liability for rent of the spouse of a person on active duty with the United States military under certain circumstances; defining a certain term; and generally relating to the liability for rent of certain military personnel and spouses.

BY repealing and reenacting, with amendments,
Article – Real Property

Section 8-212.1
Annotated Code of Maryland
(2015 Replacement Volume)

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

**House Bill 1366 – Delegates Barkley, Branch, Brooks, Davis, Frick, Lisanti, Mautz,
and Waldstreicher**

AN ACT concerning

Alcoholic Beverages – Issuance of Class A Licenses

FOR the purpose of clarifying that, with a certain exception, not more than one license may be issued in a single jurisdiction to an individual; increasing, subject to certain conditions, the number of Class A alcoholic beverages licenses that may be issued in the State to an individual for a certain use; and generally relating to Class A alcoholic beverages licenses in the State.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 4-203

Annotated Code of Maryland

(As enacted by Chapter ___ (S.B. ___)(6lr1406) of the Acts of the General Assembly of 2016)

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

House Bill 1367 – Delegates Valentino-Smith and Smith

AN ACT concerning

Drugged Driving – Oral Fluid Tests – Pilot Program

FOR the purpose of establishing a pilot program to examine the testing of oral fluid samples by certain police officers to assist in determining if an individual is operating a motor vehicle while impaired by a controlled dangerous substance; providing that the pilot program applies only to the Baltimore County Police Department, the Montgomery County Department of Police, the Prince George's County Police Department, and the Ocean City Police Department; authorizing a police officer who has reasonable grounds to believe that an individual is or has been driving or attempting to drive a motor vehicle while impaired by a controlled dangerous substance to request the individual to submit a certain oral fluid sample subject to certain standards; requiring a police officer who requests an oral fluid sample to advise the individual of certain matters related to subsequent blood tests; requiring a police officer to use the results of an oral fluid test for certain purposes; prohibiting the use of the results of an oral fluid test as evidence in any court action; providing that the submission or

refusal to submit an oral fluid sample is not admissible as evidence in any court action; prohibiting the use of any evidence pertaining an oral fluid test in a civil action; establishing that refusal to submit an oral fluid sample does not constitute a certain violation; establishing that submission to an oral fluid test does not relieve the individual of certain obligations; requiring the State Coordinator for the Drug Recognition Expert Program to submit certain reports to the General Assembly by a certain date; defining the term “oral fluid test”; providing for the termination of certain provisions of this Act; making certain stylistic changes; and generally relating to authorization for the use of oral fluid tests by police officers of the Baltimore County Police Department, the Montgomery County Department of Police, the Prince George’s County Police Department, and the Ocean City Police Department to detect the presence of a controlled dangerous substance.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–205.2
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 16–205.3
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1368 – Delegate S. Howard

AN ACT concerning

Commission on Office Discipline Referrals in Anne Arundel County Public Schools

FOR the purpose of establishing the Commission on Office Discipline Referrals in Anne Arundel County Public Schools; providing for the composition, chair, and staffing of the Commission; providing for the terms of the members of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission, beginning with a certain school year, to track office discipline referrals made in county schools; requiring the Anne Arundel County Board of Education, on or before a certain date each year, to submit to the Commission certain information on office discipline referrals made during the preceding school year; requiring the Commission, on or before a certain date, to review certain discipline guidelines, policies, regulations, and information, develop certain guidelines, make certain determinations, and develop recommendations on certain matters; requiring the Commission, on an ongoing basis, to continue to track office discipline referrals,

monitor outcomes, and make recommendations on certain matters; requiring the Commission, on or before a certain date each year, to submit a certain report to the Anne Arundel County Board of Education, the Teachers Association of Anne Arundel County, the Anne Arundel County Executive, the Anne Arundel County Council, and the members of the Anne Arundel County delegation to the General Assembly; defining certain terms; specifying the terms of the initial members of the Commission; and generally relating to the Commission on Office Discipline Referrals in Anne Arundel County Public Schools.

BY adding to

Article – Education

Section 7–311

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1369 – Delegate Lisanti

AN ACT concerning

Harford County Student Loan Refinancing Authority

FOR the purpose of authorizing Harford County to create the Harford County Student Loan Refinancing Authority; providing that the Authority shall be authorized to exercise the powers set forth in this Act only on the taking effect of an ordinance enacted by the Harford County government creating the Authority and approving the Authority to exercise its powers; providing for the purpose, membership, powers, duties, and organization of the Authority; authorizing the Authority to issue bonds and notes for its corporate purposes related to loans for students or parents of students to assist in financing the cost of higher education; providing for the terms and manner of issuance of the bonds and notes; authorizing the Authority to adopt certain regulations; requiring certain money received under this Act to be held as trust funds; exempting certain property, money, and income of the Authority from certain taxation by the State and political subdivisions of the State; authorizing certain entities to invest in bonds issued by the Authority; providing a certain pledge that the State will not limit certain rights vested in the Authority; prohibiting certain obligations of the Authority from being obligations of the State and political subdivisions of the State; stating certain findings and intent of the General Assembly; defining certain terms; providing for the construction of this Act; making the provisions of this Act severable; and generally relating to the Harford County Student Loan Refinancing Authority.

BY adding to

Article – Education

Section 18–3101 through 18–3122 to be under the new subtitle “Subtitle 31. Harford County Student Loan Refinancing Authority”

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1370 – Delegate Folden

AN ACT concerning

General Assembly – Limitation on Introduction of Bills

FOR the purpose of prohibiting members of the General Assembly from introducing more than a certain number of bills during a regular or special legislative session; providing that this Act does not apply to bills introduced on behalf of certain persons or bills prefiled under a certain provision of law; and generally relating to the introduction of bills in the General Assembly.

BY adding to

Article – State Government
Section 2–1502.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1371 – Delegate Folden

AN ACT concerning

**Criminal Law – Assault in the First Degree – Strangulation – Lethality
Screening Protocol and Training**

FOR the purpose of prohibiting a person from committing an assault by intentionally strangling, suffocating, or impeding the normal breathing or circulation of blood of another by applying pressure to the other person’s throat or neck or by blocking the other person’s nose or mouth; providing that a person who violates this Act is guilty of assault in the first degree; providing penalties for a violation of this Act; requiring, on or before a certain date, the Police Training Commission to develop a certain lethality screening protocol and training for law enforcement officers to employ when investigating complaints of domestic violence and assault by strangulation; requiring the Commission to make a certain report; and generally relating to assault by strangulation.

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 3–202
Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1372 – Delegates Waldstreicher, Tarlau, Anderson, Angel, Atterbeary, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Carr, Carter, Clippinger, Conaway, Cullison, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Lafferty, Lierman, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Patterson, Pena–Melnyk, Pendergrass, Platt, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Sanchez, Smith, Sydnor, Turner, Valderrama, Valentino–Smith, Vallario, A. Washington, M. Washington, and P. Young

AN ACT concerning

**Labor and Employment – Payment of Wages – Minimum Wage and Repeal of Tip
Credit
(Fight for Fifteen)**

FOR the purpose of specifying the State minimum wage rate that is in effect for certain time periods; increasing, except under certain circumstances, the State minimum wage rate in effect for certain periods of time based on the annual growth in the Consumer Price Index; requiring the Commissioner of Labor and Industry, annually beginning on a certain date, to determine and announce the growth in the Consumer Price Index, if any, and the new State minimum wage rate; defining a certain term; repealing the authority of an employer to include, as part of an employee's wage, a certain amount to represent the tips of the employee; and generally relating to the payment of wages.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–413
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing
Article – Labor and Employment
Section 3–419
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1373 – Delegates Mautz, Kipke, and Sample–Hughes

AN ACT concerning

Income Tax – Subtraction Modification – Private Health Insurance Expenses

FOR the purpose of providing a subtraction modification under the Maryland income tax for certain costs incurred by a taxpayer to provide health insurance for the taxpayer, the taxpayer's spouse, or a dependent of the taxpayer; providing that the subtraction modification does not apply to costs paid for certain health insurance plans; repealing obsolete provisions of law; providing for the application of this Act; and generally relating to an income tax subtraction modification for certain health insurance costs.

BY repealing and reenacting, without amendments,

Article – Tax – General

Section 10–208(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 10–208(t)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1374 – Delegates Rose, Anderton, Aumann, Buckel, Carozza, Cassilly, Ciliberti, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McKay, Metzgar, W. Miller, Morgan, Parrott, Reilly, Shoemaker, West, and B. Wilson

AN ACT concerning

Hunting and Fishing – Complimentary Licenses – Military and Veterans

FOR the purpose of authorizing the Department of Natural Resources to issue a complimentary angler's license, Chesapeake Bay and coastal sport fishing license, or hunting license to a Maryland resident who is a member of the armed services or a veteran; making certain stylistic changes; and generally relating to complimentary hunting and fishing licenses.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–607, 4–745(e), and 10–303

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–745(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–901(a) and (d)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

**House Bill 1375 – Delegates Parrott, Adams, Arentz, McKay, Metzgar, W. Miller,
and Shoemaker**

AN ACT concerning

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

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

BY adding to
Article – Education
Section 5–213(d), 7–438, and 23–207
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 23–205(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 23–205(f), 23–506.1, and 23–507
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1376 – Delegates Parrott, McComas, McKay, Metzgar, and Sample–Hughes

AN ACT concerning

Health Insurance – Coverage of Air Ambulance Transport Services

FOR the purpose of requiring insurers, nonprofit health service plans, and health maintenance organizations that provide certain health insurance benefits under certain insurance policies or contracts to provide coverage for certain air ambulance transport services; requiring certain insurers, nonprofit health service plans, and health maintenance organizations that use a provider panel to ensure that provider panels include certain providers for a certain purpose; requiring certain insurers, nonprofit health service plans, and health maintenance organizations that use a provider panel to hold an insured or enrollee harmless for the amount of a certain bill under certain circumstances; requiring certain standards for certain insurers, nonprofit health service plans, and health maintenance organizations to include a certain requirement; providing for the application of this Act; defining certain terms; and generally relating to coverage of air ambulance transport services under health insurance.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–112(a) and (b)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – Insurance
Section 15–850
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1377 – Delegates Parrott, Krebs, McKay, Metzgar, and Morgan

AN ACT concerning

Real Property – Vacant and Abandoned Property – Expedited Foreclosure

FOR the purpose of authorizing a secured party to petition the circuit court for leave to immediately commence an action to foreclose the mortgage or deed of trust on certain vacant and abandoned property; authorizing a county, municipal corporation, homeowners association, or condominium to notify a certain secured party of certain vacant and abandoned property located in the county, municipal corporation, homeowners association, or condominium in a certain manner; specifying the contents of a certain notice; requiring a secured party to petition the circuit court for leave to immediately commence an action to foreclose the mortgage or deed of trust on certain vacant and abandoned property and to assume certain maintenance responsibilities with respect to certain vacant and abandoned property no later than a certain number of days after receiving a certain notice; requiring a certain order or complaint to be filed and to be served on a mortgagor or grantor no later than a certain number of days after the circuit court grants a certain petition; requiring a secured party to schedule a foreclosure sale no later than a certain number of days after a certain service of process; authorizing a secured party to peaceably enter, or cause others to peaceably enter, a certain vacant and abandoned property for a certain purpose; authorizing certain persons to seek certain injunctive or other equitable relief under certain circumstances; authorizing the Commissioner of Financial Regulation to adopt regulations necessary to carry out this Act; defining certain terms; and generally relating to expedited foreclosure proceedings for vacant and abandoned property.

BY repealing and reenacting, with amendments,

Article – Real Property
Section 7–105.1(b)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Real Property
Section 7–105.14
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1378 – Delegates Frick and Waldstreicher

AN ACT concerning

Maryland Small Business Retirement Savings Program and Trust

FOR the purpose of establishing the Maryland Small Business Retirement Savings Program for eligible private sector employees; establishing the Maryland Small Business Retirement Savings Trust; establishing the Maryland Small Business

Retirement Savings Board to implement, maintain, and administer the Program and the Trust; providing for the composition, chair, and staffing of the Board; providing for the powers and duties of the Board, including investing certain assets, adopting an investment policy, disseminating information to employers and employees, and submitting an annual audited financial report; requiring eligible employers to offer the Program and requiring eligible employees of participating employers to participate in the Program unless written notice to opt out is provided to the employer; authorizing certain eligible employees to participate in the Program in a certain manner; providing for the method of payment of certain expenses incurred by the Board as a result of administering the Program; requiring the Board to adopt certain regulations; prohibiting certain employers and the State from incurring certain liabilities regarding the Program and the Trust; requiring certain conditions to be met before any plan, trust, administrative arrangement, or investment offering may be implemented; providing for the expiration of terms of certain initial Board members; waiving a certain processing fee for the filing of certain documents by certain business entities under certain circumstances; defining certain terms; and generally relating to the Maryland Small Business Retirement Savings Program and Trust.

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 1–203(b)(3)(ii)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Corporations and Associations
Section 1–203(b)(14)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Labor and Employment
Section 12–101 through 12–502 to be under the new title “Title 12. Maryland Small Business Retirement Savings Program and Trust”
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1379 – Delegates Valentino–Smith, Rey, Smith, and C. Wilson

AN ACT concerning

Child Custody and Visitation – Deployed Parents

FOR the purpose of prohibiting a court in any child custody or visitation proceeding from considering, in and of itself, a parent's past deployment or possible future deployment in determining the best interest of a child except under certain circumstances; authorizing a party or witness who is subject to deployment to provide testimony and present evidence by electronic means or by telephone under certain circumstances; authorizing the court to grant caretaking or decision-making authority to a certain nonparent under certain circumstances; specifying that the grant of caretaking authority is limited to a certain amount of time except under certain circumstances; requiring the court to specify certain decision-making authority granted to a nonparent; authorizing the parents of a child to enter into a temporary custody agreement during deployment; specifying certain requirements for the agreement; establishing that the omission of certain items from the agreement does not invalidate the agreement; establishing that the agreement terminates after the deploying parent returns from deployment; establishing that the agreement does not create certain independent, continuing rights for certain individuals; establishing that a certain nonparent has standing to enforce the agreement until a certain time; authorizing the parents to modify the agreement by mutual consent; specifying certain requirements for a modification of the agreement; requiring the agreement to be filed within a reasonable time with a certain court; requiring that the case number and heading of any pending case concerning child custody or child support be provided to the court with the agreement; authorizing a court to issue a custody order under this Act under certain circumstances; specifying that the residence of the deploying parent is not changed by reason of the deployment for certain purposes under certain circumstances; specifying that this Act does not prevent a court from exercising temporary emergency jurisdiction under certain other provisions of law; making certain clarifying and conforming changes; altering a certain definition; and generally relating to child custody and visitation and deployed parents.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 9–108
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1380 – Delegates McMillan, Angel, B. Barnes, Beidle, Carey, Chang, Frush, S. Howard, Malone, Pena–Melnyk, Saab, Simonaire, and Sophocleus

AN ACT concerning

Creation of a State Debt – Anne Arundel County – YWCA Domestic Violence Safe House Shelter

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of The Young Women's

Christian Association of Annapolis and Anne Arundel County, Maryland, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1381 – Delegates Platt, Hettleman, Korman, Lam, Moon, Patterson, Pena–Melnyk, Reznik, and P. Young

AN ACT concerning

Income Tax Preparers – Grant Program – Free Application for Federal Student Aid

FOR the purpose of requiring the Maryland Higher Education Commission to establish a certain grant program to encourage income tax preparers to prepare and file on behalf of clients the Free Application for Federal Student Aid form; providing that the program requires an income tax preparer to pay a certain fee; requiring that in order to be eligible for the grant program the income tax preparer must prepare and file certain forms on behalf of certain clients; requiring the Maryland Higher Education Commission to administer the grant program; providing that a grant may be used only to compensate an income tax preparer for certain costs; providing funding for the program as provided in the State budget; providing for the termination of this Act; and generally relating to a certain grant program for income tax preparers.

BY adding to

Article – Tax – General

Section 10–111

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1382 – Delegates Oaks, Anderson, Branch, Carter, Clippinger, Conaway, Glenn, Hayes, Haynes, Lierman, McCray, B. Robinson, Rosenberg, and M. Washington

AN ACT concerning

Maryland Transit Administration – Free Ridership for State Employees

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

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

House Bill 1383 – Delegates Kipke, Bromwell, Angel, Cullison, Hayes, Kelly, Krebs, McDonough, Miele, Morgan, Morhaim, Oaks, Rose, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Health Insurance – Specialty Drugs – Participating Pharmacies

FOR the purpose of altering the conditions under which certain insurers, nonprofit health service plans, or health maintenance organizations may require a covered specialty drug to be obtained through a pharmacy participating in the provider network of the insurer, nonprofit health service plan, or health maintenance organization; providing that certain provisions of law do not prohibit a manufacturer from establishing a certain network; altering the definition of “specialty drug”; providing for the application of this Act; providing for a delayed effective date; and generally relating to specialty drugs.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–847
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1384 – Delegates Rosenberg, Carter, Hettleman, Morhaim, Oaks, and Stein

AN ACT concerning

Baltimore City – Registration of Volunteer Rescue Squads

FOR the purpose of requiring the Baltimore City Fire Department to register certain private nonprofit ambulance services as volunteer rescue squads; requiring that the Fire Department register private ambulance services with a certain nonprofit status as volunteer rescue squads; and generally relating to the registration of private ambulance services as volunteer rescue squads in Baltimore City.

BY repealing and reenacting, with amendments,
The Charter of Baltimore City
Article II – General Powers
Section (7)
(2007 Replacement Volume, as amended)

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

House Bill 1385 – Delegate Morhaim

AN ACT concerning

**Public Health – Electronic Advance Directives – Witness Requirements,
Information Sheet, and Repository Services**

FOR the purpose of providing that certain provisions of law apply to managed care organizations in a certain manner; requiring each managed care organization to offer electronic advance directives to its enrollees at a certain time; authorizing managed care organizations to contract with an electronic advance directives service under certain circumstances; repealing a provision of law providing that an electronic advance directive created in a certain manner satisfies certain requirements; prohibiting a certain witness from being required to be physically present at the time a declarant signs or acknowledges the declarant's signature on an electronic advance directive; requiring managed care organizations and the Maryland Health Benefit Exchange to provide a certain information sheet in accordance with certain provisions of law; requiring a certain information sheet to encourage the use of electronic advance directives and provide certain information; prohibiting a certain information sheet from imposing certain requirements; requiring the Department of Health and Mental Hygiene, for a certain purpose, to contract with an electronic advance directives service to connect with health care providers in a certain manner; establishing certain requirements for an electronic advance directives service; requiring the Department to encourage certain persons and entities to engage in certain outreach efforts for a certain purpose; requiring the Department to encourage the use of electronic advance directives; requiring the State-designated health information exchange to make an electronic advance directive available to a certain health care provider under certain circumstances; requiring health insurance carriers to offer electronic advance directives to their members and enrollees at a certain time; authorizing carriers to contract with an electronic advance directives service under certain circumstances; requiring the Exchange to provide a certain information sheet in a certain manner; requiring the Secretary of Budget and Management to offer electronic advance directives to certain employees at a certain time; and generally relating to electronic advance directives.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 5–602(a), 5–620, and 15–109.1
Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 5–602(c), 5–615, 5–622, and 5–623
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – Health – General
Section 15–102.9
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–122.1
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – Insurance
Section 31–108(g)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – State Personnel and Pensions
Section 2–503(e)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1386 – Delegates Carter, Cluster, Jalisi, Rey, and C. Wilson

AN ACT concerning

Child Custody – Rebuttable Presumption of Joint Custody

FOR the purpose of creating a rebuttable presumption in certain child custody proceedings that certain custodial arrangements are in the best interests of a child; authorizing a court to consider certain factors when determining the best interests of a child; authorizing the court to award sole custody under certain circumstances; requiring a court to enter certain information on the record under certain circumstances; requiring the court to award visitation in a certain manner under certain circumstances; and generally relating to child custody determinations.

BY adding to

Article – Family Law

Section 9–109

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1387 – Delegates Hornberger, Afzali, Anderton, Arentz, B. Barnes, Beitzel, Buckel, Cassilly, Chang, Cluster, Fennell, Flanagan, Ghrist, Glass, Grammer, C. Howard, Jacobs, Jalisi, Kipke, Krebs, Lisanti, Long, Luedtke, Malone, Mautz, McCray, McKay, W. Miller, Moon, Morgan, O'Donnell, Otto, Patterson, Platt, Reilly, Rey, Rose, Shoemaker, Simonaire, Sophocleus, Szeliga, Walker, A. Washington, M. Washington, West, and B. Wilson

AN ACT concerning

Commercial Northern Snakehead Bowfishing License – Establishment

FOR the purpose of establishing a commercial northern snakehead bowfishing license; authorizing a licensee to catch for sale northern snakeheads in certain waters of the State using a certain bow and arrow; prohibiting a licensee from fishing under the license under certain circumstances; establishing that an applicant for the license does not need to hold a tidal fish license to be eligible for the license; establishing a certain application process for the license; establishing the term of the license; establishing a certain annual fee for the license; prohibiting a licensee from transferring the license; requiring a licensee to possess the license while fishing for northern snakehead; establishing that a licensee is eligible to obtain a certain seafood dealer license; making certain conforming changes; and generally relating to the establishment of a commercial northern snakehead bowfishing license.

BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 4–701(a), (b)(1), and (d)(2)(ii)4.

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 4–701(d)(2)(i)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Natural Resources

Section 4–701.1

Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1388 – Delegates Parrott, Folden, Krebs, McKay, Metzgar, Rose, and Shoemaker

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Transportation – Motor Fuel Tax and Highway User Revenue – Increased Local Share

FOR the purpose of allocating certain motor fuel tax revenue to a certain account that is shared with local governments; increasing the portion of highway user revenue that is distributed to local governments; altering the allocation of the local share of highway user revenue among Baltimore City, counties, and municipalities; proposing an amendment to the Maryland Constitution mandating that revenue be credited to a certain account and distributed from that account in a certain manner; submitting the amendment to the qualified voters of the State for their adoption or rejection; repealing obsolete language; providing for the effective dates of this Act; and generally relating to increasing the portion of motor fuel tax and highway user revenue that is distributed to local governments.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–1103
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 8–402 and 8–403
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY proposing an addition to the Maryland Constitution
Article III – Legislative Department
Section 53A

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

House Bill 1389 – Delegates Parrott, Buckel, Cassilly, Folden, Grammer, Kipke, Krebs, McComas, McMillan, Metzgar, Morgan, Shoemaker, and Szeliga

AN ACT concerning

Election Law – Qualification of Voters – Proof of Identity

FOR the purpose of requiring an election judge to establish certain information with regard to certain voters; requiring an election judge to qualify a voter by requesting the voter to present a certain form of identification; requiring an election judge to authorize an individual to vote a regular ballot under certain circumstances; allowing a voter who is unable to present a certain form of identification to vote by provisional ballot under certain circumstances; prohibiting a person from voting or attempting to vote under a false form of identification; requiring the Motor Vehicle Administration to issue an identification card to certain voters at no charge; providing for a delayed effective date; and generally relating to proof of identity of voters.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 10–310 and 16–201
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 12–301(a) and (h)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 12–301(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1390 – Delegates Parrott, Folden, Kipke, Krebs, McComas, McMillan, Metzgar, Morgan, and Shoemaker

AN ACT concerning

Election Law – Voter Registration and Absentee Voting – Proof of Citizenship

FOR the purpose of requiring individuals who apply to register to vote after a certain date to submit proof of United States citizenship; providing that individuals who are not citizens of the United States are not qualified to be registered voters; requiring an applicant for voter registration to submit certain documents or information to prove United States citizenship; requiring that a voter registration application not

accompanied by proof of citizenship be accepted but prohibiting the applicant from being registered until the applicant submits proof of citizenship; authorizing proof of citizenship to be submitted by certain methods and at certain times; requiring each applicant who is completing a voter registration application to be informed that the applicant must submit proof of citizenship and that the applicant will not be registered until the applicant submits proof of citizenship; authorizing an election director to remove a voter from the statewide voter registration list if the election director verifies that the voter is not a citizen of the United States; requiring certain voters requesting an absentee ballot to submit proof of United States citizenship; requiring that an absentee ballot application not accompanied by proof of citizenship be accepted but prohibiting the applicant from being issued an absentee ballot until the applicant submits proof of citizenship; and generally relating to requiring proof of citizenship for voter registration and absentee voting.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 3–102, 3–202, 3–501, and 9–305
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Election Law
Section 3–103
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1391 – Delegates Angel, Atterbeary, D. Barnes, Bromwell, Cassilly, Cullison, Frush, Hayes, Miele, Morhaim, Oaks, Pena–Melnyk, Rosenberg, Sample–Hughes, Walker, and K. Young

AN ACT concerning

**Large Family Child Care Homes and Child Care Centers – Green Product
Cleaning Supplies – Regulations**

FOR the purpose of requiring the State Department of Education to adopt certain regulations that require, subject to certain exceptions, a large family child care home to use certain green product cleaning supplies, establish guidelines for purchasing certain green product cleaning supplies, establish certain green cleaning practices, require certain staff training, and require a large family child care home that does not procure green product cleaning supplies to provide certain annual written notice to the Department; requiring the State Superintendent of Education to adopt certain regulations that require a child care center to use, subject to certain exceptions, certain green product cleaning supplies, establish certain guidelines for purchasing certain green product cleaning supplies, establish certain green cleaning practices,

require certain staff training, and require a child care center that does not procure green product cleaning supplies for use in the child care center to provide certain annual written notice to the Department; and generally relating to the adoption of regulations relating to the procurement of green product cleaning supplies by large family child care homes and child care centers.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 5–551(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to
Article – Family Law
Section 5–551(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–573
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1392 – Delegates Parrott and Metzgar

AN ACT concerning

Medical Laboratories – Direct-to-Consumer Genetic Testing

FOR the purpose of authorizing a person to advertise for, solicit business in the State for, offer, or perform direct-to-consumer genetic testing only if certain conditions are met; defining certain terms; making conforming changes; and generally relating to medical laboratories and direct-to-consumer genetic testing.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 17–205(a) and 17–215
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – Health – General
Section 17–701 and 17–702 to be under the new subtitle “Subtitle 7.
Direct-to-Consumer Genetic Testing”

Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1393 – Delegates Glass, McDonough, and Metzgar

AN ACT concerning

Vehicle Laws – Drunk Driving – Mandatory Minimum Sentences

FOR the purpose of establishing certain mandatory minimum periods of imprisonment for certain subsequent alcohol–related driving offenses; and generally relating to certain mandatory minimum sentences for certain subsequent alcohol–related driving offenses.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 6–220(b)(1)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–902(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 27–101(j)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1394 – Delegate Hixson

AN ACT concerning

**Maryland Transportation Authority – Decreases in Tolls or Other Charges –
Notice and Public Comment**

FOR the purpose of requiring the Maryland Transportation Authority to provide an opportunity for public review and comment at one or more public meetings before the Authority adopts a decrease in tolls or other charges; requiring the Authority to hold a meeting for public comment in each county in which a major capital project is

located that would be canceled or altered due to a proposed decrease in tolls or other charges; providing that certain procedures for notice and public comment that apply to increases in tolls or other charges also apply to decreases in tolls and other charges; defining certain terms; and generally relating to notice and public comment on decreases in tolls or other charges.

BY repealing and reenacting, with amendments,
 Article – Transportation
 Section 4–312
 Annotated Code of Maryland
 (2015 Replacement Volume and 2015 Supplement)

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

House Bill 1395 – Delegates Anderton, B. Barnes, Sample–Hughes, and A. Washington

AN ACT concerning

Local Government – Disparity Grants – Amounts

FOR the purpose of altering the calculation of certain grants to counties and Baltimore City under certain circumstances and for certain fiscal years; and generally relating to certain grants to counties and Baltimore City.

BY repealing and reenacting, with amendments,
 Article – Local Government
 Section 16–501
 Annotated Code of Maryland
 (2013 Volume and 2015 Supplement)

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

House Bill 1396 – Delegates Angel, Szeliga, Atterbeary, Barkley, D. Barnes, Bromwell, Carr, Carter, Cullison, Davis, Dumais, Fennell, Fraser–Hidalgo, Frick, Glenn, Gutierrez, Hettleman, Hill, C. Howard, Jackson, Jalisi, Kelly, Knotts, Lam, Lisanti, Luedtke, McComas, McCray, A. Miller, Moon, Morales, Pena–Melnyk, Proctor, Rey, Reznik, S. Robinson, Rosenberg, Sample–Hughes, Sanchez, Simonaire, Smith, Sydnor, Tarlau, Waldstreicher, Walker, A. Washington, M. Washington, and C. Wilson

AN ACT concerning

Domestic Violence – Education and Definition of Abuse

FOR the purpose of requiring the State Board of Education to encourage county boards of education to incorporate age–appropriate lessons on domestic violence into certain

curriculum; altering the definition of “abuse” for purposes of certain provisions of law relating to domestic violence to include harassment and malicious destruction of property; defining certain terms; and generally relating to domestic violence.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–411.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–501
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1397 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Participating Governmental Units – Amortization Schedule

FOR the purpose of altering the calculation of the accrued liability contributions required to be paid by a participating governmental unit on account of members of the Employees’ Retirement System and Employees’ Pension System who are employees of a participating governmental unit; clarifying the application of a certain amortization period to certain changes; and generally relating to the funding of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–305.2
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1398 – Delegate Jameson

AN ACT concerning

**Homeowner’s Insurance – Discrimination Based on Driving History of Applicant
or Insured**

FOR the purpose of prohibiting an insurer, with respect to homeowner's insurance, from refusing to underwrite, canceling, or refusing to renew a risk, rating a risk, or requiring a particular payment plan based, in whole or in part, on the driving history of an applicant or insured; providing for the application of this Act; and generally relating to prohibitions on discrimination with respect to homeowner's insurance.

BY adding to

Article – Insurance

Section 27–501(s)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1399 – Delegates Hayes, Conaway, Lierman, Moon, Smith, and Tarlau

AN ACT concerning

Maryland Education Development Collaborative – Established

FOR the purpose of establishing the Maryland Education Development Collaborative; providing that the Collaborative is a body politic and corporate and is an instrumentality of the State; providing for the purposes of the Collaborative; establishing a Board of Directors of the Collaborative; providing for the composition, residency requirement, appointment considerations, removal, chair, and quorum requirements for the Board; requiring the Collaborative to employ an executive director that meets certain qualifications; providing for the legal advisor for the Collaborative and the hiring of certain legal counsel; authorizing the Collaborative to retain certain professionals; exempting the Collaborative from certain provisions of law; providing that the Collaborative is subject to the Public Information Act; providing that the Board and the officers and employees of the Collaborative are subject to the Public Ethics Law; providing that certain officers and employees of the Collaborative are not subject to certain provisions of law governing State personnel; providing that the Collaborative and its Board and employees are subject to certain procurement policies and procedures governing certain exempt units of government; establishing the powers and duties of the Collaborative; providing that certain debts, claims, obligations, or liabilities of the Collaborative or any subsidiary of the Collaborative are not held against the State or a pledge of credit of the State; authorizing certain institutions of higher education to perform certain acts regarding the Collaborative; providing that the Collaborative is exempt from State and local taxes; providing that the books and records of the Collaborative are subject to a certain audit by certain entities at certain times; requiring the Collaborative to report certain information to the Governor, State Department of Education, and General Assembly on or before a certain date each year; defining certain terms; and generally relating to the establishment of the Maryland Education Development Collaborative.

BY adding to

Article – Education

Section 9.5–101 through 9.5–114 to be under the new title “Title 9.5. Maryland Education Development Collaborative”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1400 – Delegates Glenn, Hayes, Anderson, B. Barnes, Barron, Beidle, Branch, Bromwell, Brooks, Carter, Clippinger, Conaway, Davis, Ebersole, Frick, Gilchrist, Hammen, Haynes, Hettleman, Hill, Holmes, Korman, Lafferty, Lam, Lierman, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Pena–Melynk, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sanchez, Smith, Stein, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, and K. Young

AN ACT concerning

Seed Community Development Anchor Institution Fund

FOR the purpose of establishing the Seed Community Development Anchor Institution Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department of Housing and Community Development 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; specifying certain eligibility criteria and a certain process for awarding grants and loans from the Fund; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; beginning in a certain fiscal year, requiring the Governor to include in the annual budget bill an appropriation of a certain amount to the Fund; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; defining certain terms; and generally relating to the Seed Community Development Anchor Institution Fund in the Department of Housing and Community Development.

BY adding to

Article – Housing and Community Development

Section 4–508

Annotated Code of Maryland

(2006 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)84. and 85.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)86.
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1401 – Delegates B. Robinson, Anderson, Branch, Carter, Chang, Clippinger, Conaway, Glenn, Hammen, Hayes, Haynes, Lierman, McCray, McIntosh, Oaks, Rosenberg, and M. Washington

AN ACT concerning

Enoch Pratt Free Library – Hours of Operation

FOR the purpose of establishing the hours and days of the week that each branch of the Enoch Pratt Free Library is open to the public; requiring the State to remit to Baltimore City each year a certain percentage of certain additional operating expenses of the Enoch Pratt Free Library; requiring Baltimore City to provide funding for a certain percentage of certain additional operating expenses of the Enoch Pratt Free Library; providing for a certain calculation; and generally relating to the hours of operation of the Enoch Pratt Free Library.

BY repealing and reenacting, with amendments,
Article – Education
Section 23–402(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1402 – Delegates McIntosh, Chang, Cullison, Ebersole, Frick, Frush, Glenn, Haynes, Hill, Hixson, Jackson, Jalisi, Jones, Kaiser, Krimm, Lam, Luedtke, McCray, Morhaim, Pena–Melnik, Turner, Valderrama, and Waldstreicher

AN ACT concerning

Education – Maryland Extended Day and Summer Enhancement Programs Act

FOR the purpose of establishing the Maryland Extended Day and Summer Enhancement Program; requiring the State Department of Education (Department) to administer the program and consult with the Department of Natural Resources under certain circumstances; requiring the Department to develop a certain comprehensive plan on or before a certain date; requiring the Department to review and update a certain comprehensive plan annually; requiring the Department to use a certain framework to monitor and assess the quality of certain extended day and summer enhancement programs; establishing the Maryland Extended Day and Summer Enhancement Grant in the Program; requiring the Department to administer the grant program and establish certain policies for the administration of the grant program; authorizing the Department to award certain grants to certain local education agencies and certain nonprofit organizations to expand or create extended day and summer enhancement programs or to establish certain new partnerships; encouraging certain public schools to partner with certain nonprofit organizations to extend certain day and summer enhancement programs; providing for the qualification for a certain grant; providing for the allocation of a certain grant; providing that certain applications shall receive priority; requiring the Department to ensure that certain grantees will administer a certain grant under certain circumstances; requiring the Governor to provide a certain annual appropriation in the State budget for certain fiscal years; requiring grantees to provide certain programs and ensure that certain programs contain an educational component; requiring that certain educational programs are aligned with certain standards; requiring certain grantees to provide certain matching funds; requiring the Department to make a certain annual report on or before a certain date; requiring the Department to adopt certain regulations; defining certain terms; and generally relating to the Maryland Extended Day and Summer Enhancement Programs Act.

BY repealing

Article – Human Services

Section 8–1101 through 8–1107 and the subtitle “Subtitle 11. Maryland After–School and Summer Opportunity Fund Program”

Annotated Code of Maryland

(2007 Volume and 2015 Supplement)

BY adding to

Article – Education

Section 7–1701 through 7–1706 to be under the new subtitle “Subtitle 17. Maryland Extended Day and Summer Enhancement Program”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1403 – Delegates McIntosh, A. Washington, McCray, McKay, Barve, Branch, Brooks, Cullison, Ebersole, Frick, Frush, Glenn, Haynes, Hill,

Hixson, Jackson, Jalisi, Jones, Kaiser, Lafferty, Lam, Luedtke, Morhaim, B. Robinson, Valentino-Smith, M. Washington, and P. Young

AN ACT concerning

Next-Generation Scholars of Maryland

FOR the purpose of altering certain criteria for the prequalification of a student for a certain grant program; changing the name of the College Readiness Outreach Program to be the Next-Generation Scholars of Maryland Program; altering the purpose and certain requirements of a certain program; establishing a certain pilot program to be administered in certain school systems; requiring certain services to be provided; mandating certain funding for certain years for the pilot program; requiring the State Department of Education and the Maryland Higher Education Commission to submit a certain report on or before a certain date; and generally relating to the Next-Generation Scholars of Maryland Program.

BY repealing and reenacting, with amendments,

Article – Education

Section 18-303 and 18-303.1

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1404 – Delegates Brooks, Barkley, Branch, Carey, Clippinger, Davis, Frick, Glenn, Jones, Kramer, Lisanti, Valderrama, Vaughn, and C. Wilson

AN ACT concerning

Maryland Center for Construction Education and Innovation – Codification

FOR the purpose of establishing the Maryland Center for Construction Education and Innovation; providing that the Center is a body politic and corporate and is an instrumentality of the State; specifying the purposes of the Center; specifying what the Center shall seek to accomplish; establishing a Board of Directors for the Center; specifying the duties, membership, qualifications, terms, appointments, and removal of the members of the Board; specifying the manner of electing the chair of the Board; requiring the Center to employ an Executive Director; specifying the duties of the Executive Director of the Center; establishing the Construction Education and Innovation Fund as a special, nonlapsing fund; requiring the Center 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 expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; providing that the Attorney General is the legal advisor

to the Center; authorizing the Center to employ certain staff; specifying certain provisions of law from which the Center is exempt and to which the Center is subject; specifying the authority of the Center; requiring the Center to report on certain matters to certain persons on or before a certain date each year; requiring the Department of Labor, Licensing, and Regulation to report to the General Assembly, on or before a certain date, on its findings and recommendations relating to development of a framework for establishing certain additional centers; defining certain terms; and generally relating to construction education and innovation.

BY adding to

Article – Labor and Employment

Section 11–1301 through 11–1312 to be under the new subtitle “Subtitle 13.
Maryland Center For Construction Education and Innovation”

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)84. and 85.

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)86.

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1405 – Delegates M. Washington, Anderson, Branch, Carter, Clippinger, Conaway, Glenn, Hayes, Haynes, Lierman, McCray, McIntosh, Oaks, B. Robinson, and Rosenberg

AN ACT concerning

**Baltimore City – Procurement by Public Institutions of Higher Education
– Preference for Local Bidders or Offerors**

FOR the purpose of requiring public institutions of higher education in the City of Baltimore to give a resident bidder or offeror from the City of Baltimore a certain

preference over bidders or offerors in the State that are not from the City of Baltimore on the procurement of certain goods and services under certain circumstances; defining certain terms; providing for the application of this Act; and generally relating to a preference for resident bidders or offerors from the City of Baltimore on certain procurement contracts.

BY adding to

Article – State Finance and Procurement
Section 14–101.1
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1406 – Delegates Clippinger, Anderson, Branch, Carter, Conaway, Glenn, Hammen, Hayes, Haynes, Lierman, McCray, McIntosh, Oaks, B. Robinson, Rosenberg, and M. Washington

AN ACT concerning

Department of Labor, Licensing and Regulation – Adult Education – Adult High Schools

FOR the purpose of repealing certain provisions of law relating to the establishment and maintenance of certain schools for adults by county boards of education; requiring the Department of Labor, Licensing, and Regulation, in consultation with the State Department of Education, by regulation and on or before a certain date, to develop standards for the establishment of adult high schools; providing for the content of certain standards; prohibiting the Department from requiring public funding for approval of the establishment of adult high schools; defining a certain term; and generally relating to adult high schools and the Department of Labor, Licensing, and Regulation.

BY repealing

Article – Labor and Employment
Section 11–805
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Labor and Employment
Section 11–805
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1407 – Delegates Smith and Hixson

AN ACT concerning

Economic Development – Business Improvement Districts

FOR the purpose of altering a certain definition of “nonexempt property” to include all real property; altering the number of signatures needed on certain documentation required to establish a business improvement district corporation; altering the criteria for expanding an existing business improvement district; and generally relating to business improvement districts and district corporations.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 12–401(g), 12–407, and 12–410
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

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

House Bill 1408 – Delegate McComas

AN ACT concerning

**Property and Casualty Insurance – Commercial Policies and Workers’
Compensation Insurance Policies – Notices of Premium Increases**

FOR the purpose of altering the scope of certain provisions of law that require an insurer to send to certain persons a certain notice of a premium increase for policies of commercial insurance and policies of workers’ compensation insurance; providing that the provisions of law do not apply to policies for which the renewal policy premium is an increase of a certain percentage or less over the expiring policy premium; clarifying that an insurer that sends certain documents and notices and a certain offer to certain persons at a certain time may not be required to comply with a certain notice requirement; providing for the application of this Act; and generally relating to notices of premium increases for property and casualty insurance.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 27–608
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1409 – Delegates Otto and Beitzel

AN ACT concerning

Payment in Lieu of Taxes – State Forests, State Parks, and Wildlife Management Areas

FOR the purpose of prohibiting a county from receiving certain revenues derived from a State forest or State 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 State park if the county receives a certain payment in a fiscal year; requiring certain payments to counties for State forests, State parks, and wildlife management areas that are exempt from the property tax; providing for the amount of the payments; establishing eligibility criteria for a county to receive certain payments for State forests, State parks, and wildlife management areas that are exempt from the property tax; providing for a triennial adjustment to the amount of the payments beginning in a certain fiscal year; 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, State 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 each year; 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 percent 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; defining certain terms; and generally relating to payments to counties for State forests, State parks, and wildlife management areas within a county.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–101(a) and (e) and 10–801

Annotated Code of Maryland

(2012 Replacement Volume and 2015 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 2015 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 2015 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 2015 Supplement)

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

House Bill 1410 – Delegate M. Washington

AN ACT concerning

Teacher Induction, Retention, and Advancement Act of 2016

FOR the purpose of altering the maximum amount of a certain State stipend awarded to certain teachers or other school-based employees who hold certain certificates and who teach in certain public schools; requiring certain public schools to utilize certain teachers in certain leadership roles; establishing the Teacher Induction, Retention, and Advancement Program; requiring certain teachers to be afforded a certain amount of time to be spent on mentoring, peer observation, assistance with planning, or other preparation activities under the Program; prohibiting a certain amount of time from including student supervision or administrative responsibilities; authorizing a certain amount of time to include support from certain teachers under certain circumstances; requiring certain county boards of education to provide certain information regarding the availability of certain resources to be provided to certain teachers; providing for the sharing of certain costs incurred under a certain program; requiring the Governor to include annually a certain appropriation in the State budget; providing for the use of certain funds under a certain program; requiring the State Department of Education to develop certain criteria; requiring the Department to disburse certain funds subject to certain provisions of law; specifying the intent of the General Assembly; defining certain terms; requiring the Department to convene a certain workgroup and submit certain reports on or before certain dates; providing for the termination of certain provisions of this Act; and generally relating to the induction, retention, and advancement of public school teachers.

BY repealing and reenacting, without amendments,

Article – Education

Section 6–306(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 6–306(b)(2) and (5)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education
Section 6–117.1 and 6–306(b)(5)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1411 – Delegates McMillan, Angel, Cullison, Kipke, McDonough, Miele, Morgan, Oaks, Saab, and West

AN ACT concerning

Health – Recovery Residences – Certification

FOR the purpose of requiring the Department of Health and Mental Hygiene to approve a credentialing entity to develop and administer a certification process for recovery residences; requiring the certification entity to establish certain requirements and processes, conduct a certain inspection, and issue a certain certificate of compliance; providing that a certificate of compliance is valid for a certain period of time; authorizing the credentialing entity to revoke the certificate of compliance of a certified recovery residence under certain circumstances; requiring, on or before a certain date, the credentialing entity to submit a certain list to the Department; requiring, on or before a certain date, the Department to publish on its Web site a certain list; prohibiting a person from advertising, representing, or implying to the public that a recovery residence is a certified recovery residence unless the recovery residence has obtained a certain certificate of compliance; establishing a certain civil penalty; requiring the Department to consider certain factors when setting the amount of a certain civil penalty; defining certain terms; and generally relating to the certification of recovery residences.

BY adding to

Article – Health – General
Section 19–2401 through 19–2404 to be under the new subtitle “Subtitle 24. Recovery Residences”
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1412 – Delegates Fraser–Hidalgo, Barve, Beidle, Carr, Kelly, Kramer, Lam, S. Robinson, and Waldstreicher

AN ACT concerning

Real Property – New Residential Property – Information on Renewable Energy Alternatives

FOR the purpose of requiring that, in a contract for the initial sale of a new home, the home builder provide the purchaser with certain information about energy-saving alternatives for the home, including green roofing, solar photovoltaic panels or solar/thermal devices, rain gardens and bayscaping, home weatherization, and energy storage systems; requiring that information about the energy-saving alternatives cover such topics as cost of installation and maintenance, energy efficiency, long-term savings, and the availability of tax credits; requiring the home builder, before the home is completed, to facilitate the installation of any energy-saving alternative that the purchaser selects; providing a certain penalty; making a certain technical change; and generally relating to new home sales and renewable energy alternatives for the home.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 4.5–603
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY adding to
Article – Real Property
Section 14–117(m)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1413 – Delegates McKay, Arentz, Buckel, Cluster, Grammer, Kittleman, Krebs, McComas, McConkey, McMillan, W. Miller, Parrott, Rose, and Wivell

AN ACT concerning

State Government – Legislation Impacting Local Government Land Use Decisions – Economic Impact Analyses

FOR the purpose of requiring certain Executive Branch agencies and the Department of Legislative Services to prepare economic impact analyses for certain bills that impact local government land use decisions; providing for the submission of certain economic impact analyses to the Department, certain committees, and certain individuals within certain time frames; specifying the minimum requirements for an economic impact analysis; requiring an Executive Branch agency or the Department to consult as appropriate with certain persons on the preparation of an economic impact analysis; requiring a unit of State or local government to provide the Department

with assistance or information under certain circumstances; authorizing the Department to include an economic impact analysis of a bill as part of a fiscal note, comment on a certain economic impact analysis, and revise an economic impact analysis under certain circumstances; requiring the Department to maintain a copy of an economic impact analysis on the Web site of the General Assembly; providing that an economic impact analysis of a bill need not be published in the Senate journal or House journal; providing that the validity of the enactment of a bill is not affected by the presence, absence, or content of an economic impact analysis; defining certain terms; and generally relating to economic impact analyses of certain bills impacting local government land use decisions.

BY adding to

Article – State Government
Section 2–1505.3
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1414 – Delegates Fraser–Hidalgo, Barve, Beidle, Folden, Holmes, Kelly, Kramer, Lam, S. Robinson, and C. Wilson

AN ACT concerning

**Reckless and Negligent Driving – Death of Another – Must–Appear Violation
(Ryan’s Law)**

FOR the purpose of providing that a person charged with reckless or negligent driving that contributes to an accident that results in the death of another person may not comply with the notice to appear in court by prepayment of a fine and must appear in court in person; providing that a certain violation is a must–appear violation for certain purposes; and generally relating to reckless or negligent driving contributing to accidents resulting in death.

BY repealing and reenacting, with amendments,

Article – Transportation
Section 21–901.1
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1415 – Delegate Fisher

AN ACT concerning

Cable Service – Broadband Connection Requirement – Enforcement

FOR the purpose of authorizing a county or municipality to establish certain penalties for certain failures to comply with a certain franchise agreement for a cable television system; requiring that a franchise agreement include a service connection requirement for wired broadband service, subject to certain conditions; providing that a certain failure to install wired broadband on request under a service connection requirement of a certain franchise agreement constitutes a certain breach; authorizing a county or municipality to enforce a service connection requirement in certain manners; authorizing a county or municipality to request the Public Service Commission to enforce a service connection requirement in a certain manner; providing that a certain remedy is in addition to and not in place of certain other actions; authorizing the Commission to begin certain enforcement actions on a certain request; authorizing the Commission to enforce a service connection requirement in certain manners; authorizing the Commission to adopt certain regulations and issue certain orders under certain circumstances; providing that certain cable television systems and wired broadband service providers are deemed to be public service companies for certain purposes; defining certain terms; providing for the construction and application of this Act; providing that existing obligations or contract rights may not be impaired by this Act; and generally relating to cable television service and franchises.

BY repealing and reenacting, with amendments,
Article – Local Government
Section 1–708
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

BY adding to
Article – Public Utilities
Section 8–701 to be under the new subtitle “Subtitle 7. Miscellaneous”
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 13–101, 13–201, 13–205, and 13–208
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1416 – Delegate M. Washington

AN ACT concerning

Public Health – Opioid Maintenance Programs – Licensing

FOR the purpose of requiring that certain regulations adopted by the Secretary of Health and Mental Hygiene include a requirement that the process for approval of a license for an opioid maintenance program include an assessment of a certain catchment area, the number of existing slots in opioid maintenance programs in a certain catchment area and the number of individuals in need of certain services in a certain catchment area, the severity of drug-related crime in a certain catchment area, the at-risk population of opioid addiction in a certain catchment area, the need for an opioid maintenance program in a certain catchment area, and a requirement that the Secretary issue a certain report; altering a certain definition; defining a certain term; requiring the Secretary to adopt a certain regulation increasing a certain fee; making a conforming change; and generally relating to the licensure of opioid maintenance programs.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 7.5–401 and 21–2A–01(a)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7.5–402 and 21–2A–01(g)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1417 – Delegates Morgan, Jameson, Patterson, Rey, and C. Wilson

AN ACT concerning

Charles County and St. Mary’s County – Deer Management Permit – Firearms

FOR the purpose of authorizing an individual who holds a Deer Management Permit in Charles County and St. Mary’s County to use certain firearms to hunt deer throughout the year, including all deer hunting seasons, in the locations and under the conditions set forth in the permit; and generally relating to the use of certain firearms under a Deer Management Permit in Charles County and St. Mary’s County.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–415(d)(1) and (3)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 10–415(d)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1418 – Delegate Cullison

AN ACT concerning

Public Health – Emergency Use Auto–Injectable Epinephrine Program for Food Service Facilities

FOR the purpose of establishing the Emergency Use Auto–Injectable Epinephrine Program for Food Service Facilities in the Department of Health and Mental Hygiene; establishing 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; establishing qualifications for applicants for a certain certificate; requiring the Department to issue certain certificates to certain applicants; providing for the contents, replacement, term, and renewal of certain certificates; authorizing certain physicians to prescribe and certain pharmacists to dispense auto–injectable epinephrine to certain certificate holders; authorizing certain certificate holders to take certain actions; authorizing a certificate holder or an agent to administer auto–injectable epinephrine to a certain individual in a certain situation; providing that a cause of action may not arise against certain certificate holders or certain agents for certain acts or omissions under certain circumstances; providing that a cause of action may not arise against certain physicians who prescribe or dispense auto–injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; providing that a cause of action may not arise against certain pharmacists who dispense auto–injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; providing for immunity from civil liability for certain individuals under certain circumstances; providing for the effect of certain provisions of this Act; providing for the construction of this Act; requiring certain certificate holders to submit to the Department a certain report; requiring the Department to publish a certain report on or before a certain date each year; defining certain terms; and generally relating to the Emergency Use Auto–Injectable Epinephrine Program for Food Service Facilities.

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 for Food Service
Facilities”
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1419 – Delegate Platt

AN ACT concerning

Corporations and Business Entities – Filing Fees and Combined Reporting

FOR the purpose of prohibiting the State Department of Assessments and Taxation from imposing a certain fee for the filing of certain documents by certain corporations and business entities; requiring certain corporations to compute Maryland taxable income using a certain method; authorizing certain corporations, subject to regulations adopted by the Comptroller, to determine certain income using a certain method; requiring, subject to regulations adopted by the Comptroller, certain groups of corporations to file a combined income tax return reflecting the aggregate income tax liability of all the members of the group; requiring the Comptroller to adopt certain regulations; requiring certain regulations to be consistent with certain regulations adopted by the Multistate Tax Commission; requiring the Comptroller to report to the General Assembly on or before a certain date each year; defining certain terms; providing for the application of certain provisions of this Act; and generally relating to fees collected by the State Department of Assessments and Taxation and the Maryland corporate income tax.

BY repealing and reenacting, without amendments,
Article – Corporations and Associations
Section 1–203(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 1–203(b)(3)(ii)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Tax – General
Section 10–402.1 and 10–402.2
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–811
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1420 – Delegate Cullison

AN ACT concerning

State Board of Massage Therapy Examiners – Licensure, Registration, and Regulation

FOR the purpose of establishing the State Board of Massage Therapy Examiners in the Department of Health and Mental Hygiene; renaming the State Board of Chiropractic and Massage Therapy Examiners to be the State Board of Chiropractic Examiners, altering the membership of the State Board of Chiropractic Examiners, and transferring certain authority to license massage therapists and register massage practitioners to the State Board of Massage Therapy Examiners; providing for the composition, appointment, removal, terms, officers, compensation, and reimbursement for the expenses of the State Board of Massage Therapy Examiners members; establishing certain powers and duties of the Board; authorizing certain boards to employ a certain staff; requiring certain boards to jointly appoint an executive director; providing that the executive director has the powers and duties assigned by certain boards; providing for a certain quorum of members of the Board; establishing a certain fund; authorizing the Board to set certain fees; requiring certain fees collected by the Board to be paid to the Comptroller; requiring the Comptroller to distribute certain fees to a certain fund; providing for the administration and audit of the fund and the purpose for which the fund may be used; requiring that persons who give information to the Board or participate in certain Board activities have the immunity from liability described in certain provisions of law; requiring an individual to be licensed or registered by the Board before the individual may practice massage therapy in the State or in certain settings in the State; establishing certain exceptions; establishing certain education, experience, criminal history records check, and examination requirements for licensed massage therapists and registered massage practitioners; establishing certain requirements for qualifying, renewing, reinstating, and surrendering a license for massage therapists or registration for massage practitioners; establishing certain requirements for submitting fingerprints to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services under certain circumstances; requiring the Central Repository to forward to the Board and certain applicants certain criminal history record information; establishing certain requirements for applying for a license or registration; requiring the Board to issue a license or registration under certain circumstances; authorizing the Board to deny a license or registration to an applicant, refuse to renew a license or registration, reprimand a licensed massage therapist or registered massage practitioner, suspend or revoke a license or registration, or impose certain penalties under certain circumstances; establishing certain hearing and appeal procedures for massage therapists and massage practitioners; authorizing a certain action to be

maintained to enjoin certain unauthorized practice or conduct under certain circumstances; providing that certain provisions of this Act do not limit the right of a certain individual to practice or advertise an occupation; requiring the Board to adopt regulations to establish standards for advertising or soliciting by licensed massage therapists and registered massage practitioners; establishing requirements for the use of a trade name by licensed massage therapists and registered massage practitioners; prohibiting a certain health care provider from referring patients to an individual who is not a licensed massage therapist; providing that certain health insurance carriers and third party administrators are not required to reimburse a licensed massage therapist or registered massage practitioner for services rendered; providing for the purpose and function of a certain rehabilitation committee; recodifying certain provisions of law that authorize certain counties to adopt certain ordinances and regulations and require certain county commissioners to provide certain authority to certain officers and offices to carry out certain regulations and ordinances; prohibiting an individual from practicing, attempting to practice, or offering to practice massage therapy in the State without a license or registration; prohibiting certain individuals from making certain representations to the public, using certain titles, and using certain initials; prohibiting certain persons from misrepresenting an individual's status of licensure or registration as a massage therapist or massage practitioner by the Board; establishing certain restrictions on the advertising of nonmedical massage services; recodifying certain provisions of law that prohibit certain individuals from performing a massage or offering to perform a massage for compensation in certain counties without a license or registration and authorize certain law enforcement to demand proof of licensure or registration; prohibiting a person from buying, selling, or fraudulently obtaining a certain license, registration, diploma, or degree; requiring a certain individual to reimburse the Board for certain costs; establishing certain criminal penalties; establishing a certain short title; requiring that an evaluation of the Board, and the statutes and regulations that relate to the Board, be performed on or before a certain date; providing for the termination of this Act under certain circumstances; providing that certain positions on a certain board shall terminate as of a certain date; specifying the terms of the initial members of the Board; providing for the transition between certain boards of the regulation, licensure, and registration of massage therapists and massage practitioners; requiring certain employees of a certain board to become employees of certain boards established under certain provisions of this Act; defining certain terms; making certain technical and conforming changes; and generally relating to the establishment of the State Board of Massage Therapy Examiners and the licensing, registration, and regulation of massage therapists and massage practitioners.

BY renumbering

Article – State Government

Section 8–403(b)(36) through (57), respectively

to be Section 8–403(b)(37) through (58), respectively

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing

Article – Health Occupations

Section 3–5A–01 through 3–5A–15 and the subtitle “Subtitle 5A. Licensure and
Registration of Massage Therapists”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–704

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 5–725

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 10–233.1(b)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 3–101(b); 3–201, 3–202, 3–204(d), and 3–206(a) to be under the amended
subtitle “Subtitle 2. State Board of Chiropractic Examiners”; and 3–315(a) and
(g), 3–316, 3–316.1(a), (d), and (f), 3–501 through 3–503, and 3–506(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Health Occupations

Section 6–101 through 6–602 to be under the new title “Title 6. Massage Therapy”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 8–403(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 8–403(b)(11)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – State Government
Section 8–403(b)(36)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1421 – Delegates Angel and Hayes

AN ACT concerning

Real Property – Real Estate Sales Contracts – Required Notice

FOR the purpose of requiring a contract for the sale of a single–family dwelling to include a certain notice; requiring each real estate contract submitted to a party by a real estate broker, an associate real estate broker, or a real estate salesperson for use in the sale of a single–family dwelling to contain a certain notice; requiring a real estate broker, an associate real estate broker, or a real estate salesperson involved in the sale of a single–family dwelling to orally inform the buyer of a certain right; providing for the application of this Act; and generally relating to contracts for the sale of a single–family dwelling.

BY adding to
Article – Business Occupations and Professions
Section 17–524.1
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Real Property
Section 14–117(m)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1422 – Delegates Bromwell, Pena–Melnyk, Barron, Cullison, Hayes, Impallaria, Kelly, Kipke, Krebs, Luedtke, McDonough, Miele, Morgan, Oaks, Platt, Rose, Saab, and Sample–Hughes

AN ACT concerning

Integrated Community Oncology Reporting Program

FOR the purpose of establishing the integrated community oncology reporting program; establishing the purpose of the program; requiring the program to be administered by the Secretary of Health and Mental Hygiene, in consultation with the Maryland Health Care Commission; requiring the Secretary, in consultation with the Commission, to adopt regulations to implement the program; establishing requirements for the regulations; requiring the Secretary, in consultation with the Commission, to establish a competitive process to select participants for the program under certain circumstances; requiring the competitive selection process to give weight to certain applicants; requiring the Secretary, in consultation with the Commission, to report on certain dates to the Governor and certain legislative committees on the performance of each integrated community oncology center participating in the program; requiring the Secretary, in consultation with the Commission, on or before a certain date, to conduct a certain evaluation, make a certain recommendation, and report on the evaluation and recommendation to the Governor and certain legislative committees; establishing a certain exception to a certain prohibition against self-referrals by certain health care practitioners; defining certain terms; providing for the termination of this Act; and generally relating to the integrated community oncology reporting program.

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 1–301(a), (b), (f), (g), (h), and (i) and 1–302(a), (b), (c), and (e)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Health Occupations

Section 1–301(l), (m), (n), and (o), 1–302(d)(12), and 1–302.1

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 1–301(l) and 1–302(d)(10) and (11)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1423 – Delegate Impallaria

AN ACT concerning

Marijuana Laws – Full Disclosure of Legal, Employment, and Health Risks

FOR the purpose of requiring the Office of the Attorney General, at a certain time, to establish a certain system to notify the public of certain risks related to any law that reduces the penalties for or legalizes the use of marijuana; and generally relating to marijuana laws.

BY adding to
Article – State Government
Section 6–111
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1424 – Delegates Angel, Pena–Melnyk, B. Barnes, Frush, Sanchez, and Tarlau

AN ACT concerning

Regulation of Youth Sports – Ice Hockey Clubs – Noncontact League

FOR the purpose of requiring certain youth ice hockey clubs to offer, under certain circumstances, certain noncontact ice hockey leagues; requiring a youth ice hockey club to advertise certain noncontact ice hockey leagues in a certain manner; requiring the Department of Health and Mental Hygiene to suspend certain games, leagues, or tournaments of an ice hockey club that does not comply with certain requirements; requiring the Department to adopt certain regulations; defining a certain term; and generally relating to the regulation of certain youth sports.

BY adding to
Article – Health – General
Section 24–1701 to be under the new subtitle “Subtitle 17. Regulation of Youth Sports”
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1425 – Delegate Frick

AN ACT concerning

Department of Information Technology – Data Sharing and Integration

FOR the purpose of expanding the duties of the Secretary of Information Technology to include the permitting of data sharing and integration among certain units of State government; requiring a certain information technology master plan to include a certain component and comply with certain security measures relating to data

sharing and integration; requiring certain State units to develop and submit the priorities of the unit for data integration to the Secretary; requiring each State unit to submit to the Secretary the unit's current State government integration efforts; establishing the Management Intelligence Incentive Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary 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; prohibiting the inclusion in the Fund of money received by certain entities; providing for the investment of money in the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Governor to submit with the State budget certain information about the Fund and projects supported by the Fund; providing that expenditures from the Fund are subject to certain budget process limitations; specifying the purposes for which the Fund may be used; authorizing certain State units to request certain funding from the Fund; requiring the Secretary to establish certain procedures and prioritize certain criteria when determining whether to approve a certain request for funding; requiring the Secretary to submit a certain report on or before a certain date each year to the Governor, the Secretary of Budget and Management, and the budget committees of the General Assembly; requiring the Secretary to provide a certain summary report on or before a certain date each year to the Department of Legislative Services; defining certain terms; and generally relating to data sharing and integration and the Management Intelligence Incentive Fund.

BY renumbering

Article – State Finance and Procurement
Section 3A–310 through 3A–313, respectively
to be Section 3A–311 through 3A–314, respectively
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 3A–303 through 3A–305 and 6–226(a)(2)(ii)84. and 85.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – State Finance and Procurement
Section 3A–310 and 6–226(a)(2)(ii)86.
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1426 – Delegates Hornberger and Ghrist

AN ACT concerning

Education – Maryland Public Education Fund – Income Tax Checkoff

FOR the purpose of establishing the Maryland Public Education Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Superintendent of Schools 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; prohibiting certain county boards from using certain money from the Fund in a certain manner; providing for the investment of money in and expenditures from the Fund; requiring the Governor to make certain appropriations from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; establishing a certain income tax checkoff system for voluntary contributions to the Maryland Public Education Fund; requiring the Comptroller to include a checkoff on the individual income tax return; providing that the income tax checkoff system include a certain statement; requiring the Comptroller to include certain information in each individual income tax return package; requiring the Comptroller to collect and account for contributions made through the checkoff system and credit the proceeds to the Fund after deducting the amount necessary to administer the checkoff system; providing that the Fund may consist of certain contributions from the income tax checkoff system and certain other money; providing for the application of this Act; and generally relating to an income tax checkoff system for contributions to the Maryland Public Education Fund.

BY adding to

Article – Education

Section 5–218

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Tax – General

Section 2–115 and 10–804(l)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)84. and 85.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)86.
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1427 – Delegates Hettleman, D. Barnes, Buckel, Clippinger, Cullison, Ebersole, Hixson, C. Howard, Jones, Kaiser, Korman, Lierman, Luedtke, Metzgar, Patterson, Platt, Sydnor, Tarlau, Turner, Walker, A. Washington, M. Washington, K. Young, and P. Young

AN ACT concerning

Education – Federal Innovative Assessments Pilot Program – Application

FOR the purpose of requiring the State Department of Education to apply to the United States Department of Education to participate in a certain federal pilot program; and generally relating to the federal innovative assessments pilot program.

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

House Bill 1428 – Delegates Rose, Adams, Beitzel, Bromwell, Buckel, Cassilly, Chang, Grammer, Hayes, Holmes, S. Howard, Jacobs, Kittleman, Krebs, Mautz, McComas, McKay, W. Miller, Morgan, Otto, Parrott, Rey, Shoemaker, West, B. Wilson, and Wivell

AN ACT concerning

Sustainable Growth and Agricultural Preservation Act – Application

FOR the purpose of extending the date for a certain preliminary plan to be approved and consequently exempted from certain provisions of the Sustainable Growth and Agricultural Preservation Act; and generally relating to the Sustainable Growth and Agricultural Preservation Act.

BY repealing and reenacting, with amendments,

Article – Environment
Section 9–206(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1429 – Delegates S. Howard, Cassilly, Cluster, Folden, Hornberger, Kipke, Malone, and Otto

AN ACT concerning

Recovery Home Residential Rights Protection Act

FOR the purpose of requiring the Department of Health and Mental Hygiene to adopt regulations for the certification of recovery homes in the State; requiring the regulations to include certain standards, requirements, fees, and procedures; prohibiting a person from operating a recovery home without certain certification; prohibiting certain programs from referring program participants to a recovery home that is not certified; requiring applicants for certification as a recovery home to submit an application on the form the Department requires; requiring the Department to issue a certificate to an applicant that meets certain certification requirements; requiring the Department to give an applicant an opportunity for a hearing under certain circumstances; authorizing the Department to inspect a certified recovery home for a certain purpose; requiring the Department to establish a public registry of certified recovery homes for a certain purpose; providing that a person who operates a recovery home in violation of this Act is subject to a certain penalty; defining a certain term; and generally relating to the certification of recovery homes.

BY adding to

Article – Health – General
Section 8–407
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1430 – Delegate S. Howard

AN ACT concerning

Telecommunications Access of Maryland Program – Communications Companies – Registration Requirement

FOR the purpose of specifying that certain provisions of law do not prohibit or require certain providers of voice over Internet protocol service to register or assess a fee for

certain telecommunications relay service under the Telecommunications Access of Maryland Program; requiring the Department of Information Technology, in consultation with the Governor's Advisory Board for Telecommunications Relay, to establish a requirement for a certain communications company to register with the Department for a certain purpose; and generally relating to the Telecommunications Access of Maryland Program.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 8–601
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 8–602
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 3A–101(a) and (b), 3A–501(a), (c), (d), and (e), 3A–502, and 3A–506
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–504
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1431 – Delegates Lam, B. Barnes, Fraser–Hidalgo, Barkley, Brooks, Ebersole, Frush, Haynes, Hill, Jameson, Lafferty, Luedtke, Miele, Pena–Melnyk, Pendergrass, Valderrama, West, and K. Young

AN ACT concerning

Vehicle Laws – Prohibition Against Smoking in Vehicle Containing Young Child

FOR the purpose of prohibiting the driver of a motor vehicle in which a person who is under a certain age is a passenger from smoking a tobacco product or allowing a passenger to smoke in the motor vehicle; establishing a penalty for a violation of this Act; providing that a violation of this Act is not a moving violation for certain purposes; providing for the application of this Act; defining a certain term; and generally relating to prohibitions against tobacco smoking in a motor vehicle.

BY adding to

Article – Transportation
Section 21–1130 and 27–116
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1432 – Delegates Hayes, Anderson, Carter, Glenn, Lierman, Moon, Platt, B. Robinson, and Rosenberg

AN ACT concerning

Task Force to Examine Incentives and Funding Sources for Food Deserts

FOR the purpose of establishing the Task Force to Examine Incentives and Funding Sources for Food Deserts; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; establishing the duties of the Task Force; 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 Examine Incentives and Funding Sources for Food Deserts.

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

House Bill 1433 – Delegates A. Washington, Anderson, Angel, Barkley, D. Barnes, Barron, Barve, Conaway, Cullison, Dumais, Fennell, Frick, Glenn, Gutierrez, Haynes, Healey, Hettleman, Hixson, Kelly, Kramer, Lierman, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sanchez, Smith, Valderrama, Vaughn, Waldstreicher, Walker, and M. Washington

AN ACT concerning

Education – Prekindergarten Students – Funding

FOR the purpose of establishing certain funding for prekindergarten students by altering the definition of full-time equivalent enrollment to include prekindergarten students in the number of students enrolled for purposes of calculating certain State aid formulas for education; making stylistic changes; and generally relating to funding for prekindergarten students.

BY repealing and reenacting, without amendments,

Article – Education
Section 5–202(a)(1) and (5) and 7–101.1(a) and (b)

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 5–202(a)(6)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1434 – Delegates Lam, Barkley, and Turner

AN ACT concerning

Rail Safety Act of 2016

FOR the purpose of increasing the fee imposed on certain barrels of petroleum transferred in the State; establishing the Rail Safety Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary of the Environment, in consultation with the Secretary of Transportation and the Secretary of Labor, Licensing, and Regulation, to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring a railroad operator to develop and submit to the Department of the Environment a certain oil spill response plan; requiring the Department to review and approve an oil spill response plan; requiring a railroad operator to submit to the Department a certain certification; requiring the Department to review and approve the certification; prohibiting certain railroad operators from operating a railroad in the State; requiring the Department to adopt certain regulations; requiring a railroad operator to have a certain number of railroad engineers if the train is greater than a certain number of cars in length; defining certain terms; and generally relating to the Rail Safety Fund and railroads within the State.

BY repealing and reenacting, with amendments,
Article – Environment
Section 4–411(c)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)84. and 85.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)86.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – Transportation
Section 7–904 and 7–905
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

**House Bill 1435 – Delegates Glass, Brooks, Grammer, McDonough, McKay,
Parrott, and Simonaire**

AN ACT concerning

**Fishing Under a Boat License – Repeal of Registration Requirement
(Fishing Freedom Act of 2016)**

FOR the purpose of repealing the requirement that a person register with the Department of Natural Resources before lawfully fishing without a fishing license in the tidal waters of the State from a boat to which a certain license applies; and generally relating to fishing under a boat license.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–745(a)(1) and (d)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–745(d)(3)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1436 – Delegates Folden, Anderson, Anderton, Bromwell, Buckel, Cassilly, Grammer, S. Howard, Krebs, McKay, W. Miller, Rose, Shoemaker, Simonaire, Szeliga, and C. Wilson

AN ACT concerning

Criminal Procedure – Expungement – Common Law Battery

FOR the purpose of authorizing a person to file a petition for expungement based on a conviction of common law battery; providing that a petition for expungement based on a conviction of common law battery may not be filed within 15 years after the person was convicted of a certain crime; and generally relating to expungement.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 10–105
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1437 – Delegate Angel

AN ACT concerning

Education – Individualized Counseling Services – Requirements

FOR the purpose of authorizing school-based personnel to refer a student to a certain guidance counselor or a certain counseling program to determine whether the student needs certain counseling services; requiring a certain guidance counselor or a certain counseling program to assist a certain student in obtaining a certain determination; requiring a certain guidance counselor or a certain counseling program to obtain the permission of the parent or guardian of a certain student to arrange certain services or to assist the parent or guardian of a certain student in finding and arranging certain services; requiring a public school to provide space in the public school building for a certain purpose and to work with a certain student and a certain counselor to schedule certain services at a certain time in a certain manner; applying certain provisions of this Act to a managed care organization; requiring, to the extent required under federal law and in accordance with a certain provision of law, an insurer, nonprofit health service plan, or health maintenance organization to reimburse a licensed clinical professional counselor who provides certain services in certain settings for certain covered services; providing for the application of this Act; and generally relating to requirements for individualized counseling services in public schools.

BY adding to
Article – Education

Section 7–438
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–102.3
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – Insurance
Section 15–716
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1438 – Delegates Sophocleus, Haynes, Jackson, Jones, and Reznik

AN ACT concerning

Correctional Officers’ Retirement System – Membership – Correctional Case Management Specialist

FOR the purpose of altering the membership of the Correctional Officers’ Retirement System to include correctional case management specialists; authorizing certain individuals to transfer membership to the Correctional Officers’ Retirement System; clarifying that certain individuals who do not elect to transfer are not members of the Correctional Officers’ Retirement System; requiring certain individuals to deposit certain amounts in the annuity savings fund of the Correctional Officers’ Retirement System; requiring the Board of Trustees for the State Retirement and Pension System to transfer certain funds to the annuity savings fund of the Correctional Officers’ Retirement System; providing that certain accumulated contributions shall reduce the amount of a required deposit to the annuity savings fund of the Correctional Officers’ Retirement System; prohibiting an individual who transfers membership to the Correctional Officers’ Retirement System under this Act from receiving certain benefits if the individual retires within a certain number of years after transferring to the Correctional Officers’ Retirement System; and generally relating to membership in the Correctional Officers’ Retirement System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 25–201, 25–202, and 25–401
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 25–203.1 and 29–302(c) and (d)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Personnel and Pensions
Section 25–203.2 and 29–302(g)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1439 – Delegates Lisanti and Dumais

AN ACT concerning

Chesapeake Bay Water Transportation Network

FOR the purpose of requiring the Department of Transportation and the Maryland Transit Administration to study and examine the feasibility and practicality of using the Chesapeake Bay and its navigable waters as a water transportation network to link waterfront communities along the Chesapeake Bay; requiring the Department and the Administration to prepare a certain inventory of facilities on the Chesapeake Bay; requiring the Department and the Administration to estimate the cost of implementing a Chesapeake Bay Water Transportation Network; making a stylistic change; providing for the termination of this Act; and generally relating to the Chesapeake Bay Water Transportation Network.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 8–102
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1440 – Delegates Carr and Hornberger

AN ACT concerning

Labor and Employment – Noncompete and Conflict of Interest Clauses

FOR the purpose of providing that certain noncompete and conflict of interest provisions are null and void as being against the public policy of the State; providing for the

application of this Act; and generally relating to noncompete and conflict of interest clauses in employment.

BY adding to

Article – Labor and Employment

Section 3–714

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1441 – Delegates Glass and Anderson

AN ACT concerning

Public Safety – Law Enforcement – Protective Headgear While in Custody

FOR the purpose of requiring a law enforcement agency to require a law enforcement officer who places a person in custody with the use of a certain physical restraint to require the person in custody to wear certain protective headgear except under certain circumstances; defining certain terms; and generally relating to law enforcement.

BY adding to

Article – Public Safety

Section 3–514

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1442 – Delegate Waldstreicher

AN ACT concerning

Payment of Wages – Use of Debit Cards and Card Accounts – Regulations

FOR the purpose of authorizing the Commissioner of Labor and Industry to adopt regulations to govern the credit of wages of employees to debit cards and card accounts under a certain provision of law; and generally relating to the payment of wages through the use of debit cards and card accounts.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section 3–502

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1443 – Delegate Glass

AN ACT concerning

**Public Safety – Law Enforcement Agencies – Vehicle and Officer Identification Requirements
(Police Identification and Accountability Act of 2016)**

FOR the purpose of requiring a certain law enforcement agency to identify on certain law enforcement vehicles in a certain font size on certain vehicle surfaces information concerning the law enforcement agency; requiring, under certain circumstances, a law enforcement officer to provide a certain driver of a vehicle a business card identifying certain information; defining certain terms; and generally relating to vehicle and officer identification requirements for law enforcement agencies.

BY adding to

Article – Public Safety

Section 3–514

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1444 – Delegate Aumann

AN ACT concerning

Mary Byrd Wyman Memorial Association of Baltimore City

FOR the purpose of altering the incorporation of the Mary Byrd Wyman Memorial Association of Baltimore City; altering the purpose of the Association; stating the principal address of and the name and address of the resident agent of the Association; prohibiting the Association from issuing capital stock; providing that the business and affairs of the Association is managed by the Board of Trustees; providing for the Board of Trustees; limiting the use of the earnings of the Association and the activities of the Association; providing for the distribution of the Association's income during certain periods; stating certain prohibited acts of the Association; providing for the distribution of the assets of the Association in the event of dissolution of the Association; providing for the perpetual existence of the Association; providing for the limited liability of a Trustee of the Association under certain circumstances; providing that a Trustee is personally liable to the Association under certain circumstances; providing for the amendment or repeal of the charter of the Association; and generally relating to the Mary Byrd Wyman Memorial Association of Baltimore City.

BY repealing and reenacting, with amendments,
Chapter 262 of the Acts of the General Assembly of 1884
Section 1

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

House Bill 1445 – Calvert County Delegation

AN ACT concerning

Calvert County – Property Tax Credit – Commerce Zones

FOR the purpose of authorizing a certain property tax credit for certain business entities that obtain certain new or expanded premises in a certain commerce zone in Calvert County; providing for the amount and duration of the property tax credit; authorizing the governing body of Calvert County to provide, by law, for certain matters relating to the tax credit; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit in Calvert County for real property located in certain commerce zones.

BY adding to
Article – Tax – Property
Section 9–306(h)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1446 – Delegate McComas

AN ACT concerning

**State Department of Assessments and Taxation – Registering Entity Names –
Limitations**

FOR the purpose of prohibiting certain entity names from being registered with the State Department of Assessments and Taxation except under certain circumstances; requiring the Department to make a certain determination under certain circumstances; prohibiting the Department from registering a certain entity name under certain circumstances; prohibiting the registration of a certain entity name for a certain period of time under certain circumstances; and generally relating to registering entity names with the State Department of Assessments and Taxation.

BY adding to
Article – Corporations and Associations
Section 1–509
Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1447 – Delegates Simonaire, Buckel, Folden, Glass, Metzgar, and Rose

AN ACT concerning

State Government – Veterans Affairs – Maryland Prisoner of War Medal

FOR the purpose of creating the Maryland Prisoner of War Medal; authorizing, except under certain circumstances, the Governor to award the Medal to any prisoners of war who meet certain residency requirements; providing that a prisoner of war may not be considered for the Medal under certain circumstances and may not receive more than one Medal; authorizing the presentation of the Medal to the recipient's surviving spouse or next of kin under certain circumstances; requiring the Secretary of Veterans Affairs, in consultation with the Adjutant General, to determine whether to grant prisoner of war status to certain individuals for a certain purpose, develop a certain design for the Medal and a certain ribbon bar, solicit and accept nominations for the Medal, submit a list of nominees to the Governor for consideration for the Medal, verify certain information, and consider certain comparable cases; authorizing the Secretary to require that a certain individual produce certain documents; establishing the Maryland Prisoner of War Medal Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary, in consultation with the Adjutant General, 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 purposes for which the Fund may be used; providing for the investment of money in the Fund; requiring that any interest earnings of the Fund be paid into the Fund; exempting the Fund from a certain provision of law that requires interest on State money in special funds to accrue to the General Fund of the State; defining certain terms; and generally relating to the Maryland Prisoner of War Medal.

BY adding to

Article – State Government
Section 9–905.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)84. and 85.
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)86.
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1448 – Delegate Vaughn

AN ACT concerning

Business Regulation – Home Builder Registration – Fees

FOR the purpose of increasing certain fees for applicants for a home builder registration and a home builder sales representative registration; increasing the administrative fee for the Home Builder Guaranty Fund for certain home builders; increasing the fee for renewal of a certain registration or registration certificate; adding a renewal of registration fee based on a certain number of certain building permits issued to a certain registrant; and generally relating to fees for home builder registration.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 4.5–304, 4.5–304.1, and 4.5–305
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1449 – Delegates Parrott, Cassilly, Krebs, McComas, McMillan, Metzgar, and Morgan

AN ACT concerning

Food Stamp Program – Time Limit Waiver – Prohibition

FOR the purpose of prohibiting the State from applying for or implementing a federal waiver of the time limit on the receipt of benefits under the food stamp program by a certain individual who does not meet certain work requirements; and generally relating to the food stamp program.

BY repealing and reenacting, with amendments,
Article – Human Services

Section 5–501
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

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

House Bill 1450 – Delegate Vaughn

AN ACT concerning

Commercial Law – Debt Settlement Services – Fund and Sunset Repeal

FOR the purpose of altering certain provisions of law relating to the collection, deposit, and purpose of certain fees related to debt settlement services; requiring all revenue received for the registration of certain persons and, with a certain exception, any other fee, examination assessment, or revenue received by the Commissioner of Financial Regulation under certain provisions of law to be credited to a certain fund and used in accordance with a certain provision of law; repealing the termination date of the Maryland Debt Settlement Services Act; making certain provisions of this Act contingent on the taking effect of another Act; providing for the effective dates of this Act; and generally relating to the Maryland Debt Settlement Services Act.

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 12–1007
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Chapter 280 of the Acts of the General Assembly of 2011, as amended by Chapters
276 and 277 of the Acts of the General Assembly of 2014
Section 4

BY repealing and reenacting, with amendments,
Chapter 281 of the Acts of the General Assembly of 2011, as amended by Chapters
276 and 277 of the Acts of the General Assembly of 2014
Section 4

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

House Bill 1451 – Delegate Vaughn

AN ACT concerning

Commercial Law – Debt Settlement Services – Miscellaneous Provisions

FOR the purpose of altering a certain exemption from registration as a debt settlement services provider; altering the debt settlement services fee that a registrant may charge; repealing a certain reporting requirement for a registrant; and generally relating to debt settlement services and debt settlement services providers.

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 12–1003 and 12–1010(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing
Article – Financial Institutions
Section 12–1015
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1452 – Delegates Vogt, Anderson, Angel, Arentz, Aumann, Brooks, Carter, Ghrist, Glass, Jalisi, Kittleman, Reilly, Shoemaker, Smith, Sophocleus, Turner, A. Washington, C. Wilson, K. Young, and P. Young

AN ACT concerning

Criminal Law – Veterans – Medical Marijuana

FOR the purpose of adding posttraumatic stress disorder under a definition of “debilitating medical condition” for the purposes of certain affirmative defenses to a charge of use or possession of marijuana; establishing a certain affirmative defense for a charge of use or possession of marijuana for a certain qualified veteran patient; establishing that a certain qualified veteran patient who has been issued and possesses a certain written certification is not subject to arrest, citation, prosecution, or civil or administrative penalty by a professional licensing board and may not be denied a right or privilege for the medical use of marijuana, under certain circumstances; establishing that a qualified veteran patient may not be denied certain rights relating to child custody or visitation or may not be presumed guilty of certain charges based solely on certain conduct; establishing that a qualified veteran patient is not disqualified from certain medical care for certain conduct; providing that a certain physician is not subject to arrest, prosecution, or civil or administrative penalty for providing a certain written certification or making certain statements; establishing that this Act does not prevent certain sanctions from being imposed on a physician; providing that marijuana and certain other property may not be seized or forfeited under certain circumstances; establishing that a certain individual is not subject to arrest or prosecution for a certain offense solely for being in a certain location; providing that possession of a certain written certification may not be the basis for a certain finding of probable cause; establishing that this Act does not

authorize certain conduct or prohibit the imposition of certain penalties; providing that this Act does not require a public or private health care insurer to make a certain reimbursement; providing a statutory form for a written certification of a qualified veteran patient; defining certain terms; and generally relating to veterans and medical marijuana.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 5–601(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 4 of the Acts of the General Assembly of 2016)

BY adding to

Article – Health – General

Section 24–1701 through 24–1705 to be under the new subtitle “Subtitle 17. Medical Marijuana for Veterans”

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1453 – Delegate Vaughn

AN ACT concerning

Real Estate Licensees – Verification of Service Provider Licensing Status

FOR the purpose of providing that a licensee of the State Real Estate Commission need not verify that a certain service provider is licensed by the State under certain circumstances, notwithstanding any other provision of law and with a certain exception; requiring a licensee of the Commission to verify that a home improvement contractor is licensed by the Maryland Home Improvement Commission at a certain time under certain circumstances; requiring the licensee to give a client certain information for a certain purpose under certain circumstances; defining a certain term; and generally relating to verification of licensing status of service providers by licensees of the State Real Estate Commission.

BY adding to

Article – Business Occupations and Professions

Section 17–527.4

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1454 – Delegates Lam, Moon, Ebersole, Morhaim, and Platt

AN ACT concerning

Labor and Employment – Organ Donation Leave

FOR the purpose of providing that certain employees are entitled to a certain number of business days of paid organ donation leave in a certain period; requiring an eligible employee to provide certain written physician verification to the employer to receive organ donation leave; authorizing an employer to require an eligible employee to substitute a certain number of days of paid leave for any part or all of the period of organ donation leave under certain circumstances; prohibiting organ donation leave from being taken concurrently with any leave taken under the federal Family and Medical Leave Act; prohibiting an employer from considering any period of organ donation leave to be a break in the eligible employee's continuous service for certain purposes; requiring, except under certain circumstances, that an eligible employee returning to work after taking organ donation leave be restored to a certain position of employment; requiring an employer to maintain in a certain manner certain health coverage for the duration of the eligible employee's organ donation leave; requiring an employer to pay certain commissions to certain employees during any period of organ donation leave; requiring the Commissioner of Labor and Industry to adopt certain regulations; requiring the Commissioner to take certain actions regarding certain violations of certain provisions of law; authorizing the Attorney General to bring a certain action; prohibiting an employer from committing certain acts; authorizing the Commissioner to conduct, under certain circumstances, an investigation regarding whether a certain provision of law has been violated; providing for the construction of this Act; prohibiting certain rights for employees from being diminished by a collective bargaining agreement or an employment benefit program or plan; defining certain terms; and generally relating to organ donation leave.

BY adding to

Article – Labor and Employment

Section 3–103(k); and 3–1301 through 3–1309 to be under the new subtitle “Subtitle 13. Organ Donation Leave”

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1455 – Delegates Lafferty, Anderson, Impallaria, Jameson, Pendergrass, S. Robinson, Sophocleus, and Walker

AN ACT concerning

Transportation – Highway User Revenue – Restoration

FOR the purpose of increasing the portion of highway user revenue that is distributed to local governments for certain fiscal years; altering the allocation of highway user revenues to Baltimore City and the counties and municipalities for certain fiscal years; stating the intent of the General Assembly that certain projects remain funded; repealing obsolete language; and generally relating to the distribution of highway user revenues.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 8–402 and 8–403
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1456 – Delegates Parrott, Adams, Arentz, McConkey, McKay, Metzgar, W. Miller, and Shoemaker

AN ACT concerning

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

FOR the purpose of requiring the State Superintendent of Schools to make certain notifications and authorize the Comptroller to withhold funds from a county board of education under certain circumstances; prohibiting county boards of education and public schools from allowing access to certain materials on certain devices; requiring county boards and public schools to adopt, implement, and submit certain policies and procedures; requiring the State Superintendent or a designee to regularly monitor county boards and public schools for compliance with certain policies and procedures; requiring the State Superintendent to authorize the Comptroller to withhold funds under certain circumstances; defining certain terms; and generally relating to prohibiting access to obscene materials and child pornography.

BY adding to
Article – Education
Section 5–213(d) and 7–438
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1457 – Delegates Vaughn and Mautz

AN ACT concerning

**Land Surveyors – Qualifications for License – Education, Experience, and
Examination Requirements**

FOR the purpose of altering and adding certain higher education, experience, and examination requirements that certain applicants for a license to practice land surveying must meet to qualify for a license; repealing certain dates after which, and certain dates on or before which, certain applicants must possess a certain minimum number of credit hours in certain land surveying–related courses, must have a certain minimum number of years of certain experience in land surveying, or must apply for a license to practice land surveying; authorizing the State Board of Land Surveyors to allow a certain credit up to a certain maximum towards certain experience requirements for certain applicants under certain circumstances; requiring certain applicants to apply for a license on or before a certain date; and generally relating to qualifications of applicants for a license to practice land surveying.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 15–305
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

**House Bill 1458 – Delegates P. Young, D. Barnes, Brooks, Jackson,
Sample–Hughes, Smith, Vogt, and C. Wilson**

AN ACT concerning

Maryland College Collaboration for Student Veterans Commission

FOR the purpose of establishing the Maryland College Collaboration for Student Veterans Commission; providing for the membership and appointment and terms of members of the Commission; requiring the Commission to elect the chair, vice chair, and secretary each year; requiring the Commission to meet a certain number of times each year; providing that a member of the Commission may not receive certain compensation, but may receive reimbursement for certain expenses under certain regulations; providing for the duties of the Commission; and generally relating to the Maryland College Collaboration for Student Veterans Commission.

BY adding to
Article – State Government
Section 9–949 through 9–954 to be under the new part “Part VII. Maryland College
Collaboration for Student Veterans Commission”
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1459 – Delegates Rose, Arentz, Cassilly, Ciliberti, Folden, Ghrist, S. Howard, Kittleman, Krebs, McKay, Metzgar, Morgan, Parrott, Shoemaker, and West

AN ACT concerning

**Prevailing Wage – Career and Technology Centers or STEM and STEAM
Classrooms
(Student Preparedness Act of 2016)**

FOR the purpose of providing that the provisions of the prevailing wage law do not apply to a public work contract or part of a public work contract for the construction or renovation of a career and technology center or for school classroom space to be used for science, technology, engineering, mathematics (STEM) or science, technology, engineering, art, mathematics (STEAM) education; providing for the termination of this Act; and generally relating to the application of the prevailing wage law to a public work contract.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 17–202(b)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1460 – Delegates Morales, Anderson, Conaway, Rosenberg, Sanchez, Smith, and Sydnor

AN ACT concerning

**Courts – Concealment of Public Hazards
(Sunshine in Litigation Act)**

FOR the purpose of prohibiting a court from entering certain orders or judgments relating to the concealment of public hazards under certain circumstances; providing that certain confidentiality provisions are against public policy and unenforceable under certain circumstances; authorizing certain persons to contest an order, a judgment, an agreement, or a contract under certain circumstances; authorizing certain persons to file an action for declaratory judgment under certain circumstances; requiring a court to review certain information in camera under certain circumstances; requiring a court to allow the disclosure of certain confidential information under certain circumstances; clarifying that a trade secret is protected information under certain circumstances; defining certain terms; and generally relating to the concealment of public hazards.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 11–1201(e) and 11–1205
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY adding to
Article – Courts and Judicial Proceedings
Section 6–412
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1461 – Delegates Folden, Anderton, Cassilly, Grammer, S. Howard, Krebs, Long, McKay, Parrott, Rose, Simonaire, Szeliga, and C. Wilson

AN ACT concerning

**Commercial Drivers’ Licenses – Cancellations and Downgrades
(Driving Privilege Preservation Act of 2016)**

FOR the purpose of requiring the Motor Vehicle Administration to cancel the commercial driver’s license of an individual who fails to submit to the Administration a certain certificate of physical examination; authorizing the Administration to issue a noncommercial driver’s license of an appropriate class to an individual whose commercial driver’s license is canceled, under certain circumstances; authorizing the Administration to immediately reinstate and, subject to certain conditions, issue a noncommercial driver’s license of an appropriate class to an individual whose commercial driver’s license is canceled as a result of the failure to submit a certain certificate of physical examination, under certain circumstances; and generally relating to commercial drivers’ license cancellations and downgrades.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–812(k) and (o)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1462 – Delegates Bromwell, Krebs, and Sample–Hughes

AN ACT concerning

Veterinarians, Pharmacies, and Pharmacists – Dispensing Compounded Preparations for Use by Companion Animals

FOR the purpose of altering the definition of “practice of veterinary medicine” to include the practice of any person who dispenses compounded nonsterile or sterile preparations under certain circumstances; providing an exception to a certain prohibition on the practice of veterinary medicine and dispensing certain medication for a licensed veterinarian who dispenses certain compounded preparations to be used for a companion animal; providing that certain provisions of law do not prohibit a licensed veterinarian from dispensing, in accordance with a certain provision of this Act, certain compounded preparations provided by a certain pharmacy; authorizing a certain pharmacy to provide certain compounded preparations without a patient–specific prescription to a certain licensed veterinarian; authorizing a pharmacist to provide certain compounded preparations without a patient–specific prescription to a certain licensed veterinarian under certain circumstances; providing that a certain subtitle does not affect a certain person while distributing certain compounded preparations; defining certain terms; making a stylistic change; repealing an obsolete provision of law; making a technical correction; and generally relating to veterinarians, pharmacies, pharmacists, and dispensing compounded preparations for use by companion animals.

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 2–301(a)
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY adding to
Article – Agriculture
Section 2–301(b–1) through (b–3)
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2–301(b–1) and (f) and 2–313
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 12–101(a), (d), and (aa) and 12–102(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Health Occupations

Section 12–101(c–1), (z–1), and (z–2), 12–403(c)(23), and 12–510
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–102(c)(2)(i), 12–403(c)(21) and (22), and 12–6C–02
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1463 – Delegates Patterson, Brooks, Conaway, Fennell, Glenn, Haynes, Hill, C. Howard, Jackson, Jameson, Morhaim, Sydnor, Tarlau, Turner, and Valentino–Smith

AN ACT concerning

**Coordinating Council for Juvenile Services Educational Programs –
Membership**

FOR the purpose of altering the membership of the Coordinating Council for Juvenile Services Educational Programs; providing for the terms of office of the appointed members of the Coordinating Council; providing for the termination of the term of a certain member of the Coordinating Council; providing that the terms of certain members of the Coordinating Council begin on a certain date; providing for the construction of this Act; and generally relating to the membership of the Coordinating Council for Juvenile Services Educational Programs.

BY repealing and reenacting, with amendments,
Article – Education
Section 22–305
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1464 – Delegates Gaines, B. Barnes, Beidle, Chang, Fraser–Hidalgo, Frush, Ghrist, Haynes, Healey, Hettleman, Holmes, Jackson, Jalisi, Jones, Kaiser, Knotts, Korman, Krimm, Lafferty, Lam, Lierman, Luedtke, Mautz, McCray, McIntosh, McKay, A. Miller, Oaks, Pena–Melnik, Platt, Reznik, B. Robinson, S. Robinson, Stein, Valderrama, K. Young, and P. Young

AN ACT concerning

Program Open Space Trust Fund Act of 2016

FOR the purpose of establishing the Program Open Space Trust Fund; requiring certain appropriations from the General Fund to the Fund to repay certain appropriations or transfers from the Fund to the General Fund; providing that the Fund is a continuing, nonlapsing fund not subject to certain provisions of law; providing for the uses, purposes, sources of funding, and investment of money of the Fund; requiring interest earnings of the Fund to be credited to the Fund; requiring that the Department of Natural Resources report to certain committees of the General Assembly regarding certain activities of the Fund; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; altering the circumstances and terms under which certain appropriations to the Fund must occur; requiring that certain appropriations to the Fund be distributed and used for certain purposes; requiring a certain appropriation to the Agricultural Land Preservation Fund; stating that the Fund be considered a continuation of the Program Open Space special fund for the purposes of repayment and transfers or appropriations; stating the intent of the General Assembly; requiring the Department of Budget and Management to report to certain committees of the General Assembly under certain circumstances; defining certain terms; and generally relating to Program Open Space.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–903(g)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to
Article – Natural Resources
Section 5–903.2
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(1) and (2)(i)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)84. and 85. and 7–311(j)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)86.
Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 13–209
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1465 – Delegate M. Washington

AN ACT concerning

Foster Care – Standards for Foster Parents

FOR the purpose of requiring the Social Services Administration of the Department of Human Resources to adopt regulations that require local departments of social services to ensure that potential foster parents have the capacity to value, respect, appreciate, and educate a child regarding the child’s racial, ethnic, religious, and cultural heritage, and sexual orientation or gender identity; and generally relating to children in out-of-home care.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–525(j)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1466 – Delegates A. Washington, Kaiser, Morales, Platt, and Walker

AN ACT concerning

**Task Force to Study Restorative Justice Discipline Practices in Maryland
Public Schools**

FOR the purpose of establishing the Task Force to Study Restorative Justice Discipline Practices in Maryland Public Schools; 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 certain dates; providing for the termination of this Act; and generally relating to the Task Force to Study Restorative Justice Discipline Practices in Maryland Public Schools.

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

House Bill 1467 – Delegate Krimm

AN ACT concerning

Department of Human Resources – Housing Counselor and Aftercare Program

FOR the purpose of establishing a Housing Counselor and Aftercare Program in the Department of Human Resources; providing for the purpose of the Program; specifying the duties of housing counselors and aftercare case managers under the Program; authorizing each county to apply to the Department for a grant to administer the Program in that county; requiring the Department to provide a certain grant to a certain county under certain circumstances; requiring a county to provide certain funds for a certain purpose; specifying the use of grants under the Program; providing that certain funds shall be as provided in the State budget; requiring the Secretary of Human Resources to adopt certain regulations; defining certain terms; and generally relating to the Housing Counselor and Aftercare Program in the Department of Human Resources.

BY adding to

Article – Human Services

Section 6–441 and 6–442 to be under the new part “Part V. Housing Counselor and Aftercare Program”

Annotated Code of Maryland

(2007 Volume and 2015 Supplement)

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

House Bill 1468 – Delegates Hayes and Mautz

AN ACT concerning

State Board of Dental Examiners – Ownership, Management, and Operation of a Dental Practice

FOR the purpose of requiring a dental practice to be owned, managed, or operated by a licensed dentist, subject to certain exceptions; authorizing, under certain circumstances, an heir of a licensed dentist who was the owner of a dental practice to serve as an owner of the dental practice for a certain time period; authorizing the State Board of Dental Examiners to extend a certain time period under certain circumstances; requiring that all patient care be provided by certain individuals and in accordance with certain scopes of practice during the temporary ownership of a dental practice by an heir; prohibiting the temporary ownership of a dental practice by an heir to affect the exercise of independent judgement by certain licensed dentists; authorizing an unlicensed person to take certain actions; prohibiting a

licensed dentist from raising a certain defense in a certain action; repealing a certain exemption from the requirements of the Maryland Dentistry Act; authorizing the Board to take certain action against certain applicants and licenses for accepting or tendering rebates or split fees; authorizing the Board to issue a cease and desist order for certain violations; prohibiting certain persons from aiding or abetting the unauthorized practice of dentistry; establishing certain penalties for aiding or abetting the unauthorized practice of dentistry; altering certain penalties; exempting certain persons from certain penalty provisions; repealing certain references to certain places of imprisonment; establishing certain civil penalties; requiring the Office of Oral Health in the Department of Health and Mental Hygiene to include the exception provided for in a certain provision of this Act in a certain report; providing for the effective dates of this Act; providing for the termination of certain provisions of this Act; altering a certain definition; making stylistic changes; and generally relating to the ownership, management, and operation of a dental practice.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 4–101(l), 4–102, 4–315(a)(33) and (34), 4–601, and 4–606

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Health Occupations

Section 4–103, 4–315(a)(35), and 4–320.1

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 4–301 and 4–602

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 13–2504

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1469 – Delegate Carey

AN ACT concerning

**Real Estate Brokers – Agency Relationships in Residential Real Estate
Transactions – Disclosure and Consent Requirements**

FOR the purpose of altering the requirements for a certain disclosure that a licensee of the State Real Estate Commission must make under certain circumstances; establishing a certain exception to a certain disclosure requirement; establishing a certain exception to the time when a certain disclosure must occur; requiring the Commission to prepare and provide a certain required notice; requiring a subagent to make a certain required disclosure under certain circumstances; requiring a seller's agent to make a certain required disclosure under certain circumstances; requiring a buyer's agent to make a certain required disclosure under certain circumstances; altering the contents of a certain required disclosure; altering a certain exception to a certain prohibition on certain licensees acting as a dual agent; altering a certain prohibition on an intra-company agent disclosing certain confidential information; requiring a certain intra-company agent to provide certain services to a client under certain circumstances; prohibiting a dual agent from also acting as an intra-company agent under certain circumstances; prohibiting an intra-company agent from also acting as a dual agent under certain circumstances; altering the contents of a certain consent for dual agency; altering who may withdraw from representing a certain client under certain circumstances and the effect of the withdrawal; requiring certain licensees to use a certain standard disclosure form under certain circumstances; requiring a certain licensee or branch office manager to use a certain standard consent form under certain circumstances; repealing certain provisions of law regarding a presumed buyer's or lessee's agency relationship; altering certain definitions; repealing a certain definition; making stylistic and conforming changes; and generally relating to agency relationships of licensees of the State Real Estate Commission in residential real estate transactions.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 17–528 and 17–530
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing
Article – Business Occupations and Professions
Section 17–533
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1470 – Delegates Angel, Atterbeary, Carter, Morales, and Sydnor

AN ACT concerning

Transfer of Structured Settlement Payment Rights – Purchase of Residence

FOR the purpose of authorizing a transfer of structured settlement payment rights if authorized in an order of court based on a finding that the purpose of the transfer is to purchase a residential dwelling unit in the State to be occupied by the payee as the payee's principal residence and the transferee is a lending institution that has made a commitment to make a loan to the payee secured by a first mortgage or deed of trust on the dwelling unit; and generally relating to transfers of structured settlement payment rights.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–1102
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1471 – Delegates Vaughn, Adams, Branch, Brooks, Glenn, Mautz, W. Miller, and Valderrama

AN ACT concerning

State Board of Plumbing – State Plumbing Code – Adoption and Enforcement

FOR the purpose of requiring the State Board of Plumbing to adopt the National Standard Plumbing Code as the State Plumbing Code; providing that the Board may adopt certain standards of a certain nationally recognized testing organization; requiring a county or municipality to enforce the State Plumbing Code and authorizing a county or municipality to adopt and enforce amendments to the State Plumbing Code that meet certain requirements; requiring certain amendments adopted by a county or municipality to be subject to approval by the Board for a certain purpose; repealing certain provisions of law that authorize a county to adopt and enforce a local plumbing code; repealing a provision of law that authorizes the Board to make a certain cooperative agreement with a county for a certain purpose; requiring certain persons who provide or assist in the provision of plumbing services and the installation of certain fixtures or other devices to meet the standards for approval set out in certain local amendments to the State Plumbing Code as well as the State Plumbing Code; providing for the suspension of the enforcement of certain provisions of law under certain circumstances; and generally relating the adoption and enforcement of the State Plumbing Code.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 12–205, 12–206, 12–502, 12–605, and 12–606
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1472 – Delegate Branch

AN ACT concerning

Fire Safety Construction Act of 2016

FOR the purpose of prohibiting a multifamily dwelling from being constructed using light framed combustible construction in an area with a certain population; authorizing a multifamily dwelling to be constructed using light framed combustible material in an area with a certain population under certain circumstances; requiring the number of stories of a certain building to be measured from the grade plane for a certain purpose; establishing that a certain building may not be considered separate and distinct for certain purposes; limiting the size of a building that includes certain construction except under certain circumstances; requiring a construction project involving a certain multifamily dwelling to have a fire watch guard present during all phases of construction to perform certain duties; authorizing a fire watch to conclude at a certain time; requiring that a fire watch guard submit certain records to the Office of the State Fire Marshal at certain times; authorizing the Office to take certain actions to abate fire safety issues reported by a fire watch guard; requiring that the Office create a training and certification procedure for fire watch guards; requiring a construction project involving a certain multifamily dwelling to have a certain sign affixed to the exterior entrance of certain structures; requiring the Department of Housing and Community Development to adopt the provisions of this Act as a part of the Maryland Building Performance Standards; defining certain terms; and generally relating to fire safety construction.

BY adding to

Article – Public Safety

Section 12–511

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

**House Bill 1473 – Delegates Fraser–Hidalgo, Hill, Holmes, Kelly, Lam, Reznik,
S. Robinson, Smith, Turner, and Waldstreicher**

AN ACT concerning

Public Schools – School Vehicles – Three–Point Seat Belts

FOR the purpose of requiring the public school safety education program to include student instruction concerning school vehicle safety and the proper use of seat belts on school vehicles; prohibiting certain persons from allowing pupils to stand in a school vehicle while the school vehicle is in motion; requiring certain school vehicles purchased

after a certain date to be equipped with certain seat belts; prohibiting a person from operating a certain school vehicle unless the person and each occupant under a certain age are restrained by a seat belt; altering certain definitions; making certain stylistic and conforming changes; providing for a delayed effective date; and generally relating to the use of seat belts in certain school vehicles.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–410
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–153, 11–154, 11–173, and 11–174
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–113(d–1), 21–1118, 22–412, 22–412.1, and 22–412.3
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1474 – Delegates Krimm and K. Young

AN ACT concerning

**Economic Development – Maryland Stadium Authority – Downtown Frederick
Conference Center**

FOR the purpose of authorizing the Maryland Stadium Authority to review certain matters and make certain recommendations relating to the Downtown Frederick Conference Center; authorizing the Authority to acquire by certain means a Downtown Frederick Conference site or an interest in the site; requiring the Authority to transfer certain lease payments to the Downtown Frederick Conference Facility Financing Fund under certain circumstances; requiring the Authority to submit a certain annual report, prepared in cooperation with the Office of the Comptroller and the Department of Budget and Management, to the Governor and the General Assembly; prohibiting the Board of Public Works from approving an issuance by the Authority of certain bonds under certain circumstances; requiring the Authority, with certain exceptions, to comply with certain requirements to finance certain site acquisition and construction activities; requiring the Authority to provide a financing plan containing certain information to the fiscal committees of the General Assembly by a certain time; requiring the Authority to obtain the approval of the Board of

Public Works for certain matters; requiring the Authority to carry out certain tasks and secure certain agreements with certain parties containing certain terms to carry out the Authority's duties under this Act; establishing the Downtown Frederick Conference Facility Financing Fund as a continuing, nonlapsing fund; specifying the purpose of the Fund; requiring the Authority to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; defining certain terms; and generally relating to the financing and construction of the Downtown Frederick Conference Center.

BY renumbering

Article – Economic Development
Section 10–601(r) through (ff), respectively
to be Section 10–601(u) through (ii), respectively
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY adding to

Article – Economic Development
Section 10–601(q), (r), and (s), 10–646.1, and 10–658
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development
Section 10–601(q), 10–613(b), 10–618, 10–620(d), 10–625, 10–628(c), and 10–658
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development
Section 10–620(a)(1) and 10–628(a)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

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

House Bill 1475 – Delegates McMillan and Busch

AN ACT concerning

**Municipalities – Vacant and Blighted Buildings – Registration, Remediation,
and Taxation**

FOR the purpose of authorizing a municipality to establish and maintain a registry of vacant and blighted buildings and a special remediation fund to administer registration, inspection, and remediation programs for vacant and blighted buildings; authorizing a municipality to establish a certain class of real property and set a special tax rate for that class of property; and generally relating to municipal authority to regulate vacant and blighted buildings.

BY repealing and reenacting, without amendments,
Article – Local Government
Section 5–203, 6–101, and 6–102
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

BY adding to
Article – Local Government
Section 5–219
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 6–303(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1476 – Delegates Jalisi, M. Washington, Gaines, Haynes, Hettleman, Jones, McCray, A. Miller, Morales, Morhaim, S. Robinson, Sophocleus, Tarlau, and P. Young

AN ACT concerning

**Housing and Community Development – Shelter and Transitional Housing
Facilities Grant Program – Mandated Funding**

FOR the purpose of requiring, beginning in a certain fiscal year and each fiscal year thereafter, the Governor to include a certain amount of money in the annual budget bill for the Shelter and Transitional Housing Facilities Grant Program within the Department of Housing and Community Development; and generally relating to funding for shelters and transitional housing facilities.

BY adding to
Article – Housing and Community Development
Section 4–216
Annotated Code of Maryland

(2006 Volume and 2015 Supplement)

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

House Bill 1477 – Delegate McMillan

AN ACT concerning

Gestational Agreements – Rights of Parties

FOR the purpose of establishing the rights and responsibilities of the intended parents, the child, the gestational carrier, and others when a child is born to a gestational carrier in accordance with a gestational agreement; defining certain terms; and generally relating to gestational agreements.

BY adding to

Article – Family Law

Section 5–203.1

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1478 – Delegates Simonaire, D. Barnes, Fennell, Glass, Metzgar, A. Washington, and M. Washington

AN ACT concerning

Employment Discrimination – Sexual Harassment – Definition of Employer

FOR the purpose of altering the definition of “employer” for purposes of a complaint alleging sexual harassment; providing for the construction of this Act; and generally relating to discrimination in employment.

BY repealing and reenacting, without amendments,

Article – State Government

Section 20–601(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 20–601(d)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1479 – Delegates K. Young, Barron, Cullison, Ebersole, Fraser–Hidalgo, Hill, Kelly, Lierman, McCray, Moon, Pena–Melnyk, S. Robinson, Sanchez, Tarlau, Vogt, and M. Washington

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Qualifying Patients and Caregivers – Immunity

FOR the purpose of providing that, until medical cannabis is available through a certain dispensary, a qualifying patient, or the caregiver of a qualifying patient, in possession of a certain amount of medical cannabis may not be subject to arrest, prosecution, or certain penalties or disciplinary action, or be denied any right or privilege, for the medical use of cannabis; making conforming changes; and generally relating to immunity for the medical use of cannabis by qualifying patients and caregivers.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3304(g)(5) and 13–3313
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1480 – Delegates Lam, Barve, Ebersole, Hill, Hixson, Jalisi, and Pena–Melnyk

AN ACT concerning

Background Check Accountability Act of 2016

FOR the purpose of altering certain provisions of law to require a certain court and a certain facility to report certain information to the National Instant Criminal Background Check System as soon as practicable, rather than promptly, but no later than the close of business on the business day following receipt of the information; requiring a law enforcement agency to take certain actions before returning a privately owned firearm to an individual; requiring each law enforcement agency to develop a notification protocol that allows a certain petitioner to use a certain number to request to be notified when a law enforcement agency returns a privately owned firearm to a certain individual; authorizing a certain notification to be made in a certain manner; requiring a law enforcement agency to take certain actions if a certain petitioner has requested a certain notification; providing that a certain notification relating to the return of one firearm shall be considered notification for all privately owned firearms for a certain individual under certain circumstances; providing that certain information provided by a certain petitioner is not subject to

disclosure under the Maryland Public Information Act; providing that a State or local official, employee, or agent is immune from civil liability for damage for the release of certain information or failure to release certain information under certain circumstances; requiring a law enforcement agency to release a certain firearm to a certain individual under certain circumstances; requiring a law enforcement agency to provide certain notice to a certain individual at a certain time if a firearm cannot be returned because it is required to be held in custody; specifying how a certain notification may be made; providing a certain exception; requiring a custodian to deny inspection of records relating to a certain request for notification made by a certain petitioner under a certain provision of law; requiring the Department of Health and Mental Hygiene to electronically enter certain information into the National Instant Criminal Background Check System on or before a certain date if the information has not already been entered into the system; authorizing the Governor or Secretary of Health and Mental Hygiene to extend a certain deadline for a certain amount of time for good cause shown; defining a certain term; and generally relating to eligibility to possess a firearm.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–133.2

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY adding to

Article – Public Safety

Section 5–147

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY adding to

Article – General Provisions

Section 4–325.1

Annotated Code of Maryland

(2014 Volume and 2015 Supplement)

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

House Bill 1481 – Delegates K. Young, Folden, Frick, Jackson, Lam, Turner, and Vogt

AN ACT concerning

**Civil Actions – Immunity From Liability – Entering a Property to Provide
Emergency Assistance or Medical Care**

FOR the purpose of providing immunity from civil liability for a certain person entering a property or gaining access to a property in order to provide emergency assistance or

medical care under certain circumstances; making certain stylistic changes; and generally relating to immunity from civil liability for providing emergency assistance or medical care.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–603
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1482 – Delegates Jalisi, Beitzel, Gaines, Haynes, Hettleman, Jones, McComas, McCray, A. Miller, Morhaim, S. Robinson, Sophocleus, Stein, Szeliga, Tarlau, Valentino–Smith, and P. Young

AN ACT concerning

Human Services – Homelessness – Emergency Cold Weather Planning

FOR the purpose of establishing an emergency cold weather council in each county; establishing the membership and chair of emergency cold weather councils; requiring emergency cold weather councils to create certain plans; requiring a plan to include certain elements; requiring local administering agencies to provide a certain plan to the Department of Human Resources on or before a certain date each year; requiring the Maryland Emergency Management Agency to report certain information to local administering agencies under certain conditions; requiring local administering agencies to initiate certain plans under certain conditions; requiring certain agencies to collaborate to create a reporting system for cold weather deaths of people experiencing homelessness; defining certain terms; and generally relating to cold weather planning for people experiencing homelessness.

BY adding to
Article – Human Services
Section 6–441 through 6–447 to be under the new part “Part V. Emergency Cold Weather Planning”
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

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

House Bill 1483 – Calvert County Delegation

AN ACT concerning

Calvert County – Procurement Contracts – Reciprocal Preference for Resident Bidders

FOR the purpose of authorizing Calvert County, under certain circumstances, to give a certain preference to a resident bidder whose principal office is in the county over a nonresident bidder whose principal office is outside the county; prohibiting any increase in the cost of a contract in which a preference is given to exceed a certain amount; defining certain terms; and generally relating to a reciprocal preference for bidders whose principal office is in Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 6–101
Article 5 – Public Local Laws of Maryland
(2002 Edition and May 2015 Supplement, as amended)

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

House Bill 1484 – Delegates C. Wilson and Carter

AN ACT concerning

Child Placement – Prohibition on Human Trafficking, Restrictions on Advertising, and Reporting Requirements

FOR the purpose of prohibiting a person from knowingly committing certain acts related to rehoming a minor; providing that a person who violates certain prohibitions related to rehoming a minor is guilty of the felony of human trafficking; providing a certain affirmative defense to prosecution under certain provisions of law relating to rehoming a minor; prohibiting a person other than the Department of Human Resources or a child placement agency from advertising regarding the placement or acceptance of a child for adoption; requiring a certain advertisement to include a certain agency's license number; authorizing an individual to notify a certain local department or law enforcement agency if the individual has reason to believe that a child is living with someone other than the individual who has legal custody of the child or an individual related by blood or marriage to an individual who has legal custody of the child; requiring a certain individual to make a certain report, under certain circumstances; providing that a certain report may be oral or in writing; requiring an individual who makes a certain report to immediately notify and give information to the head of a certain institution or a designee of the head of a certain institution, under certain circumstances; specifying the contents of a certain report; defining certain terms; providing certain penalties for violations of certain provisions of this Act; and generally relating to child placement.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 11–301 and 11–303
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Family Law

Section 5–3A–46, 5–3B–33, and 5–704.3

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1485 – Delegates Waldstreicher, Anderson, B. Barnes, Lam, Rosenberg, Walker, and A. Washington

AN ACT concerning

Other Tobacco Products – Local Laws for Sale and Distribution – Intent of the General Assembly

FOR the purpose of stating that it is the intent of the General Assembly that a county or municipal corporation may enact and enforce local laws relating to the sale and distribution of other tobacco products under a certain circumstance and subject to certain exceptions; stating the intent of the General Assembly relating to the holding of a specified case of the Court of Appeals; and generally relating to intent of the General Assembly regarding local laws for the sale and distribution of other tobacco products.

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

House Bill 1486 – Prince George’s County Delegation

AN ACT concerning

**Workgroup on Transportation for Middle and High School Students in Prince George’s County
PG 440–16**

FOR the purpose of establishing the Workgroup on Transportation for Middle and High School Students in Prince George’s County; providing for the composition and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to study and make recommendations regarding certain matters; requiring the Workgroup to report its findings and recommendations to the Prince George’s House Delegation and the Prince George’s County Senators on or before a certain date; providing for the termination of this Act; and generally relating to the Workgroup on Transportation for Middle and High School Students in Prince George’s County.

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

House Bill 1487 – Delegates Valderrama and Barkley

AN ACT concerning

Health Care Provider Malpractice Insurance – Scope of Coverage

FOR the purpose of repealing a prohibition on the inclusion, in a policy that insures a health care provider against damages due to medical injury arising from providing or failing to provide health care, of coverage for the defense of a health care provider in a certain disciplinary hearing; repealing a provision of law that authorizes a policy providing coverage for the defense of a health care provider in a certain disciplinary hearing to be offered and priced separately from a policy insuring a health care provider against damages due to medical injury; and generally relating to malpractice insurance coverage for health care providers.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 19–104
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1488 – Delegates Hettleman, Anderson, Atterbeary, B. Barnes, Barron, Chang, Clippinger, Ebersole, Frick, Gaines, Hayes, Haynes, Hill, Jackson, Jones, Kaiser, Kelly, Korman, Lafferty, Lierman, Lisanti, Luedtke, McIntosh, Morhaim, Platt, Reznik, Rosenberg, Sanchez, Smith, Sydnor, Valderrama, M. Washington, and P. Young

AN ACT concerning

Service, Stipends, and Scholarships – Maryland Corps Program – Established

FOR the purpose of establishing the Maryland Corps Program; providing for the purpose of the Program; requiring a certain Board of Directors to administer and manage the Program; providing for the composition of the Board; providing for the appointment, terms, and removal of members of the Board; providing that members of the Board may not receive certain compensation but are entitled to certain reimbursement; requiring the Governor's Office on Service and Volunteerism within the Governor's Office of Community Initiatives to provide certain staffing and assistance to the Board and a certain operator; requiring the Board to submit a certain Request for Proposals (RFP) on or before a certain date; requiring the RFP to include certain elements and expectations for a certain operator; requiring certain corps participants to serve a certain nonprofit or governmental entity for a certain period of time; authorizing certain corps participants to receive certain stipends and certain scholarships under certain circumstances; specifying the use of certain scholarships;

establishing the Maryland Corps Program Fund; specifying the purpose of the Fund; requiring the Board to administer the Fund; specifying that the Fund is a continuing, nonlapsing fund that is not subject to a certain provision of law; requiring the State Treasurer to hold the Fund separately and invest the money in the Fund in a certain manner; requiring the Comptroller to account for the Fund; providing for the composition and uses of the Fund; prohibiting any unspent portion of the Fund from being transferred or used in a certain manner; requiring the Board to prepare certain reports annually; authorizing the Fund to be subject to a certain audit; requiring the Governor to include certain appropriations in the State budget in certain fiscal years for certain purposes; requiring the Board to explore certain possibilities; requiring the Board to submit certain reports to the Governor and the General Assembly in accordance with certain provisions of law; providing for the staggering of the terms of certain members of the Board; stating the intent of the General Assembly in awarding stipends and scholarships under this Act; requiring certain members of the Board to be appointed on or before a certain date; defining certain terms; and generally relating to the establishment of the Maryland Corps Program.

BY repealing and reenacting, without amendments,

Article – Education

Section 18–103

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 277 of the Acts of the General Assembly of 2011)

BY adding to

Article – Education

Section 24–1101 through 24–1111 to be under the new subtitle “Subtitle 11.

Maryland Corps Program”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)84. and 85.

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)86.

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1489 – Delegates McComas, Beitzel, Ciliberti, Glass, Hornberger, Malone, Otto, Reilly, and Simonaire

AN ACT concerning

Guardianship of a Minor or Disabled Person – Criminal History Records Check

FOR the purpose of requiring a court to apply to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services for a State and national criminal history records check for a certain prospective guardian before appointing a guardian of the person of a minor or disabled person; requiring a court to submit certain materials and fees to the Central Repository as part of an application for a criminal history records check; requiring the Central Repository to forward a printed statement of a prospective guardian's criminal history record information to the prospective guardian and the court, in accordance with certain laws; authorizing the subject of a criminal history records check to contest certain information in a certain manner; providing that information obtained from the Central Repository under this Act is confidential, may not be disseminated, and may be used only for certain purposes; providing that a criminal history records check is not required under certain circumstances; defining a certain term; and generally relating to the guardianship of a minor or disabled person.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 11–114
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1490 – Delegates Lierman and Morales

AN ACT concerning

**Public Safety – Internet Crimes Against Children Task Force Fund –
Establishment
(Alicia's Law)**

FOR the purpose of requiring that each fiscal year a certain portion of unclaimed lottery prizes be distributed to the Internet Crimes Against Children Task Force Fund; establishing the Internet Crimes Against Children Task Force Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Executive Director of the Governor's Office of Crime Control and Prevention to administer the

Fund; requiring the State Treasurer to hold the Fund and the Comptroller, in conjunction with the Executive Director, to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring the Executive Director to establish certain procedures for certain local law enforcement agencies to apply for certain grants; requiring a certain applicant to provide the Executive Director with certain information; requiring that the Fund be distributed in a certain manner; requiring the Executive Director to make grants to local law enforcement agencies for certain purposes based on certain needs; requiring a local law enforcement agency that is awarded a grant to enter into a certain memorandum of understanding; requiring a local law enforcement agency to submit proof of certain grant expenditures to the Executive Director; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; defining certain terms; and generally relating to the establishment and use of the Internet Crimes Against Children Task Force Fund.

BY adding to

Article – Public Safety

Section 4–601 through 4–603 to be under the new subtitle “Subtitle 6. Internet Crimes Against Children Task Force Fund”

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)84. and 85.

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)86.

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–122(f)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1491 – The Speaker (By Request – Office of the Attorney General) and Delegates Atterbeary, Barkley, Brooks, Carter, Clippinger, Dumais, Frick, Glenn, Gutierrez, Lierman, Lisanti, Luedtke, McCray, Morales, Rosenberg, Smith, Valderrama, Vaughn, Waldstreicher, and C. Wilson

AN ACT concerning

**Courts and Judicial Proceedings – Consumer Debt Collection Actions –
Restrictions**

FOR the purpose of prohibiting a creditor or a debt collector from initiating or filing a certain consumer debt collection action under certain circumstances; specifying that a certain debt buyer or a certain collector has a certain burden in a certain consumer debt collection action; prohibiting a debt buyer or a certain collector from initiating a certain consumer debt collection action unless the debt buyer or the collector possesses certain documents; prohibiting a court from entering a judgment in favor of a debt buyer or a certain collector under certain circumstances; defining certain terms; and generally relating to consumer debt collection and consumer debt collection actions.

BY adding to

Article – Courts and Judicial Proceedings

Section 5–1201 through 5–1203 to be under the new subtitle “Subtitle 12. Consumer Debt Collection Actions”

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1492 – Delegate Kaiser

AN ACT concerning

Task Force to Study the Nurse Shortage in Maryland

FOR the purpose of establishing the Task Force to Study the Nurse Shortage in Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters relating to changes in the nursing profession that have resulted in a shortage of nurses in the State and nation; 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 Nurse Shortage in Maryland.

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

House Bill 1493 – Calvert County Delegation

AN ACT concerning

Calvert County – Economic Development Incentive Fund – Eligibility Criteria

FOR the purpose of altering the number of full-time jobs a certain applicant must plan to create in order to be eligible for a direct loan or grant from the Economic Development Incentive Fund in Calvert County; and generally relating to the Economic Development Incentive Fund in Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 11-405
Article 5 – Public Local Laws of Maryland
(2002 Edition and May 2015 Supplement, as amended)

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

House Bill 1494 – Delegates Sample–Hughes, Carozza, Hayes, Haynes, Jacobs, Krimm, Otto, and Patterson

AN ACT concerning

Income Tax – Credit for Physician Preceptors in Areas With Health Care Workforce Shortages

FOR the purpose of authorizing a credit against the State income tax for certain individuals who, under certain circumstances, serve as physician preceptors in certain preceptorship programs and work in certain areas of the State with health care workforce shortages; providing that the credit may not exceed the State income tax for that taxable year and that any unused credit may not be carried over to any other taxable year; providing for the calculation of the credit; requiring the Department of Health and Mental Hygiene, on application of a taxpayer, to issue a tax credit certificate under certain circumstances; requiring the application to contain certain information; providing for the maximum amount of a tax credit certificate that may be issued; requiring the Department to approve applications on a first-come, first-served basis and notify applicants of approval or denial of an application within a certain number of days of receipt of the application; providing that the total number of tax credit certificates issued by the Department may not exceed a certain amount for each taxable year; providing that tax credit certificate amounts not issued during

a taxable year may be carried over and issued during the next taxable year; requiring the Department to report certain information to the Comptroller and the General Assembly on or before a certain date each year; requiring the Department, in consultation with the Governor's Workforce Investment Board, to adopt certain regulations; authorizing a certain amount of the unspent portion of money transferred to the Office of Student Financial Assistance for use under the Health Personnel Shortage Incentive Grant Program to be transferred or revert to the General Fund only for a certain purpose; defining certain terms; providing for the application of this Act; and generally relating to a credit against the State income tax for certain physician preceptors in certain areas with health care workforce shortages.

BY adding to

Article – Tax – General
Section 10–737
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Education
Section 18–803(b)(1) and (2)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education
Section 18–803(e)(2)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education
Section 18–803(e)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1495 – Delegates Cullison, Haynes, Healey, Kelly, Pena–Melnyk, Reznik, Sample–Hughes, and Vallario

AN ACT concerning

**State Government – Administrative Procedure Act – Contested Cases
– Judicial Review**

FOR the purpose of altering the circumstances under which a court may reverse or modify the decision of an agency on judicial review under the Administrative Procedure Act in a case in which an employee is disciplined, suspended, or terminated from employment; and generally relating to judicial review of contested cases under the Administrative Procedure Act.

BY repealing and reenacting, with amendments,
Article – State Government
Section 10–222
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1496 – Delegates M. Washington, Carr, Frush, Gutierrez, Kelly, Lam, Moon, Morales, Pena–Melnyk, S. Robinson, Smith, and Tarlau

AN ACT concerning

Farmers' Rights Act

FOR the purpose of establishing that certain contracts for the production of livestock impose a certain obligation of good faith on all parties; requiring certain production contracts to include a certain disclosure statement and cover sheet containing certain information; requiring certain production contracts to comply with certain standards; authorizing a certain producer to cancel a production contract within a certain period of time; providing that certain provisions in a production contract are void and unenforceable; establishing that certain contract producers have certain rights; prohibiting certain contractors from engaging in or allowing their employees or agents to engage in certain practices; establishing procedures for termination of, cancellation of, or failure to renew a production contract; establishing that a contract producer has a lien on certain livestock under certain circumstances; providing for enforcement of the lien; requiring a production contract to provide for resolution of disputes by mediation; establishing certain requirements for mediation; providing that a certain contractor that violates certain provisions of this Act is subject to a certain civil penalty; providing that a certain contractor that violates certain provisions of this Act is guilty of a misdemeanor and subject to a certain fine; requiring the Attorney General to enforce this Act; authorizing the Attorney General to take certain actions to enforce this Act; authorizing a certain contract producer to bring a certain civil action; requiring the court to award reasonable attorney's fees and litigation expenses to a contract producer under certain circumstances; exempting a contract producer from certain requirements to obtain injunctive relief; authorizing a court to order certain equitable relief in an action under this Act; authorizing the Attorney General to adopt certain regulations; providing for the application of this Act; defining certain terms; and generally relating to certain contracts for the production of livestock.

BY adding to

Article – Commercial Law

Section 24–101 through 24–901 to be under the new title “Title 24. Livestock
Production Contracts”

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1497 – Delegate Carter

AN ACT concerning

**Maryland Law Enforcement Communications Technology Procurement Task
Force**

FOR the purpose of establishing the Maryland Law Enforcement Communications Technology Procurement Task Force; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Maryland Law Enforcement Communications Technology Procurement Task Force.

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

**House Bill 1498 – Delegates Hayes, Anderson, Angel, Conaway, Ebersole, Gaines,
Glenn, Kramer, Lam, McIntosh, A. Miller, Moon, Morhaim, Pena–Melnyk,
Rosenberg, Sanchez, Smith, Walker, A. Washington, M. Washington, West,
and K. Young**

AN ACT concerning

Maryland Healthy Vending Machine Act

FOR the purpose of requiring a certain percentage of packaged food and beverage options offered in a food and beverage vending machine located on property owned or managed by the State to be healthy food and beverage options; providing that certain packaged food and beverage options may not contain more than a certain amount of trans fat or a certain amount of sodium; requiring certain healthy food or beverage options to be displayed and stocked in a certain manner; requiring a vending machine operator to post a certain sign in a certain manner under certain circumstances; providing that a healthy beverage option may not contain more than a certain number of calories; providing that certain beverages are considered a healthy beverage option; establishing the requirements that must be met to be

considered a healthy food option; providing that certain foods are considered healthy food options; requiring the Department of Health and Mental Hygiene, on or before a certain date and with a certain frequency, to review and, if necessary, revise and update certain requirements; requiring the Department to enforce this Act; authorizing the Department to conduct certain inspections and receive certain reports; requiring the Department to disseminate certain information and conduct certain training; requiring the Department, on or before a certain date and with a certain frequency, to issue a certain report to the Governor and the General Assembly; establishing certain penalties; providing for the application of this Act; requiring this Act to be implemented in accordance with certain laws; requiring the Department to encourage certain tenants to meet the requirements of this Act under certain circumstances; providing for the construction of this Act; defining certain terms; and generally relating to the Maryland Healthy Vending Machine Act.

BY adding to

Article – Health – General

Section 21–501 through 21–509 to be under the new subtitle “Subtitle 5. Maryland Healthy Vending Machine Act”

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1499 – Delegates Cullison, Angel, Chang, Gaines, Hayes, Haynes, Hill, Jackson, Krimm, B. Robinson, Sophocleus, Valentino–Smith, and P. Young

AN ACT concerning

Developmental Disabilities Administration – Crisis Resolution Funding

FOR the purpose of requiring a certain report on the Waiting List Equity Fund to include certain information regarding individuals in the crisis resolution category of the waiting list for developmental disabilities services; establishing mandated appropriations for developmental disabilities community services; requiring the mandated appropriations to be used to provide services to individuals in the crisis resolution category on the waiting list for developmental disabilities services; authorizing unspent funds to be used to provide services to individuals in the crisis prevention category on the waiting list for developmental disabilities services; declaring the intent of the General Assembly regarding certain individuals who are removed from a certain waiting list under certain circumstances; and generally relating to funding for developmental disabilities service.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 7–205(f)

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article – Health – General
Section 7–205.1
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1500 – Delegate Carter

AN ACT concerning

Human Resources – Homeless Shelters – Safety and Security Measures

FOR the purpose of requiring the Interagency Council on Homelessness to study issues relating to the safety and security of individuals who stay in certain shelters for homeless individuals and make certain recommendations on measures to be adopted by certain shelters; requiring the Department of Human Resources to include in certain regulations certain measures to be adopted by certain shelters for homeless individuals; and generally relating to safety and security measures to be adopted by shelters for homeless individuals.

BY repealing and reenacting, with amendments,

Article – Human Services
Section 6–423 and 6–424
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

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

House Bill 1501 – Delegate Stein

AN ACT concerning

Governor’s Office for Children – Family Navigators Program

FOR the purpose of establishing the Family Navigators Program in the Governor’s Office for Children to support parents and other caregivers of children or youth with mental or behavioral health needs or developmental disabilities and to address certain other priorities concerning children and youth; requiring local management boards to oversee and support the Program; requiring a certain family navigator to support, educate, and assist certain parents and caregivers in understanding and addressing certain needs and disabilities, identifying community resources, and obtaining needed services; requiring the Governor to include a certain appropriation for the

Program in the annual budget each fiscal year; defining certain terms; and generally relating to the Family Navigators Program.

BY repealing and reenacting, without amendments,

Article – Human Services
Section 8–101(a), (l), and (m)
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

BY adding to

Article – Human Services
Section 8–6A–01 through 8–6A–06 to be under the new subtitle “Subtitle 6A. Family Navigators Program”
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

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

House Bill 1502 – Delegate Rosenberg

AN ACT concerning

Child Support Enforcement – Noncustodial Parent Employment Assistance Pilot Program

FOR the purpose of requiring the Child Support Enforcement Administration of the Department of Human Resources, in cooperation with certain other entities, to develop and implement a Noncustodial Parent Employment Assistance Pilot Program in Baltimore City; establishing the purpose of the Program; establishing eligibility criteria for participation in the Program; requiring the Program to include certain components; specifying employment assistance services that may be provided under the Program; authorizing, in certain cases, a certain agreement between a noncustodial parent and the Child Support Enforcement Administration to provide for a certain reduction in child support arrearages on full completion of Program requirements; authorizing the Secretary of Human Resources to use certain funds for the development and implementation of the Program; requiring the Secretary to conduct evaluations of the Program using certain measures and to report to the General Assembly on or before a certain date each year on the effectiveness of the Program; authorizing the Secretary to adopt certain regulations; requiring the Child Support Enforcement Administration to notify the Motor Vehicle Administration to reinstate a certain license or privilege to drive of a participant in full compliance in the Program under certain circumstances; requiring the Child Support Enforcement Administration to notify a certain licensing authority to reinstate a certain occupational license of a participant in full compliance in the Program under certain circumstances; defining certain terms; providing for the termination of this Act; and generally relating to child support enforcement and the Noncustodial Parent Employment Assistance Pilot Program.

BY repealing and reenacting, without amendments,

Article – Family Law

Section 10–101(a) and (b), 10–119(a), 10–119.3(a)(1) and (2), 10–1A–01(b) and (d),
and 10–301(dd)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Family Law

Section 10–112.2

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 10–119(d) and 10–119.3(j)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

**House Bill 1503 – Delegates Simonaire, D. Barnes, Buckel, Fennell, Folden, Glass,
McKay, Metzgar, A. Washington, and M. Washington**

AN ACT concerning

Adult Education – GED Testing Fees – Exemption for Homeless Youth

FOR the purpose of exempting certain homeless youth from certain GED testing fees under certain circumstances; requiring the Department of Labor, Licensing, and Regulation to verify a certain individual's status as a homeless youth; authorizing the Department to use certain individuals to verify a certain individual's status as a homeless youth; requiring the Department to adopt certain regulations; defining a certain term; and generally relating to GED testing fees for homeless youth.

BY adding to

Article – Labor and Employment

Section 11–809

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1504 – Delegates Rosenberg and Waldstreicher

AN ACT concerning

Department of Health and Mental Hygiene – Distribution of Tobacco Products to Minors – Prohibition and Enforcement

FOR the purpose of prohibiting a person from distributing certain tobacco products, certain paraphernalia, or certain coupons to a minor; providing that a person who violates a certain provision of this Act is subject to certain civil penalties; establishing a certain defense in a prosecution for a certain violation; providing that a county health officer, or a designee of a county health officer, may issue a certain civil citation for a violation of a certain provision of this Act; requiring certain civil citations to include certain information and to be processed in a certain manner; providing for a certain election to stand trial; requiring the District Court to remit certain collected penalties in a certain manner; providing that adjudication of a violation of a certain provision of this Act is not a criminal conviction for any purpose; requiring the Comptroller's Office to provide certain information to the Prevention and Health Promotion Administration each year; requiring the Comptroller's Office to provide certain information to the General Assembly on or before a certain date each year; requiring local health departments to report certain violations to the Comptroller's Office; requiring the Department of Health and Mental Hygiene, in collaboration and consultation with certain agencies, to develop certain strategies; requiring the Department to report on the development of certain strategies on or before a certain date each year; defining a certain term; providing for the application of certain provisions of this Act; and generally relating to prohibitions on the distribution of tobacco products to minors.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 16–205
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY adding to
Article – Health – General
Section 24–307
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–107
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

INTRODUCTION OF JOINT RESOLUTIONS**House Joint Resolution 6 – Delegates Frick and Rosenberg**

A House Joint Resolution concerning

Constitutional Convention – Amendment – Repeal

FOR the purpose of repealing and withdrawing certain applications to Congress to call a Constitutional Convention; and urging the legislatures of certain other states to take certain actions.

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

House Joint Resolution 7 – Delegates McComas, Hornberger, Krebs, Malone, McKay, Morgan, Rose, Shoemaker, Simonaire, and Wivell

A House Joint Resolution concerning

Commencement of Life of the Human Person at Conception

FOR the purpose of finding that the life of the human person commences at conception and that certain decisions of the U.S. Supreme Court are based on false science; and generally relating to the commencement of life of the human person at conception.

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

House Joint Resolution 8 – Delegates Smith, Barve, Chang, Dumais, Hixson, Moon, Reznik, Stein, A. Washington, and M. Washington

A House 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 individual right to vote, reserves inalienable political rights to natural persons, and authorizes regulation of contributions and expenditures intended to influence elections; 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

FIRST READING OF SENATE BILLS**Senate Bill 31 – ~~Senator DeGrange~~ Senators DeGrange and Ready**

AN ACT concerning

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

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

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–707
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 51 – Senator Klausmeier

AN ACT concerning

Natural Resources – Aquaculture Coordinating Council – Membership

FOR the purpose of altering the membership of the Aquaculture Coordinating Council to include certain representatives of the nonprofit sector; making a stylistic change; and generally relating to the membership of the Aquaculture Coordinating Council.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–11A–03.2(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–11A–03.2(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 58 – Senator Astle

AN ACT concerning

Natural Resources – Vessel Excise Tax Cap – Repeal of Termination

FOR the purpose of making permanent a limitation on the amount of the vessel excise tax that may be imposed on any vessel; and generally relating to a certain limitation on the amount of vessel excise tax that may be imposed on any vessel.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–716(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Chapter 180 of the Acts of the General Assembly of 2013
Section 6

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

**Senate Bill 76 – Chair, Budget and Taxation Committee (By Request –
Departmental – Assessments and Taxation)**

AN ACT concerning

Enterprise Zones – Reimbursements to Local Governments – Schedule

FOR the purpose of altering the schedule for the State's reimbursement of an amount equal to a certain portion of an enterprise zone property tax credit to a county or municipal corporation; establishing a certain date by which a county or municipal corporation shall submit a certain request for reimbursement to the Department of Assessments and Taxation; establishing a certain date by which the Department shall make a certain certification to the Comptroller; establishing a certain date by which the Comptroller shall reimburse a certain county or municipal corporation; requiring the Department to make a certain certification and the Comptroller to make a certain reimbursement ~~as soon as practicable~~ within a certain period of time under certain circumstances; and generally relating to State reimbursements to a county or municipal corporation for enterprise zone property tax credits.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–103(h)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–103(i)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 78 – Chair, Judicial Proceedings Committee (By Request –
Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

State Lottery and Video Lottery Facility Payouts – Remittance of Intercepted Prizes

FOR the purpose of repealing a requirement that the State Lottery and Gaming Control Agency or a video lottery operation licensee wait a certain period of time before transferring the prize of certain obligors to certain collection units of the State; making certain nonsubstantive and stylistic changes; and generally relating to a requirement that the State Lottery and Gaming Control Agency or a video lottery operation licensee withhold the prizes of certain obligors.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–618
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 10–113.1
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 83 – Chair, Judicial Proceedings Committee (By Request –
Departmental – Office of Crime Control and Prevention)**

AN ACT concerning

Public Safety – School Safety Enforcement Fund

FOR the purpose of renaming the School Bus Safety Enforcement Fund to be the School Safety Enforcement Fund; expanding the purposes of the Fund to include enhancing school safety; expanding eligibility to receive grants from the Fund to county boards

of education; requiring the Executive Director of the Governor's Office of Crime Control and Prevention to consider the geographic distribution of grant recipients before making a grant from the Fund; repealing a provision of law restricting the Executive Director of the Governor's Office of Crime Control and Prevention from making a grant from the Fund exceeding a certain amount of money in a fiscal year for use in a single county; prohibiting a law enforcement agency or board of education from using a grant from the Fund for a certain purpose; making conforming changes; and generally relating to the School Safety Enforcement Fund.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 4–201 through 4–204 to be under the amended subtitle “Subtitle 2. School Safety Enforcement Fund”

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 17–106(e)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 104 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Housing and Community Development)**

AN ACT concerning

**Housing and Community Development – Local Government Infrastructure
Projects – Financing**

FOR the purpose of authorizing a county to agree with the Community Development Administration in the Department of Housing and Community Development to pledge, on behalf of a municipal corporation located in the county, certain money for certain infrastructure projects; authorizing each issuance by a municipal corporation of a local obligation for certain infrastructure projects to be secured by a pledge from the county in which the municipal corporation is located under certain circumstances; authorizing a county to pledge, on behalf of a municipal corporation for certain infrastructure projects, the faith and credit of the county or specific revenue of the county; requiring a pledge by a county under this Act to be authorized by a certain ordinance or resolution of the county; imposing certain requirements and restrictions on a pledge by a county of the faith and credit of the county under certain circumstances; specifying certain provisions for a pledge by a county of certain revenue of the county under certain circumstances; and generally relating to financing for local government infrastructure projects.

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 4–220 and 4–230
Annotated Code of Maryland
(2006 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 4–229
Annotated Code of Maryland
(2006 Volume and 2015 Supplement)

BY adding to
Article – Housing and Community Development
Section 4–232.1
Annotated Code of Maryland
(2006 Volume and 2015 Supplement)

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

**Senate Bill 111 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

State Lottery – Licensed Agents – Prize Payments

FOR the purpose of authorizing the Director of the State Lottery and Gaming Control Agency to establish by regulation the amount certain licensed agents may pay in cash game prizes; making technical corrections and stylistic changes; and generally relating to the authority of the State Lottery Director to establish the amount certain licensed agents may pay in cash game prizes.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–122(c) and (d)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 116 – The President (By Request – Department of Legislative Services)

AN ACT concerning

**State Government – Office of Legislative Audits – Alterations in Audit
Requirements**

FOR the purpose of altering the time period during which the Office of Legislative Audits and the Legislative Auditor are required to audit certain State funds, programs, authorities, units, and a certain local liquor board; altering the statutory authority under which the Office of Legislative Audits and the Legislative Auditor are required to audit certain funds, programs, and units; repealing the requirement that the Office of Legislative Audits and the Legislative Auditor perform certain audits of certain licensees, funds, and agencies; repealing the requirement for the Office of Legislative Audits to approve certain independent auditors selected by certain corporations and centers; repealing the requirement for the Legislative Auditor to concur on certain audits of community colleges performed by certain auditors in order for the audits to meet a certain requirement; repealing the requirement for the Legislative Auditor to certify a certain form completed by a certain hospital; altering the time period during which a certain corporation is required to maintain possession and custody of certain documents related to a certain audit; authorizing, rather than requiring, the Legislative Auditor to conduct certain post audit examinations and fiscal/compliance audits of certain funds; repealing the requirement for the Office of Legislative Audits and the Legislative Auditor to evaluate, audit, and summarize certain information from certain offices and agencies; altering the time period during which the Office of Legislative Audits is required to conduct a fiscal/compliance audit of each unit of the State government, except for units in the Legislative Branch; repealing the requirement for the Legislative Auditor to evaluate the utilization of certain funds allocated to certain businesses; repealing the authorization for the Legislative Auditor to audit certain accounts of a certain system and certain administrations; making stylistic changes; and generally relating to alterations in audit requirements for the Office of Legislative Audits.

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 2–505(a)
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2–505(h)
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 4.5–203(a)(1), 4.5–703(a), and 11–101(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation

Section 4.5–203(c) and 4.5–703(e)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing

Article – Business Regulation
Section 11–313(d)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing

Article – Correctional Services
Section 3–510
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Economic Development
Section 10–201(b), 10–401(c), 10–501(f), 10–806(a), and 10–901(c)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development
Section 10–227, 10–414, 10–526, 10–825, and 10–911
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Education
Section 16–315(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education
Section 16–315(f)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Environment
Section 9–1605(a)(1) and 9–1605.1(a)(1)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment
Section 9–1605(a)(6) and 9–1605.1(a)(6)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–1303(d)(2), 13–2206(c), and 19–216(b)(1)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–201(b) and (c) and 19–216(a)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 14–402(f)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 11–101(c) and 11–408(a)(2) and (b)(2)
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 11–408(b)(4)
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Local Government
Section 30–102(a)
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 30–106(d)(1)
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 3–302(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 3–302(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 1–309(f)(1) and 2–514
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–512.1(a)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–512.1(c)(4)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 2–701
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 2–702(b) and 3A–506(g)(1)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Government
Section 2–1220, 9–1A–34, and 9–1A–35(f)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–101(b) and (c) and 9–1A–35(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing
Article – State Government
Section 9–121
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing
Article – State Personnel and Pensions
Section 21–127
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 5–101(b), 6–101(b), and 7–101(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing
Article – Transportation
Section 5–215.1, 6–212.1, and 7–211.1
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

Senate Bill 119 – ~~Senator Simonaire~~ Senators Simonaire, Peters, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

AN ACT concerning

**Business Regulation – Business Discounts and Preferences for Veterans –
Identification**

FOR the purpose of requiring certain businesses that offer discounts or preferences on products or services to veterans to accept a valid driver's license or identification card with a certain notation as verification of veteran status for purposes of claiming the discount or preference; ~~establishing a certain penalty~~; and generally relating to business-offered discounts and preferences for veterans.

BY adding to

Article – Business Regulation
Section 19–104
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

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

Senate Bill 123 – Senator Simonaire

AN ACT concerning

Interstate Boating Violator Compact

FOR the purpose of authorizing the Governor to enter into the Interstate Boating Violator Compact; providing for the purposes of the Compact; providing for procedures for states issuing citations for boating violations to certain persons residing in party states; providing for procedures for home states for certain persons receiving certain citations; providing for the reciprocal recognition of suspension of certain privileges or licenses under certain circumstances; providing for the application of other laws relating to certain watercraft operating privileges or licenses; providing for a Board of Boating Compact Administrators for certain purposes; providing for the entry into and withdrawal from the Compact; providing for amendments to the Compact; providing for the severability of provisions of the Compact; requiring the Secretary of Natural Resources to appoint a Boating Compact Administrator; requiring the Boating Compact Administrator to serve at the pleasure of the Secretary; requiring the Department of Natural Resources to take certain actions under certain circumstances in accordance with this Act; requiring the Department to adopt certain regulations; defining certain terms; and generally relating to interstate enforcement of boating violations.

BY adding to

Article – Natural Resources
Section 8–801 through 8–804 to be under the new subtitle “Subtitle 8. Interstate Boating Violator Compact”
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 132 – Senator Mathias (Chair, Joint Committee on the Chesapeake and Atlantic Coastal Bays Critical Areas)

AN ACT concerning

**Critical Area Commission for the Chesapeake and Atlantic Coastal Bays
– Membership From Ocean City**

FOR the purpose of authorizing the Mayor of Ocean City to appoint a designee of the Mayor as a member of the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–1803(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–1804(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 134 – Senator Mathias

AN ACT concerning

Somerset County – Sheriff – Salary

FOR the purpose of altering the salary of the Sheriff of Somerset County; providing for the application of this Act; and generally relating to the salary of the Sheriff of Somerset County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(u)(1)(i)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

Senate Bill 135 – Senator Mathias

AN ACT concerning

Somerset County – Commissioners – Salary and Expense Reimbursements

FOR the purpose of altering the salary of the County Commissioners of Somerset County; altering the limit on reimbursements that each Commissioner may receive for

certain expenses; altering the types of expenses eligible for reimbursement; providing for the application of this Act; and generally relating to the salary and expense reimbursement for the County Commissioners of Somerset County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Somerset County
Section 2–101
Article 20 – Public Local Laws of Maryland
(2015 Edition)

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

Senate Bill 137 – 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; 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 2015 Supplement)

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

Senate Bill 146 – ~~Senator Cassilly~~ Harford County Senators

AN ACT concerning

Harford County – State’s Attorney – Salary

FOR the purpose of altering the annual salary of the State’s Attorney of Harford County to be equal to the salary of a judge of the District Court of Maryland; repealing a certain salary adjustment method; providing that this Act does not apply to the salary or compensation of the State’s Attorney of Harford County while serving in a certain

term of office; providing for the application of this Act; and generally relating to the salary of the State's Attorney of Harford County.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 15–413(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 15–413(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

Senate Bill 156 – Senator Cassilly

AN ACT concerning

Criminal Law – Participation in Court Proceedings – Retaliation

FOR the purpose of prohibiting a person from retaliating against a juror or an officer of the court for the performance of official duties in a court of the State or the United States; prohibiting a person from soliciting another to retaliate against a juror or an officer of the court for the performance of official duties in a court of the State or the United States; applying certain penalties for an offense under this Act; and generally relating to retaliation for participation in court proceedings.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 9–303
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 227 – 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 2015 Supplement)

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

Senate Bill 245 – Senators Manno and Peters, Peters, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly

AN ACT concerning

Labor and Employment – Hiring and Promotion Preferences – Veterans and Spouses

FOR the purpose of authorizing employers to grant a preference in hiring and promotion to certain veterans, spouses of certain veterans, and surviving spouses of certain veterans; providing that granting a preference under this Act does not violate State or local equal employment opportunity laws; defining a certain term; and generally relating to hiring and promotion preferences for veterans and spouses.

BY adding to

Article – Labor and Employment

Section 3–714

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

MESSAGE FROM THE CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 2 – FISCAL YEAR 2017

(See Exhibit I of Appendix II)

Read and referred to the Committee on Appropriations.

LETTERS OF REASSIGNMENT

MEMORANDUM

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

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 973	APP

Read and ordered journalized.

MEMORANDUM

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

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 982	ENV and ECM

Read and ordered journalized.

MEMORANDUM

To: Hon. Sheila E. Hixson, Chairman, W&M
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 1022	ECM

Read and ordered journalized.

MEMORANDUM

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

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

<u>Bill No.</u>	<u>Reassignment</u>
SB 98	APP

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 66)

ADJOURNMENT

At 11:30 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Monday, February 15, 2016.

Annapolis, Maryland
Monday, February 15, 2016

The House met at 8:04 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate April Rose of Carroll County.

QUORUM CALL

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

(See Roll Call No. 67)

EXCUSES:

(Inclement Weather)

Del. Holmes – inclement weather

Del. Kittleman – inclement weather

Del. McConkey – illness

Del. McDonough – inclement weather

Del. McKay – inclement weather

Del. McMillan – inclement weather

Del. Morgan – inclement weather

Del. O'Donnell – inclement weather

Del. Sophocleus – personal

Del. Turner – illness

Del. Valentino-Smith – inclement weather

The Journal of February 12, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1505 – Delegate Hayes

AN ACT concerning

Health Insurance – Assignment of Benefits and Reimbursement of Nonpreferred Providers – Modifications

FOR the purpose of making certain provisions of law relating to the assignment of benefits and the reimbursement of nonpreferred providers who are physicians applicable to certain other health care practitioners; altering the circumstances under which a certain provision for an insured to pay a balance bill may not apply; altering the

scope of certain provisions of law relating to the reimbursement of nonpreferred providers; requiring a certain nonpreferred provider who seeks an assignment of benefits from an insured to provide certain information to the insured within a certain period of time before a health care service is performed; prohibiting a certain nonpreferred provider from billing an insured more than a certain amount under certain circumstances; altering certain definitions; defining certain terms; making conforming changes; providing for the application of this Act; and generally relating to the assignment of benefits and reimbursement of nonpreferred providers under preferred provider insurance policies.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 14–201, 14–205, 14–205.2, and 14–205.3
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1506 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Wildlife and Hunting

FOR the purpose of clarifying the authorized uses of the State Wildlife Management and Protection Fund; repealing certain provisions of law requiring the Department of Natural Resources to use certain funds from certain hunting license sales for certain purposes; repealing certain reporting requirements for killed deer; requiring a person who harvests a game bird or mammal to report the harvest in accordance with certain regulations; prohibiting a person from removing any part of a deer or cutting deer meat into parts until the person has obtain a certain confirmation number from the Department; repealing certain requirements related to the possession of a deer killed by a collision with a motor vehicle; requiring a person who possesses a game bird or mammal killed by means other than hunting to report the possession in accordance with certain regulations; repealing a provision of law prohibiting a nonresident from hunting or trapping a beaver or otter in the State; making a certain technical correction; and generally relating to wildlife and hunting in the State.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–209(a), (b), (c), and (f)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 10–209(g) and 10–415(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing

Article – Natural Resources
Section 10–308, 10–415(b) and (f), and 10–503
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Natural Resources
Section 10–415(b) and (f)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1507 – Delegates McCray, Hayes, and Lierman

AN ACT concerning

Arts and Entertainment Districts – Artistic Work – Eligibility

FOR the purpose of altering the definition of “artistic work” for the purpose of designating an arts and entertainment district to include original and creative work that falls into the category of graphic design, urban manufacturing, or architectural design; eliminating a certain prohibition that makes inapplicable artistic work for industry-oriented or industry-related production; and generally relating to arts and entertainment districts.

BY repealing and reenacting, with amendments,

Article – Economic Development
Section 4–701(b)(2) and 4–702
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

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

House Bill 1508 – Delegates Frush and Pena-Melnyk

AN ACT concerning

**Single Family Residential Real Property Disclosure and Disclaimer Statements
– Disclosure of Home Improvements**

FOR the purpose of requiring the disclaimer and disclosure statements required for the sale of certain single family residential real property to include certain information and documents relating to certain home improvements made to the property; and generally relating to single family residential real property disclosure requirements.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 8–101(g)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 10–702
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1509 – Delegate Hixson

AN ACT concerning

Department of Health and Mental Hygiene – Regional Institutes for Children and Adolescents – Report Before Closure

FOR the purpose of requiring the Department of Health and Mental Hygiene to submit a certain report to the Governor and certain legislative committees before a regional institute for children and adolescents may be closed; requiring the report to address certain items; requiring the legislative committees to have a certain period of time to review and comment on the report; and generally relating to regional institutes for children and adolescents in the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–406
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1510 – Delegate Lisanti

AN ACT concerning

Sales and Use Tax – Diapers – Exemption

FOR the purpose of providing an exemption from the sales and use tax for the sale of diapers; and generally relating to a sales and use tax exemption for diapers.

BY repealing and reenacting, with amendments,
 Article – Tax – General
 Section 11-211(c)
 Annotated Code of Maryland
 (2010 Replacement Volume and 2015 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 17 – Senator Reilly

AN ACT concerning

Open Meetings Act – Retention of Minutes and ~~Tape~~ Recordings – Revision

FOR the purpose of increasing the number of years after the date of an open session a public body is required to keep a copy of ~~written~~ certain minutes of the open session and any ~~tape~~ recording made under certain provisions of law; requiring certain public bodies to post online certain minutes or recordings, to the extent practicable; altering a certain requirement relating to the preparation of minutes; making certain stylistic and conforming changes; and generally relating to the retention of minutes and ~~tape~~ recordings under the Open Meetings Act.

BY repealing and reenacting, with amendments,
 Article – General Provisions
 Section ~~3-306(e)~~ 3-206(b)(2)(iii) and (3) and 3-306(b) through (e)
 Annotated Code of Maryland
 (2014 Volume and 2015 Supplement)

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

Senate Bill 28 – ~~Senator Kagan~~ Senators Kagan, Conway, Pinsky, Bates, Nathan-Pulliam, Ramirez, Rosapepe, Salling, Simonaire, Waugh, Young, and Zucker

AN ACT concerning

State Government – Web Sites – Language Access

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 certain exceptions; authorizing, under certain circumstances, a State department, agency, or program to post a certain disclaimer on its Web site; requiring the Department of Human Resources to consult with the Department of Information Technology on certain matters related to compliance with this Act; 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 for 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 and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 10–1103 through 10–1105
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 109 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Health and Mental Hygiene)**

AN ACT concerning

Health Occupations Boards – Criminal History Records Checks – Required

FOR the purpose of requiring certain applicants and licensees of the Board of Examiners for Audiologists, Hearing Aid Dispensers, and Speech–Language Pathologists, the Board of Examiners of Nursing Home Administrators, the Board of Occupational Therapy Practice, and the Board of Podiatric Medical Examiners to submit to a certain criminal history records check; requiring certain applicants and licensees to apply to the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services for a certain criminal history records check and to submit to the Central Repository a certain set of fingerprints and fees; requiring the Central Repository to forward to certain health occupations boards ~~and to certain individuals~~ certain information under certain circumstances; providing that certain information is confidential, may not be disseminated, and may be used only for certain purposes; authorizing certain individuals to contest certain information as provided in certain provisions of law; requiring certain health occupations boards, on receipt of a certain criminal history records check, to consider

certain information in making certain determinations about certain applicants and licensees; prohibiting certain health occupations boards from issuing, renewing, or reinstating certain licenses if certain criminal history records check information has not been received; requiring certain unlicensed individuals and certain licensees of the State Board of Examiners of Nursing Home Administrators acting in a certain temporary capacity to submit to a certain criminal history records check; establishing certain exceptions to the requirement to submit to a criminal history records check; authorizing certain health occupations boards to take certain actions against certain applicants and licensees for failing to submit to a certain criminal history records check; and generally relating to criminal history records checks and licensing requirements for audiologists, speech–language pathologists, hearing aid dispensers, nursing home administrators, occupational therapists, and podiatrists.

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 2–302, 2–302.1, 2–302.2, 2–302.3, 2–303, 2–306, 2–308, 2–314(22) and (23), 9–301, 9–302(a), 9–303, 9–308, 9–311, 9–312.1, 9–314(b)(11) and (12), 10–302, 10–304, 10–308, 10–311, 10–315(12) and (13), 16–302, 16–303, 16–305, and 16–311(a)(26) and (27)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Health Occupations

Section 2–303.1, 2–314(24), 9–302.1, 9–314(b)(13), 10–302.1, 10–315(14), 16–302.1, and 16–311(a)(28)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Health Occupations

Section 9–314(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 150 – Senators Lee, Feldman, Gladden, Kasemeyer, King, Madaleno, Manno, Pugh, Ramirez, and Zirkin

AN ACT concerning

Courts – Prohibition Against Testimony by Convicted Perjurer – Repeal

FOR the purpose of repealing a certain prohibition on a person convicted of perjury from testifying in a proceeding; providing that evidence that a witness has been convicted of perjury shall be admitted for the purpose of attacking the credibility of the witness.

regardless of the date of the conviction, under certain circumstances; making stylistic changes; and generally relating to testimony by a convicted perjurer.

BY repealing

Article – Courts and Judicial Proceedings
Section 9–104
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings
Section 10–905
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

Senate Bill 206 – The President (By Request – Department of Legislative Services)

AN ACT concerning

**Security Systems Technicians and Agencies – Fees and Repeal of Sunset
~~Extension~~ Provision and Program Evaluation**

FOR the purpose of altering the amount of the application fee for a license to engage in the business of providing security systems services; requiring a certain applicant to pay certain fees relating to a criminal history records check; altering the amount of a certain processing fee for a certain applicant for a certain license; ~~altering the amount of a certain license renewal fee and a certain processing fee for a certain applicant for renewal; altering the amount of a certain registration application fee; altering the amount of a certain processing fee for a certain applicant for a certain registration; altering the amount of a certain registration renewal fee and a certain registration renewal processing fee; continuing~~ making permanent the authority of the Secretary of State Police to license and regulate security systems agencies in the State and register security systems technicians and certain other individuals ~~in accordance with the Maryland Program Evaluation Act (Sunset Law) by extending to a certain date the termination provisions relating to the statutory and regulation authority of the Secretary; requiring that a preliminary evaluation of the program to license and regulate security systems technicians and agencies and the statutes and regulations that relate to the program be conducted in a certain year; repealing a certain termination provision; repealing a requirement that the Department of Legislative Services conduct a certain evaluation;~~ and generally relating to security systems technicians and agencies.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions
Section 18–303, ~~18–307, 18–3A–03, 18–3A–07, and 18–701~~

Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing

Article – Business Occupations and Professions
Section 18–701
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – State Government~~
~~Section 8–403(a)~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

Article – State Government
Section 8–403(b)(52)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY renumbering

Article – State Government
Section 8–403(b)(53) through (57), respectively
to be Section 8–403(b)(52) through (56), respectively
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

APPOINTMENTS

February 15, 2016

RESOLVED, THAT THE SPEAKER MAKES THE FOLLOWING JOINT STATUTORY COMMITTEE APPOINTMENT:

JOINT AUDIT COMMITTEE

Hon. C. William Frick, House Chair

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

LETTERS OF REASSIGNMENT

MEMORANDUM

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

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 968	JUD
HB 1477	JUD

Read and ordered journalized.

LINCOLN'S DAY ADDRESS

Delegate Steven J. Arentz
 Kent, Queen Anne's, Cecil and Caroline Counties

Good evening Ladies and Gentlemen. It is my pleasure to give the Lincoln Day speech in the General Assembly. Abraham Lincoln is one of the most highly regarded presidents in our history and today we celebrate him.

I have always admired our 16th president and his accomplishments – from his storied rise in politics, to his historic deeds as president in a time of great heartache for our young country.

Recently, I read the account of his death, The Killing of Lincoln, by Bill O'Reilly and was given more insight into the man that we all know as Honest Abe. He knew of the dangers he faced as president. He knew of the rumors of assassination and still continued to do the things he knew needed to be done despite the great risk that ultimately resulted in his death at the hands of a group that so feared him.

The celebration of this day would not be complete without the reciting of the Gettysburg Address delivered by Lincoln on November 19, 1863.

To preface, it is important to understand Lincoln's Gettysburg Address was never intended to be the headline. The keynote speaker of the day, State Representative Edward Everett, spoke for nearly two hours. Lincoln followed Everett and was just to speak briefly about the tragic loss of life at Gettysburg, over 8,000 Union and Confederate soldiers. However two minutes and 272 words later Lincoln transcended Everett. In that short time Lincoln not only paid tribute to those lives lost; he reaffirmed some of America's most sacred

principles. He truly was a master Orator. The irony of that day though is that Lincoln himself didn't even realize the magnitude of his words – believing that they would be forgotten in lieu of the sacrifices made on the Gettysburg battlefield. And while he was correct that the Gettysburg battlefield would never be forgotten, nor would the lives that were sacrificed by both the Union and the South, he misunderstood how his words would forever form one of the most memorable and important speeches of our great nation.

So here goes.

Four score and seven years ago our fathers brought forth on this continent, a new nation, conceived in Liberty, and dedicated to the proposition that all men are created equal.

Now we are engaged in a great civil war, testing whether that nation, or any nation so conceived and so dedicated, can long endure. We are met on a great battlefield of that war. We have come to dedicate a portion of that field, as a final resting place for those who here gave their lives that this nation might live. It is altogether fitting and proper that we should do this.

But, in a larger sense, we cannot dedicate — we cannot consecrate — we cannot hallow — this ground. The brave men, living and dead, who struggled here, have consecrated it, far above our poor power to add or detract. The world will little note, nor long remember what we say here, but it can never forget what they did here. It is for us the living, rather, to be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced.

It is rather for us to be here dedicated to the great task remaining before us — that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion — that we here highly resolve that these dead shall not have died in vain — that this nation, under God, shall have a new birth of freedom — and that government of the people, by the people, for the people, shall not perish from the earth.

Earlier that year on January 1, 1863 he penned his final draft of the Emancipation Proclamation.

With it, Abraham Lincoln was credited with freeing the slaves. He was the Great Emancipator. That he did so is amazing, but how he did it, is just as significant.

There is much we all can learn from his style and demeanor.

When you read about Lincoln what is mostly conveyed is his rather simple upbringing and his continued drive for success.

He was not a man that relied on others being less capable than him, but one that needed to be as good as he could be. He once said, "Whatever you are, be a good one."

But maybe better evidence of his drive for success can be found in Lincoln's little-known wrestling career. Historians have only found one recorded loss by Lincoln in 12 years. Isn't it funny how someone with such skill in the ring wrestled with some of the nation's most important issues?

I can only imagine being alive his time and surrounded by such a divisive decision that had to be made. I watch us in this body wrestle with whether it is ok to smoke pot in public or not, much less having to manage a country divided so deeply on a single issue.

I would like to hope that there is a Lincoln amongst us. A good leader who talks little, listens to people and can be guided by them without being threatened. His process was well orchestrated. He would listen; if it made sense he would let them proceed.

If he was uncomfortable with what was being suggested he would focus, direct, or point people to what he viewed as the proper path rather than ordering. He was a master at directing others by implying, hinting, or suggesting.

Even Lincoln's critics couldn't help but acknowledge and compliment his leadership style. Newspaperman Horace Greeley who was often at odds with the president and his administration, once wrote "He was not a born king of men but a child of the common people, who made himself a great persuader, therefore a leader, by dint of firm resolve, patient effort, and dogged perseverance." He slowly won his way to eminence and fame by doing the work that lay next to him – doing it with all his growing might – doing it as well as he could, and learning by his failure, when failure was encountered, how to do it better. He was open to all impressions and influences, and gladly profited by the teachings of events and circumstances, no matter how adverse or unwelcome.

There was probably no year of his life when he was not a wiser, cooler, and a better man than he had been the year preceding.

And while Greeley's words alone do Lincoln's leadership style justice, there are many other stories that help us understand how great Abraham Lincoln was.

Lincoln was a war-time president that knew you needed to understand what your people were going through to continually ask them to do their jobs. He spent much of his time among his troops. He was constantly informed with what was going on in the war. One story references General John C. Fremont. In relieving him of duty, Lincoln wrote to his successor General David Hunter, "General Fremont is losing the confidence of men near him, whose support any man in his position must have to be successful." Lincoln continued, "His cardinal mistake is that he isolates himself, and allows nobody to see him; and by which he does not know what is going on in the very matter he is dealing with."

Lincoln's letter not only alerted General Hunter as to why he relieved Fremont, it offered advice to Hunter on how Lincoln expected the job to be handled.

Lincoln could not sit by and let people bring the news to him, he would discover first-hand what was going on around him. Lincoln realized that people were a major source of

information and he intended to stay close to that information. His hands-on approach allowed for him to act swiftly and decisively, winning battles and saving lives. His open door policy as president constituted an exemplary model for effective leadership. People work harder, smarter, and are more loyal if they are involved.

Lincoln would visit his Secretary of War nearly every day and even spent nights at the telegraph office awaiting news of the war. He genuinely cared what people thought, continually seeking them out for their opinion.

He was good tempered always with a kind word or a good story. People liked him, he was approachable and sincere. He understood that “people like a compliment.”

Often during the war he would ride his horse along the lines to visit his Generals and troops, always with a kind word and frequently telling them of his vision for America. Lincoln truly believed in preaching and reaffirming his vision. This was important not only for him but for a country mired in turmoil and uncertainty.

However, Lincoln didn't just talk to people, he had an innate ability to actually understand them as well. He found space that he could work with and opened the door. Prior to being elected president, he met Edwin Stanton, his would be Secretary of War, while working on a legal case. Stanton insulted the then attorney by commenting “he looked like a giraffe.” Later after Lincoln was elected President, Stanton commented that, “the President had no token of any intelligent understanding”. Despite all of this, Lincoln still appointed him his Secretary of War. Stanton accepted. He enthusiastically and quickly proved Lincoln correct in his selection.

As time passed Stanton found that under a somewhat surly exterior existed an honest, devoted, and thoroughly capable administrator. Lincoln's trust in Stanton became a constant. After Lincoln's death Stanton muttered “Now he belongs to the Ages.” For more than 10 days after Lincoln's death Stanton went to Lincoln's son Robert's room to talk and spent the first few minutes weeping and not saying a word. He truly grew to love and respect his President.

Lincoln had a similar experience with his Secretary of State. William H. Seward. Prior to the inauguration Seward resigned. Lincoln, appealing to Seward's patriotic duty, convinced him to stay. He later found the President to be firm, dedicated, and resourceful with a distinct mind of his own.

Early on Seward had sent out memos outlining a policy towards the South. On two occasions he suggested the President start a war with England, first to unite the North and South and then after the British vessel Trent was captured with two Confederate commissioners on board.

Lincoln held firm, saying that, “If such policies were to be instituted, I must do it.” And followed the Trent example with a simple and firm statement of “One war at a time”.

Before I finish I would like to recite the words inscribed on the Lincoln Memorial. “In this temple, as in the hearts of the people for whom he saved the union, the memory of Abraham Lincoln is enshrined forever.” Those words could not be more fitting. It is truly a tragedy that a man of such leadership left our nation so soon. However, we can all take solace in the fact that his legacy still lives on over 150 years later. It must, if that government, OUR government of the people, by the people, and for the people will never perish from the earth. Thank you.

Delegate Szeliga moved the Delegate’s remarks be journalized.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 128 Members present.

(See Roll Call No. 68)

ADJOURNMENT

At 8:28 P.M. on motion of Delegate Kaiser the House adjourned until 10:15 A.M. on Tuesday, February 16, 2016.

Annapolis, Maryland
Tuesday, February 16, 2016

The House met at 10:22 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric Ebersole of Baltimore and Howard counties.

QUORUM CALL

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

(See Roll Call No. 69)

EXCUSES:

Del. Folden – left briefly – personal

Del. Hettleman – funeral

Del. McMillan – inclement weather

Del. Oaks – personal

The Journal of February 15, 2016 was read and approved.

THE COMMITTEE ON JUDICIARY REPORT #1

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

House Bill 76 – Chair, Judiciary Committee (By Request – Departmental – State Police)

AN ACT concerning

Department of State Police – Investigation Authority

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 77 – Chair, Judiciary Committee (By Request – Departmental – State Police)

AN ACT concerning

**Family Law – Missing Children – Reporting Requirements and Repeal of
Advisory Council**

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 78 – Chair, Judiciary Committee (By Request – Departmental – State
Police)**

AN ACT concerning

State Fire Marshal – Reporting Requirements – Repeal

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 121 – Delegates Carozza, Anderson, Anderton, Atterbeary, Cluster,
Otto, Reilly, Valentino–Smith, B. Wilson, and C. Wilson**

AN ACT concerning

**Criminal Law – False Statement Concerning Destructive Device or Toxic
Material – Venue**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 177 – Delegates Bromwell, Aumann, Brooks, Cluster, Folden,
Grammer, Hettleman, Hornberger, Lafferty, Luedtke, Metzgar, Miele,
Morgan, Morhaim, West, and C. Wilson**

AN ACT concerning

Criminal Law – Prohibition on Marking Flags – Repeal

Favorable report adopted.

Delegate O'Donnell moved to make the Bill a Special Order for February 17, 2016.

The motion was adopted.

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

House Bill 183 – Delegates Valentino–Smith, Atterbeary, Barron, Beidle, Bromwell, Clippinger, Dumais, Folden, Fraser–Hidalgo, Hill, Jackson, Krimm, Lisanti, Patterson, Rosenberg, Smith, Sophocleus, Vallario, and C. Wilson

AN ACT concerning

Criminal Law – Smoking Marijuana in Public and in Vehicles – Prohibition

HB0183/732210/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 183

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Valentino–Smith,” insert “B. Wilson,”; in the same line, strike “and C. Wilson” and substitute “C. Wilson, and Kittleman”; in line 2, strike “Criminal Law” and substitute “Vehicle Laws”; in the same line, strike “Public and in”; strike beginning with “prohibiting” in line 3 down through “exception;” in line 4; in line 7, strike “defining certain terms;”; and strike lines 9 through 18 in their entirety.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 1 on page 2 through line 8 on page 3, inclusive.

The preceding 2 amendments were read only.

Delegate Kipke moved to make the Bill and Amendments a Special Order for February 17, 2016.

The motion was adopted.

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

House Bill 191 – Delegate Dumais

AN ACT concerning

Child Support – Adjusted Actual Income – Multifamily Adjustment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 192 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Juvenile Causes – Permanency Plans – Age Restrictions on Use of Another Planned Permanent Living Arrangement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary recommended the following Bill be re-referred to the Committee on Judiciary and the Committee on Ways and Means:

House Bill 448 – Delegates Sydnor, D. Barnes, Barron, Bromwell, Brooks, Dumais, Ebersole, Fennell, Hill, Jackson, Jones, Knotts, Luedtke, Moon, Morales, Patterson, Pena-Melnyk, Platt, Reznik, B. Robinson, Sample-Hughes, Sanchez, Smith, Stein, Tarlau, C. Wilson, and P. Young

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Circuit Court Judges – Selection, Qualifications, and Term of Office

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

QUORUM CALL

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

(See Roll Call No. 70)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #4**House Bill 70 – Delegate Luedtke**

AN ACT concerning

Business Regulation – Billiard Table License – Repeal

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

Affirmative – 136 Negative – 0 (See Roll Call No. 71)

The Bill was then sent to the Senate.

House Bill 140 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

**Security Systems Technicians and Agencies – ~~Fees and~~ Sunset Extension and
Program Evaluation**

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

Affirmative – 133 Negative – 2 (See Roll Call No. 72)

The Bill was then sent to the Senate.

**House Bill 249 – Delegates Smith, Bromwell, Cluster, Folden, Hixson, Holmes,
Jackson, Kipke, Knotts, Luedtke, Metzgar, Rey, Sanchez, Vogt,
Waldstreicher, C. Wilson, and P. Young**

AN ACT concerning

**Members of the National Guard ~~and Maryland Defense Force~~ – Employment and
Reemployment Rights – Enforcement**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 73)

The Bill was then sent to the Senate.

House Bill 306 – Delegates Smith, Barron, Cluster, Folden, Hixson, Holmes, Jackson, Kipke, Luedtke, Metzgar, Vogt, Waldstreicher, B. Wilson, ~~and P. Young~~ P. Young, Adams, Arentz, Aumann, Barkley, Branch, Brooks, Carey, Clippinger, Davis, Frick, Glenn, Impallaria, Kramer, Lisanti, Mautz, Valderrama, Vaughn, and C. Wilson

AN ACT concerning

Labor and Employment – Hiring and Promotion Preferences – Veterans and Their Spouses

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

Affirmative – 134 Negative – 1 (See Roll Call No. 74)

The Bill was then sent to the Senate.

House Bill 354 – Delegate Kramer

AN ACT concerning

Corporations and Real Estate Investment Trusts – Directors and Trustees – Duties and Immunity From Liability

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

Affirmative – 136 Negative – 0 (See Roll Call No. 75)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #5

House Bill 290 – Delegates McCray, Barve, Brooks, Carter, Chang, Clippinger, Conaway, Frick, Glenn, Hayes, Haynes, Hill, Jalisi, Lierman, Lisanti, Luedtke, McIntosh, Moon, Morales, Oaks, Patterson, Platt, B. Robinson, Rosenberg, Sample-Hughes, Sydnor, Tarlau, Valderrama, Waldstreicher, M. Washington, West, and K. Young

AN ACT concerning

Labor and Employment – Apprenticeship Career Training in Our Neighborhoods (ACTION) Program – Establishment

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

Affirmative – 106 Negative – 31 (See Roll Call No. 76)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 77)

ADJOURNMENT

At 11:02 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Wednesday, February 17, 2016.

Annapolis, Maryland
Wednesday, February 17, 2016

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

Prayer by Delegate Cheryl Glenn of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 78)

EXCUSES:

Del. Carter – personal

Del. Cassilly – funeral

Del. Folden – funeral

Del. Impallaria – funeral

Del. Lisanti – funeral

Del. Reilly – funeral

Del. Szeliga – funeral

The Journal of February 16, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1511 – Delegates Ghrist, Adams, Arentz, and Jacobs

AN ACT concerning

Caroline County – Deer Management Permit – Firearms

FOR the purpose of authorizing an individual who holds a Deer Management Permit in Caroline County to use certain firearms to hunt deer throughout the year under certain circumstances; authorizing the Department of Natural Resources to authorize an individual to hunt deer on Sundays in Caroline County under certain circumstances; and generally relating to hunting deer under a Deer Management Permit in Caroline County.

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 10–415(d)(1) and (3)

Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–415(d)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1512 – Delegates Kramer, Cullison, and Morales

AN ACT concerning

Creation of a State Debt – Montgomery County – Jewish Foundation for Group Homes

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Jewish Foundation for Group Homes, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1513 – Delegate Kramer

AN ACT concerning

Corporations – Formation of a Holding Company by Merger

FOR the purpose of establishing a process for the formation of a certain holding company through the merger of a Maryland parent corporation with or into a certain wholly owned subsidiary of the Maryland parent corporation; providing that a vote of the stockholders of the parent corporation is not necessary to authorize the merger under certain circumstances, unless the charter of the parent corporation expressly provides otherwise; requiring that the merger be approved by a majority of the entire board of directors of the parent corporation; establishing the conditions under which the merger may be effectuated; establishing the effects of the merger; authorizing a merger of a parent real estate investment trust into a certain subsidiary real estate investment trust to be approved in a certain manner, under certain circumstances; defining a certain term; and generally relating to the establishment of a process for forming a holding company through a merger.

BY adding to

Article – Corporations and Associations
Section 3–106.2
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Corporations and Associations
Section 8–501.1(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1514 – Delegates Tarlau, Fennell, and Sanchez

AN ACT concerning

Creation of a State Debt – Prince George’s County – Joe’s Movement Emporium

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

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

House Bill 1515 – Delegate Anderson

AN ACT concerning

Criminal Procedure – Office of the Public Defender – Indigency Determinations

FOR the purpose of providing that an individual who is determined by a District Court commissioner to be qualified for a certain court–appointed attorney at a certain time is eligible for the services of the Office of the Public Defender, subject to a certain provision of law; 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 2015 Supplement)

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

House Bill 1516 – Delegate Anderson

AN ACT concerning

Criminal Procedure – Pretrial Release – Presentment

FOR the purpose of authorizing a certain defendant who is denied pretrial release by a District Court commissioner or who remains in custody under certain circumstances to waive a certain presentment before a District Court judge; requiring a certain presentment to be immediate under certain circumstances; and generally relating to pretrial release.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 5–215
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1517 – Delegates Gaines, Healey, and A. Washington

AN ACT concerning

Creation of a State Debt – Prince George’s County – Maryland Multicultural Youth Centers

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

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

House Bill 1518 – Delegate Beidle

AN ACT concerning

Mopeds and Motor Scooters – Failure to Carry Required Security – Penalty

FOR the purpose of altering the maximum penalty for failure to carry evidence of the required security while operating a moped or motor scooter.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 17–104.1
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1519 – Delegate S. Robinson

AN ACT concerning

Natural Resources – Cownose Rays – Use of Projectile Gear Prohibited

FOR the purpose of prohibiting a person from using projectile gear to catch cownose rays during a certain period of time; and generally relating to cownose rays.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–710
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1520 – Delegate Miele

AN ACT concerning

Landlord and Tenant – Notice Prior to Entry

FOR the purpose of prohibiting a landlord from entering the premises of a residential rental dwelling unit unless the landlord has given the tenant certain advance notice or immediate entry is required to address an emergency situation; and generally relating to landlords and tenants.

BY adding to
Article – Real Property
Section 8–119
Annotated Code of Maryland
(2015 Replacement Volume)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 97 – Chair, Finance Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Public Health – Opioid-Associated Disease Prevention and Outreach Programs

FOR the purpose of repealing the Prince George's County AIDS Prevention Sterile Needle and Syringe Exchange Program; authorizing the establishment of Opioid-Associated Disease Prevention and Outreach Programs by certain entities; authorizing a county to cooperate with another county to establish a Program; requiring a local health department or a certain community-based organization to apply to the Department of Health and Mental Hygiene and a local health officer for authorization to operate a Program; authorizing a local health department or a certain community-based organization to apply at any time for authorization to operate a Program; requiring the Department and a local health officer to jointly issue a certain determination; requiring the Department and a local health officer to approve or deny an application for authorization to operate a Program within a certain time period and to provide a certain explanation; authorizing a local health department or a certain community-based organization to appeal a certain decision to the Deputy Secretary for Public Health Services; requiring the Deputy Secretary to grant or deny a certain appeal within a certain time period and to provide a written explanation of a certain decision; requiring a Program to provide for the exchange by participants of ~~used~~ hypodermic needles and syringes; requiring a Program to operate in accordance with procedures approved by certain local health officers and the Department of Health and Mental Hygiene, on the recommendation of a certain committee; requiring a Program to be designed and maintained to provide security of ~~exchange~~ Program locations and equipment, in accordance with certain regulations; requiring a Program to be operated to allow participants to ~~exchange used~~ obtain and retain hypodermic needles at any ~~exchange~~ Program location; requiring a Program to include appropriate levels of staff expertise and training; requiring a Program to provide for the dissemination of other preventive means of curtailing the spread of certain diseases; requiring a Program to provide linkage to ~~drug counseling and treatment~~ certain additional services; requiring a Program to educate ~~individuals who inject drugs~~ participants on the dangers of contracting certain diseases ~~through needle sharing practices and unsafe sexual behaviors~~; requiring a Program to provide overdose prevention education and access to naloxone or a certain referral; requiring a Program to establish procedures for identifying Program participants that are consistent with certain confidentiality provisions; requiring a Program to develop a plan for data collection and Program evaluation in accordance with certain regulations; authorizing a Program to provide certain additional services; requiring a Program to develop certain operating

procedures, a certain outreach plan, and a certain protocol with the ~~advice~~ technical assistance of a certain committee; requiring a Program, ~~on the recommendation by~~ after receiving technical assistance from a certain committee, to submit certain operating procedures, a certain outreach plan, and a certain protocol to ~~certain~~ local health officers and the Department of ~~Health and Mental Hygiene~~ for approval ~~or disapproval~~; establishing a certain committee; requiring a certain committee to provide certain ~~advice~~ technical assistance and recommendations; requiring the Department of ~~Health and Mental Hygiene~~ to adopt certain regulations and ensure the provision of certain technical assistance; requiring that a Program participant be issued a certain identification card; requiring a Program to collect and report, at certain intervals, certain data to the Department; providing that certain information about a Program participant is confidential; providing that a Program staff member, Program volunteer, or Program participant may not be ~~found guilty of violating certain laws~~ arrested, charged, or prosecuted for certain violations under certain circumstances; providing for the application of this Act; defining certain terms; and generally relating to Opioid-Associated Disease Prevention and Outreach Programs.

BY repealing

Article – Health – General

Section 24-901 through 24-909 and the subtitle “Subtitle 9. Prince George’s County
AIDS Prevention Sterile Needle and Syringe Exchange Program”

Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Health – General

Section 24-901 through ~~24-908~~ 24-909 to be under the new subtitle “Subtitle 9.
Opioid-Associated Disease Prevention and Outreach Programs”

Annotated Code of Maryland
(2015 Replacement Volume)

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

Senate Bill 240 – Senator Kelley

AN ACT concerning

**Maryland Insurance Commissioner – Responsibility for Holding Hearings
– Delegation**

FOR the purpose of altering the authority of the Maryland Insurance Commissioner to delegate to certain persons the responsibility for holding a hearing under certain provisions of law; and generally relating to the authority of the Maryland Insurance Commissioner to hold hearings.

BY repealing and reenacting, with amendments,
Article – Insurance

Section 2-210
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #3

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

House Bill 105 – Delegate Clippinger

AN ACT concerning

**Local Government – Clean Energy Loan Programs – Commercial Property
Owners – Renewable Energy Projects**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 131 – Delegates Waldstreicher, Moon, Kramer, and C. Wilson

AN ACT concerning

**Commercial Law – Nondisparagement Clauses in Consumer Contracts
– Prohibition**

HB0131/153193/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 131
(First Reading File Bill)

On page 2, in line 19, strike “**THAT**” and substitute “:

(1) THAT”;

and in line 20, after “**REMOVE**” insert “**;OR**

(2) FROM BRINGING AN ACTION ALLEGING THAT A STATEMENT MADE BY A CONSUMER IS DEFAMATORY".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0131/403093/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 131, AS AMENDED

In the Economic Matters Committee Amendment (HB0131/153193/1), in line 3, strike "**OR**"; and in line 4, after "**(2)**" insert "**FROM INCLUDING IN A CONTRACT OR A PROPOSED CONTRACT FOR THE SALE OR LEASE OF CONSUMER GOODS OR SERVICES A PROVISION PROHIBITING A CONSUMER FROM DISCLOSING PROPRIETARY INFORMATION, TECHNIQUES, OR PROCESSES; OR**

(3)".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 305 – Delegates Smith, Barkley, Barve, Brooks, Carr, Clippinger, Davis, Frick, Glenn, Kelly, Korman, Kramer, Lisanti, Luedtke, McCray, A. Miller, Moon, Platt, S. Robinson, Valderrama, Waldstreicher, A. Washington, and C. Wilson

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 342 – Delegates Carey and Davis

AN ACT concerning

Motor Fuel Suppliers and Retail Service Station Dealers – Promotion – Sales

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 395 – Delegates Lafferty, Brooks, Carey, and Glenn

AN ACT concerning

Joint Insurance Association – Insurers – 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:

House Bill 439 – Delegates Kramer and Fraser–Hidalgo

AN ACT concerning

Commercial Law – Consumer Protection – Door-to-Door Sales

HB0439/173891/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 439

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “clarifying when” and substitute “altering the circumstances under which”; in line 9, after “altering” insert “, under certain circumstances,”; in line 10, after “that” insert “, under certain circumstances,”; in line 13, after “contract;” insert “altering a certain definition; defining a certain term;”; and after line 20, insert:

“BY adding to

Article – Commercial Law

Section 14–302.1

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 28, strike the brackets; in the same line, strike “5”; in line 29, after “days” insert “**FOR A CONTRACT OTHER THAN A HOME IMPROVEMENT CONTRACT**”; and in line 29, after “OR” insert “**, FOR A HOME IMPROVEMENT CONTRACT, 5 BUSINESS DAYS OR**”.

On page 3, after line 7, insert:

“(E) “HOME IMPROVEMENT CONTRACT” HAS THE MEANING STATED IN § 8–101 OF THE BUSINESS REGULATION ARTICLE.”;

in lines 8, 11, 13, 15, and 16, strike “(e)”, “(f)”, “(g)”, “(h)”, and “(i)”, respectively, and substitute “**(F)**”, “**(G)**”, “**(H)**”, “**(I)**”, and “**(J)**”, respectively; in line 31, strike the brackets; in the same line, strike “FIFTH”; and strike beginning with the comma in line 31 down through “OLD” in line 32.

On page 4, in line 3, strike “SEPARATE”; in lines 3 and 4, strike “THAT IS NOT A PART OF THE CONTRACT,”; in line 13, strike the brackets; in line 14, strike “5”; and strike beginning with “, OR” in line 14 down through “OLD” in line 15.

On page 5, in line 7, strike the brackets; in lines 7 and 8, strike “: (I) INFORM”; and strike in their entirety lines 11 through 24, inclusive.

AMENDMENT NO. 3

On page 6, after line 26, insert:

“14–302.1.

NOTWITHSTANDING § 14–302 OF THIS SUBTITLE, FOR A HOME IMPROVEMENT CONTRACT:

(1) THE STATEMENT REQUIRED UNDER § 14-302(1)(II) OF THIS SUBTITLE SHALL ALLOW THE BUYER TO CANCEL A TRANSACTION PRIOR TO MIDNIGHT OF THE FIFTH BUSINESS DAY AFTER THE DATE OF THE TRANSACTION, OR MIDNIGHT OF THE 10TH BUSINESS DAY AFTER THE DATE OF THE TRANSACTION IF THE BUYER IS AT LEAST 65 YEARS OLD;

(2) THE “NOTICE OF CANCELLATION” TO BE FURNISHED TO THE BUYER UNDER § 14-302(2) OF THIS SUBTITLE SHALL:

(I) BE ON A SEPARATE FORM THAT IS NOT A PART OF THE HOME IMPROVEMENT CONTRACT; AND

(II) ALLOW THE BUYER TO CANCEL A TRANSACTION PRIOR TO MIDNIGHT OF THE FIFTH BUSINESS DAY AFTER THE DATE OF THE TRANSACTION, OR MIDNIGHT OF THE 10TH BUSINESS DAY AFTER THE DATE OF THE TRANSACTION IF THE BUYER IS AT LEAST 65 YEARS OLD;

(3) THE DATE BY WHICH THE BUYER MAY GIVE NOTICE OF CANCELLATION THAT MUST BE ENTERED BY THE SELLER ON THE “NOTICE OF CANCELLATION” UNDER § 14-302(3) OF THIS SUBTITLE MAY NOT BE EARLIER THAN THE FIFTH BUSINESS DAY FOLLOWING THE DATE OF THE TRANSACTION, OR THE 10TH BUSINESS DAY FOLLOWING THE DATE OF THE TRANSACTION IF THE BUYER IS AT LEAST 65 YEARS OLD; AND

(4) IT IS AN UNFAIR OR DECEPTIVE TRADE PRACTICE WITHIN THE MEANING OF TITLE 13 OF THIS ARTICLE FOR A SELLER TO FAIL TO:

(I) OBTAIN THE SIGNATURE OF THE BUYER ON THE FOLLOWING WRITTEN ACKNOWLEDGMENT OF THE BUYER’S RIGHT TO CANCEL:

“I, [INSERT NAME], HAVE BEEN PROVIDED ORAL NOTICE THAT I HAVE THE RIGHT TO CANCEL THIS TRANSACTION, WITHOUT ANY PENALTY OR OBLIGATION, WITHIN 5 BUSINESS DAYS FROM THE DATE OF THE TRANSACTION SPECIFIED ON THE “NOTICE OF CANCELLATION”, OR, IF I AM AT LEAST 65 YEARS OLD, WITHIN 10 BUSINESS DAYS FROM THE DATE OF THE TRANSACTION SPECIFIED ON THE “NOTICE OF CANCELLATION”.

CHECK IF BUYER IS AT LEAST 65 YEARS OLD

(BUYER'S SIGNATURE)

(DATE)"; OR

(II) FURNISH TO THE BUYER A COPY OF THE WRITTEN ACKNOWLEDGMENT OF THE BUYER'S RIGHT TO CANCEL WITH THE COMPLETED RECEIPT OR COPY OF THE HOME IMPROVEMENT CONTRACT."

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 440 – Delegates Kramer and Fraser–Hidalgo

AN ACT concerning

**Electric Companies – Installation of Solar Electric Generating Facility –
Completion of Interconnection**

HB0440/663390/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 440

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “company” insert “, subject to a certain provision.”; in line 7, after “process;” insert “requiring an electric company to complete certain interconnection requirements for a certain percentage of installation processes completed during a certain time in the electric company’s service territory.”; in line 9, after “facility” insert “and certain required system upgrades.”; and in line 10, after “documentation;” insert “defining a certain term.”

AMENDMENT NO. 2

On page 2, in line 23, after “FACILITY” insert “AND ANY REQUIRED ELECTRIC DISTRIBUTION SYSTEM UPGRADES”; in line 27, strike “AN” and substitute “(I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, AN”; in the same line, strike “COMPLETE INTERCONNECTION OF” and substitute “ISSUE ACCEPTANCE AND FINAL APPROVAL TO OPERATE”; in line 28, strike “WITH” and substitute “ON”; strike beginning with “BY” in line 29 down through “OPERATE” in line 30; strike beginning with “RECEIVING” in line 30 down through “PROCESS” in line 31 and substitute “THE COMPLETION OF THE INSTALLATION PROCESS AND RECEIPT OF THE PAPERWORK AND DOCUMENTATION SET FORTH IN PARAGRAPH (1)(III) OF THIS SUBSECTION”; and after line 31, insert:

“(II) AN ELECTRIC COMPANY SHALL COMPLETE THE INTERCONNECTION REQUIREMENTS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH FOR AT LEAST 90% OF INSTALLATION PROCESSES COMPLETED DURING THE YEAR IN THE ELECTRIC COMPANY’S SERVICE TERRITORY.”

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
#1**

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

House Bill 11 – Delegate Hill

AN ACT concerning

Health Insurance – In Vitro Fertilization – Use of Spouse’s Sperm – Exception

HB0011/676081/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 11
(First Reading File Bill)

On page 2, in line 33, after “DELIVER” insert “FUNCTIONAL”.

On page 3, in line 1, after “DELIVER” insert “FUNCTIONAL”.

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 22 – Delegate Krimm

AN ACT concerning

**Interagency Disabilities Board – Membership and Duties – Community
Inclusion Training Oversight**

HB0022/116483/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 22

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Interagency Disabilities Board” and substitute “Ethan Saylor Alliance for Self-Advocates as Educators”; in line 4, strike “Interagency Disabilities Board” and substitute “Steering Committee of the Ethan Saylor Alliance for Self-Advocates as Educators”; in line 5, strike “Board” and substitute “Steering Committee”; in the same line, after “review” insert “, or request that the Alliance review,”; in line 9, strike “Interagency Disabilities Board” and substitute “Ethan Saylor Alliance for Self-Advocates as Educators”; after line 9, insert:

“BY repealing and reenacting, without amendments,

Article – Human Services

Section 7-502(a)

Annotated Code of Maryland

(2007 Volume and 2015 Supplement)”;

and in line 12, strike “7-128 and 7-131” and substitute “7-503”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 18 on page 1 through line 8 on page 3, inclusive.

On page 3, after line 8, insert:

“7-502.

(a) There is an Ethan Saylor Alliance for Self-Advocates as Educators in the Department.

7-503.

(a) There is a Steering Committee for the Alliance.

(b) The Steering Committee shall include the following members:

(1) the Secretary, or the Secretary’s designee;

(2) the Superintendent of the State Police, or the Superintendent’s designee;

(3) the Executive Director of the Police and Correctional Training Commissions, or the Executive Director’s designee;

(4) the Deputy Secretary for Developmental Disabilities in the Department of Health and Mental Hygiene, or the Deputy Secretary’s designee; and

(5) the following individuals, appointed by the Secretary:

(i) [a representative of People on the Go Maryland;

(ii)] a representative of the Maryland Developmental Disabilities Council;

[(iii)] (II) two representatives of community-based organizations that support people with intellectual disabilities and developmental disabilities;

[(iv)] (III) four members of the public with knowledge of intellectual disabilities and developmental disabilities, including at least two self-advocates and a family member of an individual with an intellectual disability or developmental disability;
AND

[(v) a representative of the Maryland Association of Boards of Education; and

(vi)] (IV) other members deemed necessary to carry out the work of the Steering Committee.

(c) A member appointed by the Secretary:

(1) serves for a term of 3 years and until a successor is appointed and qualifies; and

(2) may be reappointed.

(d) A member of the Steering Committee:

(1) may not receive compensation as a member of the Steering Committee;
but

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

(e) The Steering Committee shall:

(1) develop parameters for the Alliance, including expected outcomes for and evaluation of the Alliance;

(2) select entities to operate the Alliance through a competitive process;

(3) provide general oversight of the Alliance;

(4) approve the budget for the Alliance;

(5) review the Alliance's activities and outcomes; [and]

(6) develop recommendations for sustainability and expansion of the Alliance, including:

(i) costs of sustaining and expanding the Alliance;

(ii) potential sources of funding for the Alliance; and

(iii) compensation and supports for self-advocate [educators.]

EDUCATORS; AND".

On page 3, in line 9, strike "**(6)**" and substitute "**(7)**"; and in the same line, after "REVIEW" insert "**, OR REQUEST THAT THE ALLIANCE REVIEW,**".

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 117 – Delegate Barron

AN ACT concerning

State Board of Pharmacy – Licensure Requirements for Pharmacists – Proof of Proficiency in English

HB0117/116886/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 117

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Delegate Barron" and substitute "Delegates Barron, Angel, Hammen, Hill, Kelly, McMillan, Oaks, Pena–Melnik, K. Young, and West".

AMENDMENT NO. 2

On page 2, strike beginning with “UNDERGRADUATE” in line 12 down through “ENGLISH-SPEAKING” in line 13.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 119 – Delegate Reznik

AN ACT concerning

State Board of Physicians – Licensing Exemption – Physicians With Traveling Athletic and Sports Teams

HB0119/606382/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 119

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Reznik” and substitute “Delegates Reznik, Hammen, Angel, Barron, Bromwell, Cullison, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 186 – Chair, Health and Government Operations Committee (By Request – Departmental – Veterans Affairs)

AN ACT concerning

**Department of Veterans Affairs – Charlotte Hall Veterans Home Fund –
Establishment**

HB0186/956684/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 186

(First Reading File Bill)

On page 1, in the sponsor line, after “Affairs)” insert “and Delegates Hammen, Angel, Barron, Bromwell, Cullison, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

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

House Bill 177 – Delegates Bromwell, Aumann, Brooks, Cluster, Folden, Grammer, Hettleman, Hornberger, Lafferty, Luedtke, Metzgar, Miele, Morgan, Morhaim, West, and C. Wilson

AN ACT concerning

Criminal Law – Prohibition on Marking Flags – Repeal

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

Read the second time and ordered prepared for Third Reading.

House Bill 183 – Delegates Valentino–Smith, Atterbeary, Barron, Beidle, Bromwell, Clippinger, Dumais, Folden, Fraser–Hidalgo, Hill, Jackson, Krimm, Lisanti, Patterson, Rosenberg, Smith, Sophocleus, Vallario, and C. Wilson

AN ACT concerning

Criminal Law – Smoking Marijuana in Public and in Vehicles – Prohibition

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

HB0183/732210/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 183

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Valentino–Smith,” insert “B. Wilson,”; in the same line, strike “and C. Wilson” and substitute “C. Wilson, and Kittleman”; in line 2, strike “Criminal Law” and substitute “Vehicle Laws”; in the same line, strike “Public and in”; strike beginning with “prohibiting” in line 3 down through “exception;” in line 4; in line 7, strike “defining certain terms;”; and strike lines 9 through 18 in their entirety.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 1 on page 2 through line 8 on page 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0183/753421/1

BY: Delegate Carozza

AMENDMENTS TO HOUSE BILL 183, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

Strike the House Judiciary Committee Amendments (HB0183/732210/1) in their entirety.

AMENDMENT NO. 2

On page 1 of the bill, in the sponsor line, after “Valentino–Smith,” insert “B. Wilson,”; and in the same line, strike “and C. Wilson” and substitute “C. Wilson, and Kittleman”.

The preceding 2 amendments were read only.

Delegate Oaks moved the previous question.

The motion was adopted by a roll call vote as follows:

Affirmative – 89 Negative – 44 (See Roll Call No. 79)

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 54 Negative – 78 (See Roll Call No. 80)

Read the second time and ordered prepared for Third Reading.

LETTERS OF REASSIGNMENT

MEMORANDUM

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

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 1236	ENV and JUD

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 81)

ADJOURNMENT

At 11:14 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, February 18, 2016.

Annapolis, Maryland
Thursday, February 18, 2016

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

Prayer by Delegate Brooke Lierman of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 82)

EXCUSES:

Del. Impallaria – funeral

The Journal of February 17, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1521 – Delegate Anderton

AN ACT concerning

Wicomico County – Alcoholic Beverages – Youth and Civic Center License

FOR the purpose of establishing in Wicomico County a Class B Youth and Civic Center license; authorizing the Board of License Commissioners to issue the license to a designee of the County Executive of Wicomico County for use by a certain youth and civic center; during the term of the license, requiring a certain youth and civic center to maintain a kitchen, dining space, and meeting space; authorizing a holder of the license to sell beer, wine, and liquor for on–premises consumption to individuals attending a youth and civic center event; specifying the hours that the license privilege may be exercised; authorizing the license holder to authorize a vendor to sell alcoholic beverages for on–premises consumption under a certain license; authorizing the license holder to contract to receive a proportion of the revenue derived from a vendor’s sale of alcoholic beverages; specifying an annual license fee; and generally relating to alcoholic beverages in Wicomico County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 32–102

Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 32–1005

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1522 – Delegates McComas, Glass, Krebs, McKay, and Rose

AN ACT concerning

Public Safety – Handgun Permits – Expiration

FOR the purpose of authorizing the Secretary of State Police to establish an alternative expiration date for a permit to carry, wear, or transport a handgun that coincides with the expiration of a certain license, registration, certification, or commission that the holder has been issued; and generally relating to handgun permits.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–309

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1523 – Delegates Beidle, Chang, and Sophocleus

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Kuethe Historical and
Genealogical Research Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$12,000, the proceeds to be used as a grant to the Board of Directors of the Ann Arrundell County Historical Society, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1524 – Delegates Arentz and Angel

AN ACT concerning

Primary and Secondary Education – Computer Health and Safety Guidelines and Procedures

FOR the purpose of requiring the State Department of Education, in consultation with the Department of Health and Mental Hygiene, to support and facilitate education in computer health and safety guidelines and procedures, develop a process to monitor certain implementation of certain education, and submit a certain summary to the Governor and the General Assembly on or before a certain date; requiring the State Board of Education to encourage certain county boards of education to incorporate certain lessons into certain curricula; and generally relating to education in computer health and safety guidelines and procedures in the State.

BY adding to

Article – Education

Section 4–111.3

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–411.1

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1525 – Carroll County Delegation

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 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–936
Annotated Code of Maryland
(2010 Replacement Volume and 2015 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 2015 Supplement)
(As enacted by Section 1 of this Act)

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

House Bill 1526 – Delegates Branch, Glenn, and McCray

AN ACT concerning

Creation of a State Debt – Baltimore City – International Black Fire Fighters Museum

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

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

House Bill 1527 – Delegate O'Donnell

EMERGENCY BILL

AN ACT concerning

Environment – Water Appropriation Permit – Aquaculture Exemption

FOR the purpose of creating an exemption from the requirement to obtain a water appropriation permit under certain circumstances for certain use of tidal waters for oyster aquaculture purposes; making this Act an emergency measure; and generally relating to an exemption for aquaculture purposes from the requirement to obtain a water appropriation permit.

BY repealing and reenacting, without amendments,
Article – Environment
Section 5–502(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 5–502(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1528 – Delegate Knotts

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Camp Springs Elks Lodge
No. 2332**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$20,000, the proceeds to be used as a grant to the Board of Directors of the Camp Springs Lodge No. 2332, Benevolent and Protective Order of Elks of the United States of America, Incorporated for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1529 – Delegate Holmes

AN ACT concerning

Real Property – Redeemable Ground Rents – Required Redemption

FOR the purpose of requiring a redeemable ground rent to be redeemed on the occurrence of certain events; requiring a certain default to be cured before a ground rent is redeemed under certain circumstances; requiring a certain person to request a redemption statement from the ground lease holder if the ground lease is registered with the State Department of Assessments and Taxation; requiring the ground lease holder to send a redemption statement containing certain information within a certain time after receiving a request; providing that a redemption statement shall be void under certain circumstances; requiring a ground lease to be redeemed in accordance with certain provisions of law if the ground lease is not registered with the State Department of Assessments and Taxation; requiring the Commissioner of Financial Regulation to develop a certain outreach program; requiring the Department of Housing and Community Development and the State Department of Assessments and Taxation to coordinate a certain public awareness campaign; providing for the application of this Act; and generally relating to redeemable ground rents.

BY renumbering

Article – Real Property
Section 8–804(c) through (f), respectively
to be Section 8–804(d) through (g), respectively
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Real Property
Section 8–804(a)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Real Property
Section 8–804(b)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Real Property
Section 8–804(c)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1530 – Delegate Arentz

AN ACT concerning

Athletic Trainers – Evaluation and Treatment Protocols – Approval

FOR the purpose of altering a certain provision of law to require the Athletic Trainer Advisory Committee to recommend to the State Board of Physicians approval, modification, or disapproval of individual evaluation and treatment protocols; authorizing, under certain circumstances, an athletic trainer to assume duties under an evaluation and treatment protocol after receiving a certain recommendation from the Committee; authorizing the Board to disapprove, under certain circumstances, an evaluation and treatment protocol and specialized tasks included in an evaluation and treatment protocol; requiring the Board, under certain circumstances, to send certain notice to a primary supervising physician and an athletic trainer; requiring an athletic trainer who receives notice of a certain disapproval to cease practicing under a certain evaluation and treatment protocol or performing a certain specialized task; providing that a member of the Board is not civilly liable for certain actions and omissions; making a conforming change; and generally relating to the regulation of athletic trainers.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 14–5D–06 and 14–5D–11
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Health Occupations
Section 14–5D–11.3
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1531 – Delegate Simonaire

AN ACT concerning

**Complimentary Hunting and Fishing Licenses – Former Prisoners of War,
Recipients of the Purple Heart Award, and Disabled Veterans**

FOR the purpose of authorizing the Department of Natural Resources to issue certain complimentary hunting and fishing licenses to a Maryland resident who certifies that the resident is a recipient of the Purple Heart award; authorizing the Department to issue certain complimentary hunting and fishing licenses to an out-of-state person who certifies that the person is a former prisoner of war, a recipient of the Purple Heart award, or a 100% service connected disabled American veteran if the person's state of residence extends similar privileges to former

prisoners of war, recipients of the Purple Heart award, or 100% service connected disabled American veterans of this State; repealing a certain limit on the number of complimentary angler's licenses for each state other than Maryland that may be outstanding at any time; making a certain complimentary hunting license subject to certain provisions of law; making conforming changes; and generally relating to complimentary hunting and fishing licenses.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–607, 4–614(a)(2), 4–745(e), and 10–303(a)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1532 – Delegate Hettleman

AN ACT concerning

Maryland Technology Development Corporation – Maryland Innovation Initiative – Financing Authority

FOR the purpose of authorizing the Maryland Innovation Initiative in the Maryland Technology Development Corporation to provide certain financing to certain universities or certain entities to promote the commercialization of certain intellectual property, assess certain issues, and pay certain costs; expanding the authority of the Corporation to use money in the Maryland Innovation Initiative Fund to provide certain financing; and generally relating to the financing authority of the Maryland Innovation Initiative.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 10–457(a)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–457(e) and 10–458
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS**Senate Bill 90 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

Unemployment Insurance – Recovery of Benefits and Penalties for Fraud

FOR the purpose of altering the means by which the Secretary of Labor, Licensing, and Regulation is authorized to recover overpayments of benefits, monetary penalties, and interest; authorizing, under certain circumstances, the Secretary to adjust, compromise, or settle certain interest due; providing that a person who violates a certain provision of law is disqualified from receiving benefits for certain periods of time under certain circumstances; making a clarifying change; providing for the application of this Act; providing that only fraud determinations made on or after a certain date may count as a violation for certain purposes; making a certain conforming change; defining a certain term; and generally relating to the recovery of benefits and penalties for fraud under the Maryland Unemployment Insurance Law.

BY renumbering

Article – Labor and Employment
Section 8–101(t) through (aa), respectively
to be Section 8–101(u) through (bb), respectively
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment
Section 8–101(a) and 8–1301
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Labor and Employment
Section 8–101(t)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Labor and Employment
Section ~~8–201.1~~, 8–809, and 8–1305
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Labor and Employment~~

~~Section 8-1301
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)~~

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

Senate Bill 277 – Senators Middleton and Mathias

AN ACT concerning

Motor Fuel Suppliers and Retail Service Station Dealers – Promotion – Sales

FOR the purpose of authorizing a certain supplier of motor fuel to a retail service station to sponsor, promote, advertise, or otherwise perform or participate in games of chance at the retail service station if the retail service station agrees to participate; prohibiting a supplier of motor fuel authorized to conduct a game of chance from requiring a retail service station dealer to participate in the game of chance; repealing the prohibition on a supplier of motor fuel requiring a retail service station dealer to pay certain costs related to a game of chance; and generally relating to participation in games of chance by motor fuel suppliers and retail service station dealers.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 10-502
Annotated Code of Maryland
(2015 Replacement Volume and 2015 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. 83)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #6

House Bill 76 – Chair, Judiciary Committee (By Request – Departmental – State Police)

AN ACT concerning

Department of State Police – Investigation Authority

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

Affirmative – 135 Negative – 1 (See Roll Call No. 84)

The Bill was then sent to the Senate.

House Bill 77 – Chair, Judiciary Committee (By Request – Departmental – State Police)

AN ACT concerning

Family Law – Missing Children – Reporting Requirements and Repeal of Advisory Council

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

Affirmative – 137 Negative – 0 (See Roll Call No. 85)

The Bill was then sent to the Senate.

House Bill 78 – Chair, Judiciary Committee (By Request – Departmental – State Police)

AN ACT concerning

State Fire Marshal – Reporting Requirements – Repeal

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

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

The Bill was then sent to the Senate.

House Bill 121 – Delegates Carozza, Anderson, Anderton, Atterbeary, Cluster, Otto, Reilly, Valentino-Smith, B. Wilson, and C. Wilson

AN ACT concerning

Criminal Law – False Statement Concerning Destructive Device or Toxic Material – Venue

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

Affirmative – 136 Negative – 0 (See Roll Call No. 87)

The Bill was then sent to the Senate.

House Bill 191 – Delegate Dumais

AN ACT concerning

Child Support – Adjusted Actual Income – Multifamily Adjustment

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

Affirmative – 84 Negative – 52 (See Roll Call No. 88)

The Bill was then sent to the Senate.

House Bill 192 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Juvenile Causes – Permanency Plans – Age Restrictions on Use of Another Planned Permanent Living Arrangement

Delegate O'Donnell moved to make the Bill a Special Order for February 19, 2016.

The motion was adopted.

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Sheila E. Hixson, Chairman, W&M
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 1138	ENV

Read and ordered journalized.

MEMORANDUM

To: Hon. Sheila E. Hixson, Chairman, W&M
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 1444	ECM

Read and ordered journalized.

MEMORANDUM

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

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 1465	JUD

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 89)

ADJOURNMENT

At 10:52 A.M. on motion of Delegate Kaiser the House adjourned until 10:30 A.M. on Friday, February 19, 2016.

Annapolis, Maryland
Friday, February 19, 2016

The House met at 10:31 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kathy Szeliga of Baltimore and Harford counties.

QUORUM CALL

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

(See Roll Call No. 90)

EXCUSES:

Del. McDonough – illness

The Journal of February 18, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1533 – Delegates P. Young, Aumann, Brooks, Cluster, Ebersole, Grammer, Hettleman, Jalisi, Krimm, Lafferty, Lam, Lisanti, Luedtke, Metzgar, Miele, Sydnor, West, and K. Young

AN ACT concerning

Enterprise Zones – Target Redevelopment Areas – Designation and Sales and Use Tax Exemption

FOR the purpose of authorizing a certain political subdivision to request that the Secretary of Commerce designate all or a part of a certain enterprise zone as a target redevelopment area for a certain period of time; providing that the request may be made on or before a certain submission date; requiring the Secretary to grant the request under certain circumstances; authorizing a person to apply to the Department of Economic Competitiveness and Commerce to certify that a construction project located in a certain target redevelopment area is a project for which the purchase of certain construction material or warehousing equipment is entitled to a certain exemption from the sales and use tax; providing an exemption from the sales and use tax for certain construction material or warehousing equipment under certain circumstances; providing that a person who utilizes certain exempt construction material or warehousing equipment for a purpose other than for a certain project is guilty of a misdemeanor and subject to a certain penalty;

defining certain terms; and generally relating to enterprise zones and the sales and use tax.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 5–701(a), (d), and (f)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY adding to
Article – Economic Development
Section 5–706.1
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY adding to
Article – Tax – General
Section 11–232 and 13–1032
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1534 – Delegates Hixson, Moon, and Smith

AN ACT concerning

**Creation of a State Debt – Montgomery County – Easter Seals
Inter-Generational Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Easter Seals Serving DC/MD/VA, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1535 – Delegates Hammen, Clippinger, and Lierman

AN ACT concerning

Creation of a State Debt – Baltimore City – Robert Long House

FOR the purpose of authorizing the creation of a State Debt not to exceed \$40,000, the proceeds to be used as a grant to the Board of Directors of The Society for the Preservation of Federal Hill and Fell's Point, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1536 – Delegate Rosenberg

AN ACT concerning

**Maryland Institute for Policy Analysis and Research Positions – Transfer to
State Personnel Management System**

FOR the purpose of requiring that, under certain circumstances, certain contractual employees of the Maryland Institute for Policy Analysis and Research be placed in certain positions in the Department of Health and Mental Hygiene; requiring that the employees be placed in the State Personnel Management System without further examination or qualification and with a certain salary level; requiring that certain transferred employees be appointed without prior service credit and serve a certain probationary period; and generally relating to the transfer of certain contractual employees of the Maryland Institute for Policy Analysis and Research to State positions in the Department of Health and Mental Hygiene.

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

House Bill 1537 – Delegate Hixson

AN ACT concerning

**Procurement – Priority of Purchasing Preferences – Individual With Disability
Owned Business**

FOR the purpose of altering the purchasing preference priority required to be given to individual with disability owned businesses by State and State aided or controlled entities when buying supplies and services; and generally relating to the priority of purchasing preferences in State procurement law.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–103
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1538 – Allegany County Delegation

AN ACT concerning

Creation of a State Debt – Allegany County – Frostburg Museum Relocation Project

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

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

House Bill 1539 – Allegany County Delegation

AN ACT concerning

Creation of a State Debt – Allegany County – Friends Aware Facility

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

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

House Bill 1540 – Allegany County Delegation

AN ACT concerning

Allegany County – Video Lottery Terminals – Ownership Costs

FOR the purpose of altering the distribution of proceeds from video lottery terminals at a certain video lottery facility in Allegany County if the video lottery operation licensee owns or leases certain devices and equipment; and generally relating to the distribution of the proceeds from video lottery terminals at a video lottery facility in Allegany County.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–27(a)(7) and (c)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1541 – Allegany County Delegation

AN ACT concerning

**Higher Education – Volunteer Fire, Rescue, and Emergency Medical Services
Personnel – Partial Tuition Waiver**

FOR the purpose of requiring a public institution of higher education to waive a certain amount of tuition at the public institution of higher education for an individual who performs volunteer fire, rescue, or emergency medical services and qualifies for a certain income tax subtraction modification, as verified by the State Comptroller; providing that a certain individual continues to qualify for a certain partial tuition waiver by a certain public institution of higher education under certain circumstances; requiring the governing board of each public institution of higher education, in consultation with the Maryland Higher Education Commission, to adopt certain policies; providing that a certain individual is exempt from payment of a certain amount of tuition at a community college under certain circumstances; requiring a certain individual to provide a certain community college with verification from the Comptroller that the individual qualifies for a certain income tax subtraction modification in order to receive a certain tuition exemption; and generally relating to partial tuition waivers at institutions of higher education for volunteer fire, rescue, and emergency medical services personnel.

BY adding to
Article – Education
Section 15–106.9
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 16–106
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1542 – Delegates B. Barnes, Frush, and Pena–Melnyk

AN ACT concerning

Nursing Facilities – Quality Assessment – Modification

FOR the purpose of altering the applicability of a certain quality assessment imposed by the Department of Health and Mental Hygiene, and certain provisions of law relating to a certain quality assessment, to certain nursing facilities; and generally relating to a quality assessment on nursing facilities.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–310.1

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1543 – Delegate Beitzel

AN ACT concerning

Garrett County – Property Tax Exemption – Garrett College Business Incubator

FOR the purpose of authorizing the governing body of Garrett County to exempt from the county property tax certain real property in Garrett County that is owned by the Garrett College Board of Trustees and used as a certain business incubator; defining a certain term; providing for the application of this Act; and generally relating to an exemption from the property tax in Garrett County for certain real property used as a business incubator.

BY adding to

Article – Tax – Property

Section 7–511.1

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1544 – Delegate Kramer

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

FOR the purpose of requiring the State Department of Assessments and Taxation to collect a certain additional fee for processing a certified list of certain charter documents or certificates of certain business entities on an expedited basis; altering certain

requirements for the execution and signing of certain documents; prohibiting the charter or bylaws of a corporation from imposing liability on a certain stockholder for the attorney's fees or expenses of the corporation or any other party in connection with a certain claim; authorizing the charter or bylaws of a corporation, consistent with certain requirements, to require that certain claims be brought only in certain courts; prohibiting certain provisions of the charter or bylaws of a corporation from prohibiting certain claims from being brought in certain courts; altering the officers of a corporation required to countersign a stock certificate; authorizing the board of directors of a corporation to adopt a certain procedure by resolution unless the charter or bylaws provide otherwise; requiring a certain number of the last acting officers of a corporation, the charter of which has been forfeited for certain reasons, instead of the president or vice president, the secretary, and the treasurer, to sign and acknowledge articles of revival and file them with the Department; requiring that the directors manage the assets, rather than become the trustees of the assets, of a corporation for purposes of liquidating the assets when the corporation's charter has been forfeited; requiring the directors to take certain actions unless and until articles of revival are filed; repealing a provision of law authorizing the directors to sue or be sued in their own names as trustees; repealing a provision of law establishing that the director-trustees govern by majority vote; providing that forfeiture of the charter of a corporation does not subject a director of the corporation to a certain standard of conduct; authorizing a nonstock corporation to convert only into a certain foreign corporation; making certain provisions of this Act applicable to real estate investment trusts; making certain conforming changes; defining a certain term; and generally relating to the Maryland General Corporation Law and real estate investment trusts.

BY renumbering

Article – Corporations and Associations
Section 1–101(p) through (cc), respectively
to be Section 1–101(q) through (dd), respectively
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Corporations and Associations
Section 1–101(p) and 2–113
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Corporations and Associations
Section 1–203(b)(8), 1–301, 2–212(a), 2–514(a), 3–507(b)(1), 3–515, 5–207, and
8–601.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1545 – Delegate Chang

AN ACT concerning

Correctional Officers' Retirement System – DROP

FOR the purpose of establishing a Deferred Retirement Option Program (DROP) for certain members in the Correctional Officers' Retirement System; requiring the State Retirement Agency to request certain documentation from the Internal Revenue Service; making this Act subject to a certain contingency; and generally relating to establishing a DROP for members of the Correctional Officers' Retirement System.

BY renumbering

Article – State Personnel and Pensions
Section 25–401.1
to be Section 25–401.2
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – State Personnel and Pensions
Section 25–401.1
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1546 – Delegate Chang

AN ACT concerning

Lean Government Advisory Board – Establishment

FOR the purpose of establishing the Lean Government Advisory Board; providing for the composition, chair, and staffing of the Board; prohibiting a member of the Board from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Board to meet at least quarterly and to apply lean principles to analyze the operations and organization of State government, identify certain inefficiencies, and recommend certain improvements; requiring the Board, beginning on a certain date, to annually report its findings and recommendations to the General Assembly; defining certain terms; and generally relating to the Lean Government Advisory Board.

BY adding to

Article – State Government

Section 9–3201 through 9–3204 to be under the new subtitle “Subtitle 32. Lean Government Advisory Board”
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1547 – Delegate Conaway

AN ACT concerning

Real Property – Residential Leases – Notice About Rent Escrow Laws

FOR the purpose of requiring the landlord of any residential rental property to include in a written lease a certain notice to the tenant about the tenant’s rights and remedies regarding certain conditions or defects in the property; and generally relating to residential leases.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–210
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1548 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – License Renewal Procedures

FOR the purpose of specifying the filing period for a renewal of an alcoholic beverages license in Washington County; requiring a license holder to file an application to renew an annual license and the required documents by a certain date; altering the penalty for late filing of an application for a license renewal; prohibiting the Washington County Board of License Commissioners from renewing a license until the license holder pays certain taxes by a certain date and submits a certain certificate to the Board; specifying certain content of a license renewal application; authorizing the Board to issue renewed licenses for the following year during a certain time period; and generally relating to alcoholic beverages in Washington County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 31–102
Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 31–1801, 31–1802, and 31–1803

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 31–1803.1 and 31–1803.2

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1549 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Class A Beer, Wine, and Liquor – License Fee

FOR the purpose of altering the annual license fee for a Class A beer, wine, and liquor license in Washington County; and generally relating to alcoholic beverages in Washington County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 31–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 31–901

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1550 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Hotel and Motel Licenses

FOR the purpose of altering certain conditions under which the Board of License Commissioners of Washington County may issue a certain alcoholic beverages license to the owner of a hotel or motel; requiring the hotel or motel to have certain lobby facilities; requiring the hotel or motel to have a certain ballroom, conference room, or banquet room instead of certain dining facilities; altering the authority of the license holder under the license; authorizing the Board to adopt certain regulations; and generally relating to an alcoholic beverages license for hotels or motels in Washington County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 31–102 and 31–1903

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 31–903

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1551 – Washington County Delegation

AN ACT concerning

Washington County – Alcoholic Beverages – Population Ratio Quota – Classes of Licenses

FOR the purpose of prohibiting the Washington County Board of License Commissioners from issuing a Class A off–sale license, a Class B on– and off–sale license, or a Class D on– and off–sale license in an election district if the number of licenses exceeds the population ratio quota; authorizing the Board to issue a Class A off–sale license, a Class B on– and off–sale license, or a Class D on– and off–sale license in an election district if the number of licenses exceeds the population ratio quota under certain circumstances; altering a certain seating capacity requirement for a restaurant to be issued an on–sale license; and generally relating to alcoholic beverages in Washington County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 31–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 31–1601

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1552 – Prince George’s County Delegation and Montgomery County Delegation

AN ACT concerning

**Washington Suburban Sanitary Commission – Polybutylene Connection Pipe Replacement Loan Program
PG/MC 115–16**

FOR the purpose of requiring the Washington Suburban Sanitary Commission to establish a Polybutylene Connection Pipe Replacement Loan Program for replacement of certain pipes on certain property; requiring the Program to provide for certain eligibility requirements; requiring that the replacement of certain pipes be performed by a licensed plumber; prohibiting the Commission from replacing certain pipes; requiring the Program to require certain customers to repay the loan through a charge on the customer’s water and sewer bill or in another method determined by the Commission; prohibiting the Commission from setting a charge greater than an amount that allows the Commission to cover certain costs; providing that a person who acquires property subject to a certain charge assumes the obligation to pay the 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; requiring the Commission to record a certain lien in the land records of the county where the property is located; prohibiting a certain lien for a certain loan with a certain principal amount from being established without a certain express consent; providing that a certain lien shall secure payment of a certain loan; providing that enforcement of a certain lien shall be in accordance with a certain Act; prohibiting a certain lien from taking priority over a certain existing lien, mortgage, deed of trust, or other security interest; prohibiting the Program from providing more than a certain amount in loans; establishing a 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; and generally relating to the Polybutylene Connection Pipe Replacement Loan Program of the Washington Suburban Sanitary Commission.

BY adding to

Article – Public Utilities

Section 23–205

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1553 – Delegate Walker

AN ACT concerning

**Economic Development – BRAC Revitalization and Incentive
Zones – Extraordinary Development District**

FOR the purpose of authorizing the Secretary of Commerce to designate, in a calendar year, an additional BRAC Revitalization and Incentive Zone that includes a certain development district in which a federal law enforcement agency is located; increasing the number of BRAC Zones a county may receive if the zone includes a certain development district; increasing the number of years the Secretary may designate a certain area as a BRAC Zone under certain circumstances; increasing the number of years a certain political subdivision may receive certain payments from the State for certain BRAC Zone property tax increments; increasing a certain limit on the amount of certain payments from the State under certain circumstances; providing for the application of certain provisions of this Act; defining a certain term; and generally relating to BRAC Revitalization and Incentive Zones.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 5–1301 and 5–1304
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 2–222(a) through (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

**House Bill 1554 – Delegates Vogt, Buckel, Chang, Ciliberti, Folden, Krimm,
Reznik, and K. Young**

AN ACT concerning

**Biotechnology Investment Tax Credit – Qualified Maryland Biotechnology
Company – Definition**

FOR the purpose of altering the definition of “qualified Maryland biotechnology company” to extend a certain period of time from a certain date that an active business may claim the biotechnology tax credit; providing for the application of this Act; and

generally relating to credits against certain State taxes based on certain investments in biotechnology companies.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–725(a)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–725(a)(7)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 71 – ~~Senator Young~~ 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 employees to become 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 of employees to become 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; encouraging 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~~ trained diabetes care providers 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; encouraging 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 7–438 and 7–439

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 107 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Military)**

SECOND PRINTING

AN ACT concerning

Military Department – Summary Courts–Martial – Penalties

FOR the purpose of authorizing a summary court–martial to impose a sentence of confinement for a certain period of time without regard to rank; ~~authorizing a summary court martial to discharge with a characterization of service no less favorable than under other than honorable conditions~~; and generally relating to summary courts–martial.

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 13–812(c)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety

Section 13–812(d)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

Senate Bill 120 – Senator Simonaire

EMERGENCY BILL

AN ACT concerning

Higher Education – Senatorial Scholarships – Awards

FOR the purpose of authorizing the recipients of certain senatorial scholarships to hold a certain award for a certain undergraduate academic year or a certain semester under certain circumstances; requiring certain awards to be included in certain allocations; making this Act an emergency measure; and generally relating to the recipients of senatorial scholarships.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–404(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–404(b), 18–406(a), and 18–408
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Education
Section 18–406.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 128 – Senator Serafini

AN ACT concerning

**Maryland Higher Education Commission – Religious Educational
Institutions – Authority to Operate**

FOR the purpose of repealing a certain condition under which a religious educational institution may operate without a certificate of approval from the Maryland Higher Education Commission and may enroll certain students in a certain online distance education program without a certain registration; and generally relating to the authority of religious educational institutions to operate without certificates of approval from the Maryland Higher Education Commission.

BY repealing and reenacting, with amendments,

Article – Education
Section 11–202.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 145 – Senators Mathias and Eckardt

AN ACT concerning

Wicomico County Board of Education – Election and Appointment of Members

FOR the purpose of requiring that, beginning with a certain election, certain members of the Wicomico County Board of Education be elected by districts and certain members be elected at large; providing that, alternatively, beginning with a certain election, certain members of the Wicomico County Board of Education be elected by districts and certain members be appointed; establishing the composition of the county board; providing for the qualifications, terms of office, and filling of a vacancy of certain members of the county board; establishing certain removal, hearing, and appeal procedures for certain members of the county board; establishing a Wicomico County School Board Nominating Commission to select nominees to be recommended to the Wicomico County Council to fill certain appointments or vacancies on the county board; providing for the membership and duties of the Commission; repealing certain provisions concerning the appointment by the Governor of the members of the Wicomico County Board of Education; providing for the termination of the terms of certain members of the county board; submitting this Act to a referendum of the qualified voters of Wicomico County for their adoption or rejection of certain provisions of this Act; and generally relating to the election and appointment of the members of the Wicomico County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–105 and 3–114
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Education
Section 3–13A–01 through 3–13A–06 to be under the new subtitle “Subtitle 13A.
Wicomico County”
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 185 – Senators Kelley, Kasemeyer, Madaleno, McFadden, Rosapepe, and Waugh

AN ACT concerning

Income Tax – Filing of Withholding Statements ~~and Payment of Refund Claims~~

FOR the purpose of altering the date by which certain payors of amounts subject to income tax withholding are required to provide the Comptroller a copy of a certain statement; ~~prohibiting the Comptroller from paying a certain claim for refund of income tax before a certain date except under certain circumstances;~~ and generally relating to the filing of certain statements of withholding ~~and the payment of certain income tax refund claims.~~

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–911(b) ~~and 13–905~~
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

Senate Bill 217 – Senator Conway

AN ACT concerning

State Board of Physicians – Distribution of Fees by Comptroller – Loan Assistance Repayment for Physicians and Physician Assistants

FOR the purpose of altering the circumstances under which the Comptroller is required to distribute fees received from the State Board of Physicians to the Office of Student Financial Assistance to be used to make grants under the Maryland Loan Assistance Repayment Program for Physicians and Physician Assistants; repealing certain provisions of law that require the Comptroller to distribute certain fees to the Health Personnel Shortage Incentive Grant Program under certain circumstances; repealing an obsolete provision of law; and generally relating to the distribution of fees received from the State Board of Physicians by the Comptroller.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 14–207 and 15–206
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 218 – Senators Conway, McFadden, and Nathan–Pulliam

AN ACT concerning

**Higher Education – University System of Maryland and Morgan State
University – Prohibition Against Inclusion**

FOR the purpose of prohibiting the inclusion of Morgan State University within the University System of Maryland; and generally relating to the University System of Maryland and Morgan State University.

BY adding to

Article – Education

Section 12–101.1 and 14–101.1

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 244 – Senator Mathias

AN ACT concerning

Somerset County Code of Public Local Laws – 2016 Edition – Legalization

FOR the purpose of legalizing the 2016 Edition of the Somerset County Code of Public Local Laws and any supplement to the extent to which that code or supplement contains laws enacted by the General Assembly; and generally relating to the 2016 Edition of the Somerset County Code of Public Local Laws.

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

**Senate Bill 256 – Senators Currie, Benson, Peters, Ramirez, ~~and Rosapepe~~
Rosapepe, and Muse**

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~~ the interest payable on certain county property tax payment deferrals may not exceed a certain rate of interest; 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 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 2015 Supplement)

BY adding to
Article – Tax – Property
Section 10–204.7
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 272 – Senators King, Currie, Edwards, Guzzone, Manno, Peters, Serafini, and Young

AN ACT concerning

Financial Aid – Deaf and Hearing Impaired Students – Out-of-State Institutions of Higher Education

FOR the purpose of altering an exception to a certain provision of law that authorizes the use of certain student financial assistance only at a certain institution of higher education in the State; authorizing the use of a Howard P. Rawlings Educational Excellence Award at an institution of higher education that is not in the State if the applicant is a deaf or hearing impaired student attending an institution of higher education that makes certain provisions for deaf and hearing impaired students and comparable provisions are not available to the student at an institution of higher education in the State; altering a certain provision of law that prohibits the Office of Student Financial Assistance from awarding more than a certain percent of funds available for certain types of grants for use by students attending certain out-of-state schools; providing for the effective date of this Act; and generally relating to State financial aid for deaf and hearing impaired students attending out-of-state institutions of higher education.

BY repealing and reenacting, with amendments,

Article – Education
Section 18–103
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 277 of the Acts of the General Assembly of 2011)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–305
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 288 – Senator Kasemeyer

AN ACT concerning

Income Tax – Corporation Returns – Filing Date

FOR the purpose of altering the date by which certain corporations must complete and file with the Comptroller an income tax return; providing for the application of this Act; and generally relating to certain income tax returns filed by certain corporations.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–821(a)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

Senate Bill 296 – Carroll County Senators

AN ACT concerning

Carroll County – Public Facilities Bonds

FOR the purpose of authorizing and empowering the County Commissioners of Carroll County, from time to time, to borrow not more than \$31,000,000 in order to finance the construction, improvement, or development of certain public facilities in Carroll County, including water and sewer projects, to finance loans for fire or emergency-related equipment, buildings, and other facilities of volunteer fire departments in the County, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like paramount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other

details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; providing that such borrowing may be undertaken by the County in the form of installment purchase obligations executed and delivered by the County for the purpose of acquiring agricultural land and woodland preservation easements; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, County, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

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

Senate Bill 307 – Calvert County Senators

AN ACT concerning

Calvert County – Bonding Authority

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than \$9,410,000 to finance the construction, improvement, or development of certain public facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like paramount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

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

Senate Bill 312 – Senators King, Bates, Benson, Currie, Ferguson, Guzzone, Jennings, Kagan, Kelley, Madaleno, Middleton, Nathan–Pulliam, Pinsky, Pugh, Raskin, and Young

AN ACT concerning

Children – Family Child Care Homes and Child Care Centers – Advertising and Penalties

FOR the purpose of requiring advertisements for certain child care services to include certain information; authorizing certain employees of the State Department of Education or a law enforcement officer to visit and serve a certain civil citation to certain child care homes and child care centers if the child care home or child care center is advertised and is not registered or licensed with the Department; authorizing certain law enforcement officers to serve a certain civil citation to certain child care homes and child care centers in certain circumstances; authorizing the State Fire Marshal, a deputy State fire marshal, ~~or~~ a special assistant State fire marshal, or a local fire marshal to inspect certain child care homes or child care centers under certain circumstances; altering the penalties for providing certain child care services without being registered or licensed; stating the intent of the General Assembly that the Department expand its efforts to educate certain parents and certain child care providers about certain issues relating to child care services; requiring the Department to make a certain report on or before a certain date; defining a certain term; and generally relating to child care services in the State.

BY renumbering

Article – Family Law

Section 5–501(c) through (r), respectively

to be Section 5–501(d) through (s), respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law

Section 5–501(a), 5–550(a) and (b), 5–551(a), 5–570(a), (c), (d), and (f), and 5–574(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Family Law

Section 5–501(c) and 5–574(e) through (g)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing

Article – Family Law

Section 5–551(c)(10)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–551(c)(11) and (12), 5–552, 5–557, 5–557.1, 5–582, 5–583, and 5–583.1

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 314 – Senators Klausmeier, Currie, DeGrange, Eckardt, Guzzone, Kagan, Rosapepe, Salling, and Simonaire

AN ACT concerning

**State Government – Financial Education and Capability
Commission – Composition**

FOR the purpose of altering the composition of the Financial Education and Capability Commission; and generally relating to the Financial Education and Capability Commission.

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–802

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–803

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 317 – Senators Kelley, Bates, Conway, Currie, DeGrange, Feldman, Ferguson, Jennings, Kagan, Kasemeyer, King, McFadden, Nathan–Pulliam, Peters, Pinsky, Pugh, Raskin, Rosapepe, Salling, Waugh, Young, and Zirkin

AN ACT concerning

**Coordinating Council for Juvenile Services Educational
Programs – Membership**

FOR the purpose of altering the membership of the Coordinating Council for Juvenile Services Educational Programs; providing for the terms of office of the appointed members of the Coordinating Council; providing for the termination of the term of a certain member of the Coordinating Council; providing that the terms of certain members of the Coordinating Council begin on a certain date; providing for the

construction of this Act; and generally relating to the membership of the Coordinating Council for Juvenile Services Educational Programs.

BY repealing and reenacting, with amendments,
Article – Education
Section 22–305
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 343 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

Employees’ and Teachers’ Pension Systems – Reformed Contributory Pension Benefit – Eligibility Service Clarifications

FOR the purpose of clarifying that a member of the Employees’ Pension System or the Teachers’ Pension System is eligible to receive certain prorated eligibility service credit if the member is subject to the Reformed Contributory Pension Benefit and works less than a certain number of hours in a fiscal year; clarifying that certain eligibility service rules relating to a member’s break in service do not apply to a member who is subject to the Reformed Contributory Pension Benefit; clarifying that eligibility service for a member who is subject to the Reformed Contributory Pension Benefit and has transferred between the Employees’ Pension System and the Teachers’ Pension System includes certain eligibility service under the previous system; and generally relating to the Reformed Contributory Pension Benefit of the Employees’ Pension System and the Teachers’ Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 23–302(d), 23–303(b), and 23–304
Annotated Code of Maryland
(2015 Replacement Volume)

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

Senate Bill 344 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Local Fire and Police System – Commingling of Assets

FOR the purpose of repealing obsolete language authorizing the commingling of Local Fire and Police System assets with other State Retirement and Pension System assets;

making conforming changes; and generally relating to the Local Fire and Police System in the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–123(e)
Annotated Code of Maryland
(2015 Replacement Volume)

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

Senate Bill 345 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Optional Retirement
Allowances – Designated Beneficiaries**

FOR the purpose of repealing as redundant certain language relating to members of the Judges' Retirement System designating multiple beneficiaries under a certain optional retirement allowance in the State Retirement and Pension System; clarifying that certain members of the State Retirement and Pension System may designate multiple beneficiaries under certain optional retirement allowances; and generally relating to optional retirement allowances for members of the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–403(a) and (d)
Annotated Code of Maryland
(2015 Replacement Volume)

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

Senate Bill 373 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

**Teachers' Retirement and Pension Systems – Reemployment of
Retirees – Clarification**

FOR the purpose of clarifying the number of retirees of the Teachers' Retirement System or the Teachers' Pension System that are exempt from a certain offset of a retirement allowance if they are reemployed in certain positions in a local school system or the Maryland School for the Deaf; and generally relating to the reemployment of retirees of the teachers' retirement and pension systems.

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions

Section 22–406(c)(4)(iv), (v), (vi), and (xi), (5), and (6) and 23–407(c)(4)(iv), (v), and (ix), (5), and (6)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 22–406(c)(8) and 23–407(c)(8)

Annotated Code of Maryland

(2015 Replacement Volume)

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

Senate Bill 435 – Senators Norman, Cassilly, and Jennings

AN ACT concerning

Business Regulation – State and Harford County Juke Box Licenses – Repeal

FOR the purpose of repealing certain provisions of law relating to licenses for keeping juke boxes for public entertainment in the State and in Harford County; and generally relating to licenses for keeping juke boxes.

BY repealing

Article – Business Regulation

Section 17–1301 through 17–1318 and the subtitle “Subtitle 13. Juke Boxes”

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #2

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

House Bill 120 – Delegates Krimm, Brooks, Carr, Chang, Ciliberti, Gutierrez, Hill, Jalisi, Jameson, Kelly, Korman, Kramer, Lierman, McCray, Patterson, B. Robinson, Smith, Vogt, West, K. Young, and P. Young

AN ACT concerning

State Budget – Department of Budget and Management – Statement of Dedicated State Funds

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 686 – Delegates Hammen, Anderson, Branch, Busch, Carey, Carter, Clippinger, Conaway, Glenn, Hayes, Haynes, Lafferty, Lierman, Lisanti, McCray, McIntosh, Oaks, Pena–Melnik, Pendergrass, B. Robinson, S. Robinson, Rosenberg, Smith, Sophocleus, Walker, M. Washington, West, and P. Young

AN ACT concerning

**Department of Housing and Community Development – Strategic Demolition
and Smart Growth Impact Fund – Establishment**

HB0686/964666/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 686

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “used;” insert “specifying certain eligibility criteria for certain fiscal years for awarding grants and loans from the Fund;”; in line 12, after “Fund” insert “for certain fiscal years and requiring the appropriation to be allocated in a certain manner”; and in line 14, after “term;” insert “requiring a certain amount appropriated in a certain supplemental budget for a certain program in the Department for a certain fiscal year to be appropriated to the Fund and allocated in a certain manner;”.

AMENDMENT NO. 2

On page 3, after line 8, insert:

“(2) (1) FOR FISCAL YEARS 2017 THROUGH 2021, TO BE ELIGIBLE FOR A GRANT OR LOAN FROM THE FUND, A GOVERNMENT AGENCY OR COMMUNITY DEVELOPMENT ORGANIZATION SHALL PROVIDE EVIDENCE OF A MATCHING FUND THAT IS EQUAL TO \$1 FOR EVERY \$4 IN STATE FUNDING THAT THE AGENCY OR ORGANIZATION IS APPLYING FOR FROM THE FUND.”

(II) THE MATCHING FUND REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY INCLUDE:

- 1. MONEY FROM THE FEDERAL GOVERNMENT, LOCAL GOVERNMENT, OR ANY OTHER PUBLIC OR PRIVATE SOURCE;**
- 2. REAL PROPERTY;**
- 3. IN-KIND CONTRIBUTIONS; AND**
- 4. FUNDS EXPENDED BEFORE THE DATE THE GRANT OR LOAN IS AWARDED.**

(3) FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, TO BE ELIGIBLE FOR A GRANT OR LOAN FROM THE FUND, A GOVERNMENT AGENCY OR COMMUNITY DEVELOPMENT ORGANIZATION IS NOT REQUIRED TO PROVIDE EVIDENCE OF A MATCHING FUND.”;

and in line 9, strike “**(2)**” and substitute “**(4)**”.

AMENDMENT NO. 3

On page 3, in line 17, strike “**YEAR 2018 AND EACH FISCAL YEAR THEREAFTER**” and substitute “**YEARS 2018 THROUGH 2021**”; in line 19, strike “**\$20,000,000**” and substitute “**\$21,500,000**”; and in the same line, after “**FUND**” insert “**, WHICH SHALL BE ALLOCATED AS FOLLOWS:**”

- (1) \$18,000,000 FOR PROJECTS IN BALTIMORE CITY; AND**
- (2) \$3,500,000 FOR PROJECTS THROUGHOUT THE STATE**”.

AMENDMENT NO. 4

On page 4, after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the amount appropriated in Supplemental Budget No. 2 to Chapter (S.B. 190) of the Acts of the General Assembly of 2016 (Budget Bill Fiscal Year 2017) to the Department of Housing and Community Development Neighborhood Revitalization – Capital Program for fiscal year 2017 shall be

appropriated to the Strategic Demolition and Smart Growth Impact Fund established under § 4–508 of the Housing and Community Development Article and shall be allocated as follows:

- (a) \$18,000,000 for projects in Baltimore City; and
- (b) \$3,500,000 for projects throughout the State.”;

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

The preceding 4 amendments were withdrawn.

Favorable report, as amended, withdrawn.

HB0686/654265/1

BY: Appropriations Committee

SUBSTITUTE AMENDMENTS TO HOUSE BILL 686
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after “used;” insert “specifying certain eligibility criteria for certain fiscal years for awarding grants and loans from the Fund;”; in line 12, after “Fund” insert “for certain fiscal years and requiring the appropriation to be allocated in a certain manner”; and in line 14, after “term;” insert “requiring a certain amount appropriated in a certain supplemental budget for a certain program in the Department for a certain fiscal year to be appropriated to the Fund and allocated in a certain manner;”.

AMENDMENT NO. 2

On page 3, after line 8, insert:

“(2) (I) FOR FISCAL YEARS 2017 THROUGH 2019, TO BE ELIGIBLE FOR A GRANT OR LOAN FROM THE FUND, A GOVERNMENT AGENCY OR COMMUNITY DEVELOPMENT ORGANIZATION SHALL PROVIDE EVIDENCE OF A MATCHING FUND THAT IS EQUAL TO \$1 FOR EVERY \$4 IN STATE FUNDING THAT THE AGENCY OR ORGANIZATION IS APPLYING FOR FROM THE FUND.

(II) THE MATCHING FUND REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY INCLUDE:

1. MONEY FROM THE FEDERAL GOVERNMENT, LOCAL GOVERNMENT, OR ANY OTHER PUBLIC OR PRIVATE SOURCE;
2. REAL PROPERTY;
3. IN-KIND CONTRIBUTIONS; AND
4. FUNDS EXPENDED BEFORE THE DATE THE GRANT OR LOAN IS AWARDED.

(3) FOR FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, TO BE ELIGIBLE FOR A GRANT OR LOAN FROM THE FUND, A GOVERNMENT AGENCY OR COMMUNITY DEVELOPMENT ORGANIZATION IS NOT REQUIRED TO PROVIDE EVIDENCE OF A MATCHING FUND.;

and in line 9, strike “(2)” and substitute “(4)”.

AMENDMENT NO. 3

On page 3, in line 17, after “(J)” insert “(1)”; and strike beginning with “2018” in line 17 down through “FUND” in line 19 and substitute “2018, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$25,625,000 TO THE FUND, WHICH SHALL BE ALLOCATED AS FOLLOWS:”

1. \$22,125,000 FOR PROJECTS IN BALTIMORE CITY;
AND
2. \$3,500,000 FOR PROJECTS THROUGHOUT THE STATE.

(2) FOR FISCAL YEAR 2019, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$28,500,000 TO THE FUND, WHICH SHALL BE ALLOCATED AS FOLLOWS:

- (I) \$25,000,000 FOR PROJECTS IN BALTIMORE CITY; AND
- (II) \$3,500,000 FOR PROJECTS THROUGHOUT THE STATE”.

AMENDMENT NO. 4

On page 4, after line 2, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the amount appropriated in Supplemental Budget No. 2 to Chapter _____ (S.B. 190) of the Acts of the General Assembly of 2016 (Budget Bill Fiscal Year 2017) to the Department of Housing and Community Development Neighborhood Revitalization – Capital Program for fiscal year 2017 shall be appropriated to the Strategic Demolition and Smart Growth Impact Fund established under § 4–508 of the Housing and Community Development Article and shall be allocated as follows:

- (1) \$18,000,000 for projects in Baltimore City; and
- (2) \$3,500,000 for projects throughout the State.”;

and in line 3, 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.

QUORUM CALL

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

(See Roll Call No. 91)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #7

House Bill 11 – Delegate Hill

AN ACT concerning

Health Insurance – In Vitro Fertilization – Use of Spouse’s Sperm – Exception

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

Affirmative – 116 Negative – 20 (See Roll Call No. 92)

The Bill was then sent to the Senate.

House Bill 22 – Delegate Krimm

AN ACT concerning

Interagency Disabilities Board Ethan Saylor Alliance for Self-Advocates as Educators – Membership and Duties – Community Inclusion Training Oversight

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

Affirmative – 139 Negative – 0 (See Roll Call No. 93)

The Bill was then sent to the Senate.

House Bill 117 – ~~Delegate Barron~~ Delegates Barron, Angel, Hammen, Hill, Kelly, McMillan, Oaks, Pena-Melnyk, K. Young, and West

AN ACT concerning

State Board of Pharmacy – Licensure Requirements for Pharmacists – Proof of Proficiency in English

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

Affirmative – 124 Negative – 15 (See Roll Call No. 94)

The Bill was then sent to the Senate.

House Bill 119 – ~~Delegate Reznik~~ Delegates Reznik, Hammen, Angel, Barron, Bromwell, Cullison, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

State Board of Physicians – Licensing Exemption – Physicians With Traveling Athletic and Sports Teams

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

Affirmative – 137 Negative – 0 (See Roll Call No. 95)

The Bill was then sent to the Senate.

House Bill 177 – Delegates Bromwell, Aumann, Brooks, Cluster, Folden, Grammer, Hettleman, Hornberger, Lafferty, Luedtke, Metzgar, Miele, Morgan, Morhaim, West, and C. Wilson

AN ACT concerning

Criminal Law – Prohibition on Marking Flags – Repeal

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

Affirmative – 139 Negative – 0 (See Roll Call No. 96)

The Bill was then sent to the Senate.

House Bill 183 – Delegates ~~Valentino-Smith, B. Wilson~~, Atterbeary, Barron, Beidle, Bromwell, Clippinger, Dumais, Folden, Fraser-Hidalgo, Hill, Jackson, Krimm, Lisanti, Patterson, Rosenberg, Smith, Sophocleus, Vallario, ~~and C. Wilson~~ C. Wilson, and Kittleman

AN ACT concerning

~~Criminal Law~~ **Vehicle Laws – Smoking Marijuana in Public and in Vehicles – Prohibition**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 97)

The Bill was then sent to the Senate.

House Bill 186 – Chair, Health and Government Operations Committee (By Request – Departmental – Veterans Affairs) and Delegates Hammen, Angel, Barron, Bromwell, Cullison, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

Department of Veterans Affairs – Charlotte Hall Veterans Home Fund – Establishment

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

Affirmative – 137 Negative – 0 (See Roll Call No. 98)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #8

House Bill 105 – Delegate Clippinger

AN ACT concerning

Local Government – Clean Energy Loan Programs – Commercial Property Owners – Renewable Energy Projects

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

Affirmative – 109 Negative – 29 (See Roll Call No. 99)

The Bill was then sent to the Senate.

House Bill 131 – Delegates Waldstreicher, Moon, Kramer, and C. Wilson

AN ACT concerning

Commercial Law – Nondisparagement Clauses in Consumer Contracts – Prohibition

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

Affirmative – 132 Negative – 7 (See Roll Call No. 100)

The Bill was then sent to the Senate.

House Bill 305 – Delegates Smith, Barkley, Barve, Brooks, Carr, Clippinger, Davis, Frick, Glenn, Kelly, Korman, Kramer, Lisanti, Luedtke, McCray, A. Miller, Moon, Platt, S. Robinson, Valderrama, Waldstreicher, A. Washington, and C. Wilson

AN ACT concerning

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

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

Affirmative – 94 Negative – 45 (See Roll Call No. 101)

The Bill was then sent to the Senate.

House Bill 342 – Delegates Carey and Davis

AN ACT concerning

Motor Fuel Suppliers and Retail Service Station Dealers – Promotion – Sales

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

Affirmative – 139 Negative – 0 (See Roll Call No. 102)

The Bill was then sent to the Senate.

House Bill 395 – Delegates Lafferty, Brooks, Carey, and Glenn

AN ACT concerning

Joint Insurance Association – Insurers – Notice

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

Affirmative – 92 Negative – 46 (See Roll Call No. 103)

The Bill was then sent to the Senate.

House Bill 439 – Delegates Kramer and Fraser–Hidalgo

AN ACT concerning

Commercial Law – Consumer Protection – Door-to-Door Sales

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

Affirmative – 115 Negative – 23 (See Roll Call No. 104)

The Bill was then sent to the Senate.

House Bill 440 – Delegates Kramer and Fraser–Hidalgo

AN ACT concerning

**Electric Companies – Installation of Solar Electric Generating
Facility – Completion of Interconnection**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 105)

The Bill was then sent to the Senate.

MESSAGE FROM THE CHIEF EXECUTIVE

GOVERNOR LAWRENCE J. HOGAN, JR.
2015 GUBERNATORIAL APPOINTMENTS
REQUIRING CONFIRMATION BY THE MARYLAND HOUSE OF DELEGATES

(See Exhibit J of Appendix II)

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

LETTERS OF REASSIGNMENT

MEMORANDUM

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

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

<u>Bill No.</u>	<u>Reassignment</u>
HB 1462	HGO

Read and ordered journalized.

QUORUM CALL

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

(See Roll Call No. 106)

ADJOURNMENT

At 11:07 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Monday, February 22, 2016.

Annapolis, Maryland
Monday, February 22, 2016

The House met at 8:00 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 125 Members present.

(See Roll Call No. 107)

EXCUSES:

Del. Carter – personal

Del. McMillan – business

The Journal of February 19, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1555 – Delegate Folden

AN ACT concerning

**Creation of a State Debt – Frederick County – Tuscarora High School
Concession Stand**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$50,000, the proceeds to be used as a grant to the Board of Directors of the Tuscarora High School Athletic Boosters, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1556 – Delegate Folden

AN ACT concerning

Frederick County Sheriff – Collective Bargaining

FOR the purpose of providing that the County Executive of Frederick County may not be a party to certain collective bargaining agreements but may attend and participate in all collective bargaining sessions of certain deputy sheriffs and correctional officers of the Frederick County Sheriff's Office; and generally relating to collective bargaining rights of deputy sheriffs and correctional officers of the Frederick County Sheriff's Office.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(l)(5) and (6)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1557 – Washington County Delegation

AN ACT concerning

**Washington County Board of Education – Access to Public School Courses –
Nonpublic School Students**

FOR the purpose of requiring the Washington County Board of Education to allow a nonpublic school student to enroll in up to a certain number of classes in a certain public school; requiring a certain nonpublic school student to meet certain eligibility requirements for public school students; requiring the State and county to reimburse a certain public school a certain amount of money under certain circumstances; requiring a certain nonpublic school student to be counted toward a certain county's student enrollment for the purpose of calculating a certain county governing body's maintenance of effort requirement in a certain manner; providing for the application of this Act; defining a certain term; and generally relating to access to public school courses by nonpublic school students by the Washington County Board of Education.

BY adding to
Article – Education
Section 7–311
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1558 – Delegates C. Howard and Angel

AN ACT concerning

Prince George’s County – Video Lottery Operation Licensee – Employee Data Collection

FOR the purpose of requiring a video lottery operation licensee in Prince George’s County to compile certain data concerning certain employees each year and submit the data to the State Lottery and Gaming Control Commission; requiring the Commission to submit a report each year containing the data to the General Assembly and certain other persons; and generally relating to video lottery operations in Prince George’s County.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–1A–01(a) and (k)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–23
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1559 – Delegate A. Washington

AN ACT concerning

Elections – Nomination by Petition for Statewide Office – Required Signatures

FOR the purpose of altering the number of registered voters who must sign petitions in order for a candidate who seeks nomination by petition for statewide office to have the candidate’s name placed on the general election ballot; making a conforming change; and generally relating to nomination by petition for statewide office.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 5–703
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1560 – Delegates Carter, Oaks, Rosenberg, Anderson, Hayes, McCray, McIntosh, and Moon

AN ACT concerning

Public Safety – Police Officer Certification Applicant – Prior Marijuana Use

FOR the purpose of establishing that the Police Training Commission may not require that an individual applying for initial certification as a police officer not have used or possessed marijuana before submitting the application for certification; providing that this Act does not preclude prohibiting a police officer from the use or possession of marijuana after the officer's initial certification as a police officer; and generally relating to police officers.

BY adding to

Article – Public Safety

Section 3–209.2

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1561 – Delegate Sample–Hughes

AN ACT concerning

**Mental Health – Voluntary and Involuntary Admissions – Certification by
Psychiatric Nurse Practitioners**

FOR the purpose of defining “psychiatric nurse practitioner” for purposes of certain provisions of law relating to the voluntary and involuntary admissions of individuals to certain facilities for the treatment of mental disorders; prohibiting a certificate signed by a psychiatric nurse practitioner for the involuntary admission of an individual to certain facilities for the treatment of a mental disorder from being used for an admission under certain circumstances; requiring a facility operated by the Department of Health and Mental Hygiene to receive and evaluate an individual, within a certain number of hours of notification by a psychiatric nurse practitioner, for an involuntary admission for the treatment of a mental disorder under certain circumstances; making a conforming change; and generally relating to the standards for voluntary and involuntary admissions to facilities for the treatment of mental disorders.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 10–601, 10–616, and 10–619

Annotated Code of Maryland

(2015 Replacement Volume)

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

House Bill 1562 – Delegates Reznik, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Morales, Platt, S. Robinson, Smith, and Waldstreicher

EMERGENCY BILL

AN ACT concerning

State Highway Administration – Watkins Mill Road Interchange Project

FOR the purpose of requiring the State Highway Administration to undertake all steps necessary to complete the Watkins Mill Road Interchange Project; specifying certain requirements for the Project; requiring the Governor to appropriate a certain amount of funding for the Project; stating the intent of the General Assembly; requiring the Administration to submit an annual report to certain committees of the General Assembly; making this Act an emergency measure; and generally relating to the Watkins Mill Road Interchange Project.

BY adding to

Article – Transportation

Section 8–657

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1563 – Delegate Carter

AN ACT concerning

Reduction of Lead Risk in Housing – False Reports – Criminal Penalties

FOR the purpose of establishing criminal penalties for an accredited inspector who verifies a certain report required to be submitted to the Department of the Environment that contains a statement that the inspector knows or reasonably should know is false; establishing criminal penalties for an owner of an affected property who submits a certain report of an accredited inspector to the Department that contains a statement that the owner knows or reasonably should know is false; and generally relating to reducing lead risk in housing.

BY adding to

Article – Environment

Section 6–853 and 6–854

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1564 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

**Creation of a State Debt – Baltimore City – A Penn–North Initiative Youth
Violence Prevention Center**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$400,000, the proceeds to be used as a grant to the Board of Directors of Unified Efforts, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1565 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

**Creation of a State Debt – Baltimore City – Kappa Alpha Psi Youth and
Community Center**

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

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

House Bill 1566 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

Creation of a State Debt – Baltimore City – Sarah’s Hope

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of St. Vincent de Paul of Baltimore, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or

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

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

House Bill 1567 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

Creation of a State Debt – Baltimore City – Orchard Street Church

FOR the purpose of authorizing the creation of a State Debt not to exceed \$25,000, the proceeds to be used as a grant to the Board of Directors of the Baltimore Urban League, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1568 – Delegate Lisanti

AN ACT concerning

**State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration
Contractors – Maintenance Technician – License Requirements**

FOR the purpose of establishing the qualifications for a maintenance technician license to be issued by the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors; establishing a certain fee for the issuance or renewal of a maintenance technician license; limiting the subjects on a certain examination for a certain license; authorizing the Board to waive certain examination requirements for certain individuals who are licensed in another state to provide certain services under certain circumstances; requiring the Board to send a certain notice to a certain applicant under certain circumstances; providing that a licensed maintenance technician need not obtain separate insurance while providing or assisting in the providing of certain services under certain circumstances; prohibiting an individual from exclusively providing general maintenance services on certain systems without a certain license; defining certain terms; altering the definition of a certain term; and generally relating to license requirements for a maintenance technician license.

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 9A-101, 9A-207, 9A-302, 9A-304, 9A-305, 9A-308, 9A-402, and 9A-501

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

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

House Bill 1569 – Delegate Lisanti

AN ACT concerning

Energy Efficiency Programs – Heating, Ventilation, Air Conditioning, and Refrigeration Services

FOR the purpose of prohibiting an affiliate of an electric company from using the electric company's trade name, logo, billing services, mail inserts, advertising, or computer services for a plan or program that provides heating, ventilation, air conditioning, or refrigeration services except under certain circumstances; authorizing an affiliate of an electric company to use the electric company's trade name, logo, billing services, mail inserts, advertising, or computer services for a plan or program that provides heating, ventilation, air conditioning, or refrigeration services if the electric company provides just and reasonable compensation to the customers of the electric company's regulated services; requiring the Public Service Commission to initiate a proceeding to determine just and reasonable compensation for customers of the electric company's regulated services; requiring the Commission to adopt certain regulations or issue certain orders; and generally relating to energy efficiency programs.

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 7–211(d)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 7–211(i)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1570 – Delegate Gutierrez (By Request – Joint Committee on the Management of Public Funds) and Delegates B. Barnes, Gaines, Haynes, C. Howard, Jones, Kelly, Korman, McIntosh, A. Miller, Reznik, S. Robinson, and A. Washington

AN ACT concerning

State Treasurer – Supranational Issuers

FOR the purpose of authorizing the Treasurer to invest or reinvest certain funds in a certain obligation issued and unconditionally guaranteed by a supranational issuer; defining a certain term; and generally relating to the investment or reinvestment of certain funds by the Treasurer.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–222 and 8–131(g)(3)(v)
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1571 – Delegates Shoemaker and Rose

AN ACT concerning

**Property Tax Credit – Disabled Law Enforcement Officers and Rescue Workers
– Acquisition of Dwelling**

FOR the purpose of increasing the number of years within which a disabled law enforcement officer or rescue worker must have acquired certain residential property in order to qualify for a certain property tax credit against the county or municipal corporation property tax imposed on the property; providing for the application of this Act; and generally relating to a property tax credit for certain residential property in the State.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–210
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1572 – Delegate Otto

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2015 – Worcester County –
Delmarva Discovery Center and Museum**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2015 to add a grantee to certain grants; making this Act an emergency measure; and

generally relating to amending the Maryland Consolidated Capital Bond Loan of 2015.

BY repealing and reenacting, with amendments,
Chapter 495 of the Acts of the General Assembly of 2015
Section 1(3) Item ZA02(BC) and Item ZA03(BQ)

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

House Bill 1573 – Delegate Otto

AN ACT concerning

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

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

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

House Bill 1574 – Delegate Holmes

AN ACT concerning

Certified Business Enterprises – Gaming and Lottery Control Commission Contracts – Preferences

FOR the purpose of establishing a certain preference program under the State procurement law for bids or proposals for goods or services for the Maryland Gaming and Lottery Control Commission that are submitted by prime contractors and include the use of certain certified business entities; providing for the assignment of certain additional points or percentage price reductions for bids or proposals submitted to the Commission that include the use of certain certified business entities; establishing certain eligibility requirements; limiting the additional points or percentage price reduction that may be assigned to a prime contractor for the use of certain certified business entities under certain procurements; and generally relating to the procurement of goods and services by the Maryland Lottery and Gaming Control Commission and the use of certified minority- and women-owned small, disadvantaged businesses.

BY adding to

Article – State Finance and Procurement
Section 14–701 through 14–703 to be under the new subtitle “Subtitle 7. Maryland
Lottery and Gaming Control Commission – Preferences”
Annotated Code of Maryland
(2015 Replacement Volume)

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

**House Bill 1575 – Prince George’s County Delegation and Montgomery County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Service Rates
PG/MC 119–16**

FOR the purpose of authorizing the Washington Suburban Sanitary Commission to establish certain customer classes for certain service rates or charges; requiring that service rates for each customer class shall be chargeable against certain properties and shall be uniform for a given class throughout the Washington Suburban Sanitary District; requiring that the minimum or ready to serve charge include a certain component; altering the methods by which the minimum or ready to serve charge and the service charge for water used may be based; and generally relating to the service rates of the Washington Suburban Sanitary Commission.

BY repealing and reenacting, with amendments,

Article – Public Utilities
Section 25–501 and 25–502(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1576 – Delegate Sample–Hughes

AN ACT concerning

**Creation of a State Debt – Wicomico County – Habitat for Humanity of Wicomico
County**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$120,000, the proceeds to be used as a grant to the Board of Directors of the Habitat for Humanity of Wicomico County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the

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

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

House Bill 1577 – Delegate Lisanti

AN ACT concerning

**Creation of a State Debt – Harford County – American Indian First Contact
Waterfront Heritage Park**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$500,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Havre de Grace for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

**House Bill 1578 – Delegates Anderson, Beitzel, Buckel, Conaway, Impallaria, and
Sydnor**

AN ACT concerning

**Criminal Law – Sexual Offenses – Threatening to Withhold Governmental
Services**

FOR the purpose of prohibiting a State official, a local official, or a person employed by or under contract with the State or a local government unit from inducing, or attempting to induce, another person to engage in certain sexual acts by threatening to withhold governmental services to which the other person is entitled; establishing penalties for a violation of this Act; altering a certain definition to establish that a certain offense is subject to certain penalties; defining certain terms; and generally relating to sexual offenses.

BY adding to

Article – Criminal Law

Section 3–307.1

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 11–701(a)

Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–701(o)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1579 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Law Enforcement Officers’ Bill of Rights – Hearing Board

FOR the purpose of repealing a certain provision allowing for an alternative method for forming a hearing board under the Law Enforcement Officers’ Bill of Rights when the alternative method has been agreed to under certain exclusive collective bargaining agreements; repealing a certain provision under which certain findings of fact and penalty determinations made by a hearing board are final; providing for the application of this Act; and generally relating to the Law Enforcement Officers’ Bill of Rights.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–107(c) and 3–108(c)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

House Bill 1580 – Delegates Anderson, Oaks, Carr, Carter, Cullison, Fraser–Hidalgo, Glenn, Gutierrez, Hixson, Korman, Luedtke, McIntosh, Moon, Morales, Morhaim, Platt, Reznik, B. Robinson, S. Robinson, Sanchez, Smith, and Vaughn

AN ACT concerning

Marijuana CONTRol (Cannabis Oversight and Nondiscrimination Through Taxation, Regulation, and Legalization) Act of 2016

FOR the purpose of repealing certain civil and criminal prohibitions against the use and possession of marijuana; establishing certain exemptions from prosecution for certain persons for using, obtaining, purchasing, transporting, or possessing

marijuana under certain circumstances; providing that certain conduct is lawful; establishing certain exemptions from prosecution for certain retailers, marijuana product manufacturers, marijuana cultivation facilities, and safety compliance facilities in certain circumstances; establishing a certain affirmative defense; prohibiting a certain adult from cultivating marijuana under certain circumstances; requiring the Comptroller or the Comptroller's designee to establish certain procedures; providing that this Act does not exempt certain conduct from certain penalties; prohibiting a person from smoking marijuana in a public place; providing that employers are not required to accommodate certain conduct; authorizing landlords and innkeepers to prohibit certain behavior in certain locations; prohibiting a person from falsely representing the person's age for certain purposes; providing that this Act, by operation of law, expunges certain convictions; providing that this Act does not repeal or modify certain other statutes; establishing a procedure for a certain retailer, marijuana cultivation facility, or safety compliance facility to register under this Act; requiring the Comptroller to issue certain regulations for marijuana product manufacturer registration; authorizing local governments to enact certain ordinances or regulations not in conflict with this Act; prohibiting a retailer, a marijuana cultivation facility, or any other person from advertising in a certain manner; requiring a retailer to include a certain safety insert with the sale of marijuana; requiring a marijuana cultivation facility to create certain packaging; providing for the cultivation of marijuana in certain circumstances; requiring a certain marijuana cultivation facility to have certain documentation at certain times; prohibiting a retailer from selling, giving, or otherwise furnishing marijuana to a person under a certain age; prohibiting a retailer from allowing a person under a certain age to be present in a certain location under certain circumstances; prohibiting a retailer from selling, giving, or otherwise furnishing more than a certain amount of marijuana to a person in a single transaction, knowingly and willfully selling, giving, or otherwise furnishing an amount of marijuana to a person under certain circumstances, purchasing marijuana from a person other than a marijuana cultivation facility, or violating certain regulations; providing a certain defense; prohibiting a marijuana cultivation facility from allowing a person under a certain age to be present on certain premises under certain circumstances, selling, giving, or otherwise furnishing marijuana to certain persons, purchasing marijuana from certain persons, or purchasing or selling, giving, or otherwise furnishing marijuana in a certain manner; authorizing the Comptroller to suspend or terminate a certain registration under certain circumstances; authorizing a certain court action under certain circumstances; providing that it is not a violation of State or local law for a person to purchase and possess a material or product made, in whole or in part, with industrial hemp; requiring the Department of Agriculture to adopt certain rules and regulations; prohibiting a person under a certain age from possessing marijuana; requiring the Governor to appoint a certain oversight committee; requiring the oversight committee to undertake certain duties; imposing a certain sales tax on marijuana; authorizing a county to impose a certain sales tax on marijuana; requiring the Comptroller to allocate certain tax funds in a certain manner; requiring the Comptroller to administer and carry out this Act and to adopt certain regulations; allowing a certain

deduction from State taxes; providing certain penalties for a violation of this Act; defining certain terms; and generally relating to marijuana.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 5–601(c)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 4 of the Acts of the General Assembly of 2016)

BY repealing

Article – Criminal Law

Section 5–601(d)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 4 of the Acts of the General Assembly of 2016)

BY adding to

Article – Criminal Law

Section 5–1201 through 5–1231 to be under the new subtitle “Subtitle 12. Marijuana”

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Tax – General

Section 12.5–101 through 12.5–105 to be under the new title “Title 12.5. Marijuana Tax”

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 3–8A–19(d)(7)

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

House Bill 1581 – Harford County Delegation

EMERGENCY BILL

AN ACT concerning

Harford County Deputy Sheriff Patrick Dailey Benefits Memorial Act

FOR the purpose of increasing the maximum age at which certain children of deceased members of the Law Enforcement Officers' Pension System who are killed in the line of duty are no longer eligible to receive a certain death benefit; requiring the Board of Trustees to pay a certain death benefit in a certain manner under certain circumstances; requiring the State Retirement Agency and the Department of Legislative Services to review certain provisions of law regarding death benefits and report to the Joint Committee on Pensions on or before a certain date; providing for the application of this Act; making this Act an emergency measure; providing for the termination of this Act; and generally relating to death benefits for members of the Law Enforcement Officers' Pension System who are killed in the line of duty.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 29–203
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1582 – Delegate C. Wilson

AN ACT concerning

Office of the Public Defender – Caseload Standards

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

BY adding to
Article – Criminal Procedure
Section 16–204(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 302 – Senators Raskin, Benson, Currie, DeGrange, Feldman, Kagan, Kelley, King, Klausmeier, Lee, Manno, Peters, Pinsky, Pugh, and Ramirez

AN ACT concerning

Aggressive Drunk Driving – Punitive Damages

FOR the purpose of providing that a person ~~with a certain alcohol concentration in the blood or breath~~ who causes personal injury or wrongful death while operating or attempting to operate a motor vehicle, and who has a certain alcohol concentration in the person's blood or breath or who refuses to submit to a certain test for alcohol concentration, is liable for punitive damages under certain circumstances; requiring a party who seeks to recover punitive damages under this Act to plead certain facts with particularity; providing for a standard of proof of clear and convincing evidence for a claim of punitive damages under this Act; providing that punitive damages under this Act may not be awarded in the absence of an award of compensatory damages; providing that evidence of a defendant's financial means is not admissible until there has been a finding of liability and that punitive damages under this Act are supportable under the facts; ~~authorizing a court to review an award of punitive damages under certain circumstances; requiring a court to review an award of punitive damages under certain circumstances; requiring a court to remit an award for punitive damages under certain circumstances~~ limiting liability for punitive damages under this Act to the person operating or attempting to operate the motor vehicle; defining a certain term; providing for the application of this Act; and generally relating to liability for punitive damages under certain circumstances when a person ~~who~~ causes personal injury or wrongful death while ~~driving~~ operating or attempting to ~~drive~~ operate a motor vehicle ~~with a certain alcohol concentration in the blood or breath~~.

BY adding to

Article – Courts and Judicial Proceedings

Section 10-913.1

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

QUORUM CALL

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

(See Roll Call No. 108)

ADJOURNMENT

At 8:19 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Tuesday, February 23, 2016.

Annapolis, Maryland
Tuesday, February 23, 2016

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

Prayer by Delegate Deborah Rey of St. Mary's County.

QUORUM CALL

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

(See Roll Call No. 109)

EXCUSES:

Del. Carter – personal

The Journal of February 22, 2016 was read and approved.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #1

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

House Bill 1 – Delegates Barve and Beidle

AN ACT concerning

Motor Vehicles – Special Registration Plates – Confederate Battle Flag

HB0001/950517/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Beidle” and substitute “. Beidle, Fraser–Hidalgo, Frush, Lam, McCray, Moon, Stein, Carr, Gilchrist, Healey, Holmes, Jalisi, Knotts, Robinson, and Szeliga”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 51 – Delegate O’Donnell

AN ACT concerning

Natural Resources – Aquaculture Coordinating Council – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 57 – Delegate Cassilly

AN ACT concerning

**Public Safety – Maryland Building Performance Standards – Adoption,
Implementation, and Enforcement of Modifications**

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 58 – Delegate O’Donnell

AN ACT concerning

Vehicle Laws – Historic Motor Vehicles – Authorized Uses and Inspections

HB0058/520812/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 58

(First Reading File Bill)

On page 1, in line 11, strike the first “and” and substitute a comma; in the same line, after “(i)” insert “, and 23–107(a)(1)”; in line 16, after “23–104,” insert “and”; and in the same line, strike “, and 23–107(a)(1)”.

On page 5, in line 4, after “vehicle,” insert “EXCEPT A CLASS L (HISTORIC) VEHICLE,”.

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 61 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Solid Waste, Recycling, and Anaerobic Digestion

HB0061/210516/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 61

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “facilities;” insert “requiring a certain permit for a certain sewage treatment works where anaerobic digestion takes place to include certain conditions relating to the anaerobic digester and related equipment and infrastructure; requiring the Department to impose certain conditions relating to anaerobic digestion on certain discharge permits; exempting an anaerobic digestion facility located on a farm from certain permit requirements under certain circumstances;”; in line 12, after “materials;” insert “requiring the Department to convene and consult with a certain workgroup in developing certain regulations; requiring the workgroup to include representatives of

certain entities;”; in line 13, after “terms;” insert “making stylistic changes;”; and in line 17, after “9–101(j),” insert “9–204(d), 9–326(a).”.

AMENDMENT NO. 2

On page 2, strike beginning with “RETURNED” in line 18 down through “PRODUCT” in line 19 and substitute “RECYCLABLE MATERIALS AS DEFINED IN § 9–1701 OF THIS TITLE”; in line 20, after “MATERIALS” insert “AS DEFINED IN § 9–1701 OF THIS TITLE”; in the same line, strike “RETURNED” and substitute “:

1. RETURNED”;

in line 22, after “RECEIVED” insert “; OR

2. OTHERWISE MANAGED IN ACCORDANCE WITH REGULATIONS ADOPTED UNDER § 9–1713 OF THIS TITLE”;

and in line 29, strike “OR”.

AMENDMENT NO. 3

On page 3, in line 2, after “TITLE” insert “:

(V) ORGANIC MATERIALS THAT ARE MANAGED IN ACCORDANCE WITH A SEWAGE SLUDGE UTILIZATION PERMIT ISSUED BY THE DEPARTMENT UNDER THIS TITLE; OR

(VI) ORGANIC MATERIALS THAT ARE MANAGED AT A PUBLICLY OWNED TREATMENT WORKS OR OTHER SEWAGE TREATMENT WORKS IN ACCORDANCE WITH A PERMIT ISSUED UNDER §§ 9–204 AND 9–324 OF THIS TITLE”;

after line 2, insert:

“9–204.

(d) (1) [A] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A person shall have a permit issued by the Secretary under this section before the person installs, materially alters, or materially extends a water supply system, sewerage system, or refuse disposal system.

(2) A PERMIT ISSUED UNDER THIS SUBSECTION FOR A PUBLICLY OWNED TREATMENT WORKS OR OTHER SEWAGE TREATMENT WORKS WHERE ANAEROBIC DIGESTION TAKES PLACE SHALL INCLUDE CONDITIONS SPECIFIC TO THE ANAEROBIC DIGESTER AND RELATED EQUIPMENT AND INFRASTRUCTURE THAT ARE CONSISTENT WITH THE REQUIREMENTS APPLICABLE TO ANAEROBIC DIGESTION FACILITIES ADOPTED BY THE DEPARTMENT BY REGULATION IN ACCORDANCE WITH § 9-1725 OF THIS TITLE.

9-326.

(a) (1) The Department may make the issuance of a discharge permit contingent on any conditions the Department considers necessary to prevent violation of this subtitle.

(2) In [permits] A PERMIT for the discharge of pollutants from A publicly owned treatment works, the Department:

(i) May impose as conditions appropriate measures to establish and insure compliance by industrial users with any system of user charges required by State or federal law or by any rule, regulation, or guideline adopted under State or federal law; and

(ii) Shall impose as conditions requirements for the permit holder to provide information about new introductions of pollutants or substantial changes in the volume or character of pollutants being introduced into the treatment works.

(3) IN A PERMIT FOR THE DISCHARGE OF POLLUTANTS FROM A PUBLICLY OWNED TREATMENT WORKS OR OTHER SEWAGE TREATMENT WORKS WHERE ANAEROBIC DIGESTION TAKES PLACE, THE DEPARTMENT SHALL IMPOSE AS CONDITIONS REQUIREMENTS FOR THE ANAEROBIC DIGESTION PROCESS THAT ARE CONSISTENT WITH THE REQUIREMENTS APPLICABLE TO ANAEROBIC DIGESTION FACILITIES ADOPTED BY THE DEPARTMENT BY REGULATION IN ACCORDANCE WITH § 9-1725 OF THIS TITLE.”;

in lines 12 and 13, strike “A FACILITY THAT IS REQUIRED TO OBTAIN”; in lines 14 and 16, in each instance, after “A” insert “FACILITY THAT IS REQUIRED TO OBTAIN A”; in line 15, strike “OR”; and in line 17, after “TITLE” insert “;OR”

(III) A PUBLICLY OWNED TREATMENT WORKS OR OTHER SEWAGE TREATMENT WORKS WHERE ANAEROBIC DIGESTION TAKES PLACE IN ACCORDANCE WITH A PERMIT ISSUED UNDER §§ 9-204 AND 9-324 OF THIS TITLE".

AMENDMENT NO. 4

On page 7, in line 17, strike "OR"; and in line 19, after "TITLE" insert ";

(V) A PUBLICLY OWNED TREATMENT WORKS OR OTHER SEWAGE TREATMENT WORKS WHERE ANAEROBIC DIGESTION TAKES PLACE IN ACCORDANCE WITH A PERMIT ISSUED UNDER §§ 9-204 AND 9-324 OF THIS TITLE; OR

(VI) A FACILITY THAT USES CLASS A SEWAGE SLUDGE AND IS SPECIFICALLY EXEMPTED FROM THE REQUIREMENT TO OBTAIN A SEWAGE SLUDGE UTILIZATION PERMIT UNDER REGULATIONS ADOPTED BY THE DEPARTMENT".

AMENDMENT NO. 5

On page 9, after line 16, insert:

“(3) AN ANAEROBIC DIGESTION FACILITY LOCATED ON A FARM SHALL BE EXEMPT FROM ANY REQUIREMENT TO OBTAIN A PERMIT OR APPROVAL UNDER THE REGULATIONS ADOPTED UNDER PARAGRAPH (1) OF THIS SUBSECTION, IF THE ANAEROBIC DIGESTION FACILITY COMPLIES WITH CONSERVATION PRACTICE STANDARD 366, ADOPTED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCES CONSERVATION SERVICE.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) In developing the regulations applicable to recycling facilities and anaerobic digestion facilities as required under this Act, the Department of the Environment shall convene and consult with a workgroup of affected stakeholders.

(b) The workgroup convened under subsection (a) of this section shall include representatives from:

(1) the Maryland Association of Counties;

(2) the Maryland–Delaware Solid Waste Association;

- (3) the Maryland Environmental Service;
- (4) the Northeast Maryland Waste Disposal Authority;
- (5) the Maryland Recycling Network;
- (6) businesses that will be directly impacted by the required regulations;
and
- (7) any other organization or entity, as determined by the Department.”;

and in line 17, strike “2.” and substitute “3.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 62 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Fishing and Hunting Licenses

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 63 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Fishing – Regulation and Use of Commercial Finfish Trotlines

HB0063/220012/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 63

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “trotline;” insert “providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 2, in line 17, after “2016.” insert “It shall remain effective for a period of 3 years and, at the end of June 30, 2019, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 65 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Tree Expert License – Application and Renewal – Repeal of Sunset Provision

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 90 – Delegate Lafferty

AN ACT concerning

**On-Site Sewage Disposal Systems – Operation and Maintenance Costs –
Low-Income Homeowners**

HB0090/510610/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 90
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 4 down through “with” in line 5 and substitute “authorizing certain fee revenue collected for the Bay Restoration Fund to be used for financial assistance to certain low-income homeowners for”; in line 9, strike “defining certain terms;”; after line 10, insert:

“BY repealing and reenacting, without amendments,

Article – Environment

Section 9–1605.2(h)(1)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”;

in line 13, strike “9–1108” and substitute “9–1605.2(h)(2)”; and after line 15, insert:

“BY adding to

Article – Environment

Section 9–1605.2(h)(7)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 19 on page 1 through line 14 on page 3, inclusive, and substitute:

“9–1605.2.

(h) (1) With regard to the funds collected under subsection (b)(1)(i)1 of this section from users of an on-site sewage disposal system or holding tank that receive a water bill and subsection (b)(1)(i)2 and 3 of this section, beginning in fiscal year 2006, the Comptroller shall:

and

(i) Establish a separate account within the Bay Restoration Fund;

subsection.

(ii) Disburse the funds as provided under paragraph (2) of this

(2) The Comptroller shall:

(i) Deposit 60% of the funds in the separate account to be used for:

1. Subject to paragraphs (3), (4), (5), and (6) of this subsection, with priority first given to failing systems and holding tanks located in the Chesapeake and Atlantic Coastal Bays Critical Area and then to failing systems that the Department determines are a threat to public health or water quality, grants or loans for up to 100% of:

A. The costs attributable to upgrading an on-site sewage disposal system to the best available technology for the removal of nitrogen;

B. The cost difference between a conventional on-site sewage disposal system and a system that utilizes the best available technology for the removal of nitrogen;

C. The cost of repairing or replacing a failing on-site sewage disposal system with a system that uses the best available technology for nitrogen removal;

D. The cost, up to the sum of the costs authorized under item B of this item for each individual system, of replacing multiple on-site sewage disposal systems located in the same community with a new community sewerage system that is owned by a local government and that meets enhanced nutrient removal standards; or

E. The cost, up to the sum of the costs authorized under item C of this item for each individual system, of connecting a property using an on-site sewage disposal system to an existing municipal wastewater facility that is achieving enhanced nutrient removal or biological nutrient removal level treatment, including payment of the principal, but not interest, of debt issued by a local government for such connection costs;

2. The reasonable costs of the Department, not to exceed 8% of the funds deposited into the separate account, to:

A. Implement an education, outreach, and upgrade program to advise owners of on-site sewage disposal systems and holding tanks on the proper maintenance of the systems and tanks and the availability of grants and loans under item 1 of this item;

B. Review and approve the design and construction of on-site sewage disposal system or holding tank upgrades;

C. Issue grants or loans as provided under item 1 of this item;
and

D. Provide technical support for owners of upgraded on-site sewage disposal systems or holding tanks to operate and maintain the upgraded systems;
[and]

3. A portion of the reasonable costs of a local public entity that has been delegated by the Department under § 1-301(b) of this article to administer and enforce environmental laws, not to exceed 10% of the funds deposited into the separate account, to implement regulations adopted by the Department for on-site sewage disposal systems that utilize the best available technology for the removal of nitrogen; and

4. SUBJECT TO PARAGRAPH (7) OF THIS SUBSECTION, FINANCIAL ASSISTANCE TO LOW-INCOME HOMEOWNERS, AS DEFINED BY THE DEPARTMENT, FOR UP TO 50% OF THE COST OF A 3-YEAR OPERATION AND MAINTENANCE CONTRACT FOR AN ON-SITE SEWAGE DISPOSAL SYSTEM THAT UTILIZES NITROGEN REMOVAL TECHNOLOGY; AND

(ii) Transfer 40% of the funds to the Maryland Agriculture Water Quality Cost Share Program in the Department of Agriculture in order to fund cover crop activities.

(7) THE DEPARTMENT OR A LOCAL GOVERNMENT SHALL DETERMINE:

(I) WHETHER AN APPLICANT IS ELIGIBLE FOR FINANCIAL ASSISTANCE UNDER PARAGRAPH (2)(I)4 OF THIS SUBSECTION; AND

(II) THE AMOUNT OF FINANCIAL ASSISTANCE TO BE PROVIDED FOR EACH APPLICANT BASED ON THE AVERAGE COST OF A 3-YEAR OPERATION AND MAINTENANCE CONTRACT PROVIDED BY VENDORS, AS DEFINED IN § 9-1108.1 OF THIS TITLE, IN THE APPLICANT’S AREA.”.

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 122 – Delegate Stein (Chair, Joint Committee on the Chesapeake and Atlantic Coastal Bays Critical Areas)

AN ACT concerning

**Critical Area Commission for the Chesapeake and Atlantic Coastal Bays
– Membership From Ocean City**

HB0122/920514/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 122

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Bays” insert “; establishing that a certain member of the Commission who is the Mayor of Ocean City or the designee of the Mayor is not subject to the advice and consent of the Senate; and generally relating to membership from Ocean City on the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays”.

AMENDMENT NO. 2

On page 2, in line 32, after “(2)” insert “**(I)**”; and after line 33 insert:

“(II) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, A MEMBER FROM THE ATLANTIC COASTAL BAYS WATERSHED WHO IS THE MAYOR OF OCEAN CITY OR THE DESIGNEE OF THE MAYOR IS NOT SUBJECT TO THE ADVICE AND CONSENT OF THE SENATE.”.

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 133 – Charles County Delegation

AN ACT concerning

**Charles County – Annual Financial Report and Annual Audit Report – Filing
Date**

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 319 – Delegates Jacobs, Arentz, Cassilly, Ghrist, Hornberger,
S. Howard, Metzgar, Otto, and Sample–Hughes**

AN ACT concerning

Oysters and Clams – Dredging by Auxiliary Yawl – Authorized Boats

HB0319/330912/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 319

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “manner;” insert “making certain conforming changes;”.

AMENDMENT NO. 2

On page 1, in line 19, after “(a)” insert “**(1)**”; in the same line, strike “SECTION” and substitute “**SUBSECTION**”; and in line 20, strike “**(1)**” and substitute “**(1)**”.

AMENDMENT NO. 3

On page 2, in lines 1, 3, 5, 7, and 10, strike “(2)”, “(3)”, “(4)”, “(5)”, and “(6)”, respectively, and substitute “(II)”, “(III)”, “(IV)”, “(V)”, and “(VI)”, respectively; in line 11, strike “(B)” and substitute “(2)”; in line 22, strike “(c) (1)” and substitute “(3)”; and in lines 29 and 34, strike “(2)” and “(3)”, respectively, and substitute “(4)” and “(B)”, respectively.

AMENDMENT NO. 4

On page 3, in lines 1, 7, 28, and 33, strike “(d)”, “(e)”, “(f)”, and “(g)”, respectively, and substitute “(C)”, “(D)”, “(E)”, and “(F)”, respectively; and in lines 1, 4, 5, and 10, in each instance, strike “DREDGE”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 383 – Delegates Busch and McMillan

AN ACT concerning

Maryland Emergency Management Assistance Compact – City of Annapolis

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 389 – Delegates O’Donnell, Anderton, Arentz, Aumann, Cluster, Ghrist, Glass, Grammer, Hornberger, Jacobs, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McKay, McMillan, Metzgar, W. Miller, Morgan, Otto, Rey, Rose, Saab, Shoemaker, Stein, Vogt, and West

EMERGENCY BILL

AN ACT concerning

**Chesapeake and Atlantic Coastal Bays Critical Area Protection
Program – Intrafamily Transfers**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 496 – Delegate Krebs

AN ACT concerning

**Ethics Commission, Commission on Judicial Disabilities, Judicial Ethics
Committee, and Joint Ethics Committee – Duties**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation recommended the following Bill be re-referred to the Committee on Health and Government Operations:

**House Bill 594 – Delegates Kramer, Barkley, B. Barnes, Brooks, Cullison,
Fraser-Hidalgo, Frush, Krimm, Luedtke, McComas, and Waldstreicher**

AN ACT concerning

Humane Adoption of Companion Animals Used in Research Act of 2016

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

THE COMMITTEE ON JUDICIARY REPORT #2

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

**House Bill 155 – Delegates Dumais, Anderson, Angel, Atterbeary, Chang, Cluster,
Hettleman, Kittleman, Malone, McComas, Moon, Morales, Rosenberg,
Sanchez, Smith, Sophocleus, Valentino-Smith, and B. Wilson**

AN ACT concerning

Criminal Law – Stalking and Harassment

HB0155/982513/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 155

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and Harassment”; strike beginning with “repealing” in line 3 down through “services;” in line 5; in line 6, after “a” insert “malicious”; strike beginning with the first comma in line 8 down through “services” in line 9; and in line 12, strike “, 3–803, and 3–805”.

AMENDMENT NO. 2

On page 1, in line 19, strike the brackets.

On pages 2 through 4, strike in their entirety the lines beginning with line 22 on page 2 through line 16 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 Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 171 – Delegate Dumais

AN ACT concerning

Judgments – Appeals – Supersedeas Bond

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 237 – Delegates Smith, Anderton, Atterbeary, Carr, Carter, Conaway, Dumais, Fraser–Hidalgo, Kelly, Korman, Lierman, Luedtke, Moon, Morales, Platt, Proctor, Reznik, Sanchez, Sydnor, Waldstreicher, and M. Washington

AN ACT concerning

Courts – Prohibition Against Testimony by Convicted Perjurer – Repeal

HB0237/542812/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 237

(First Reading File Bill)

AMENDMENT NO. 1

In line 4, after the semicolon insert “providing that evidence that a witness has been convicted of perjury shall be admitted for the purpose of attacking the credibility of the witness, regardless of the date of the conviction, under certain circumstances; making stylistic changes;”; and after line 10, insert:

“BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 10–905

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

After line 15, insert:

“10–905.

(a) **(1)** Evidence is admissible to prove the interest of a witness in any proceeding, or the fact of [his] THE WITNESS’S conviction of an infamous crime.

(2) Evidence of conviction is not admissible if an appeal is pending, or the time for an appeal has not expired, or the conviction has been reversed, and there has been no retrial or reconviction.

(b) The certificate, under the seal of the clerk of the court, of the court in which the conviction occurred is sufficient evidence of the conviction.

(C) EVIDENCE THAT A WITNESS HAS BEEN CONVICTED OF PERJURY SHALL BE ADMITTED FOR THE PURPOSE OF ATTACKING THE CREDIBILITY OF THE WITNESS, REGARDLESS OF THE DATE OF THE CONVICTION, IF THE EVIDENCE IS ELICITED FROM THE WITNESS OR ESTABLISHED BY PUBLIC RECORD DURING EXAMINATION OF THE WITNESS.

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 357 – Delegate Afzali

AN ACT concerning

Frederick County – Local Government Tort Claims Act – Notice of Claim

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 358 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

**Kent County – Prospective Employees and Volunteers – Criminal History
Records Check**

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 393 – Delegates Carter, Anderson, B. Barnes, Dumais, Lierman, Moon,
Morales, Rosenberg, and Smith**

AN ACT concerning

Award of Attorney’s Fees and Expenses – Violation of Maryland Constitutional Right

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 438 – Delegates Kramer and Fraser–Hidalgo

AN ACT concerning

Public Safety – Law Enforcement – Veterinary Care of Retired Law Enforcement K–9s Act

HB0438/382910/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 438

(First Reading File Bill)

On page 1, in line 7, after “reimbursement” insert “may be only for certain veterinary treatment and”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #1

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

House Bill 1581 – Harford County Delegation

EMERGENCY BILL

AN ACT concerning

Harford County Deputy Sheriff Patrick Dailey Benefits Memorial Act

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

THE COMMITTEE ON WAYS AND MEANS REPORT #2

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

House Bill 55 – Delegate Cluster

AN ACT concerning

Baltimore County – Education – WhyTry Program

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 67 – Chair, Ways and Means Committee (By Request – Departmental – Office for Children)

AN ACT concerning

Maryland Infants and Toddlers Program – Composition

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 72 – Delegates Luedtke, M. Washington, Ebersole, Hixson, and Kaiser

AN ACT concerning

Education – Sexual Abuse and Assault Awareness and Prevention Program – Development and Implementation

HB0072/135267/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 72
(First Reading File Bill)

On page 2, in line 1, strike “STATE-FUNDED EDUCATION PROGRAMS” and substitute “THE NONPUBLIC SCHOOLS TEXTBOOK AND TECHNOLOGY GRANTS PROGRAM”.

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 85 – Delegates Luedtke, Carr, Ebersole, Hixson, Tarlau, and Zucker

AN ACT concerning

Education – Children With Disabilities – Support Services – Parental Notification

HB0085/545267/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 85

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 7 down through “language;” in line 9 and substitute “requiring certain information to be provided to a parent in the parent’s native language under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 20, after “(i)” insert “1.”; in lines 22 and 25, strike “1.” and “2.”, respectively, and substitute “A.” and “B.”, respectively; and after line 28, insert:

“2. IF A PARENT’S NATIVE LANGUAGE IS NOT ENGLISH, THE INFORMATION IN SUBSUBPARAGRAPH 1B OF THIS SUBPARAGRAPH SHALL BE PROVIDED TO THE PARENT IN THE PARENT’S NATIVE LANGUAGE.”

AMENDMENT NO. 3

On page 3, strike in their entirety lines 1 through 5, inclusive; in lines 6 and 12, strike “(IV)” and “(V)”, respectively, and substitute “(III)” and “(IV)”, respectively; in line 9, strike “SUBPARAGRAPH (I)2 OF THIS PARAGRAPH” and substitute “SUBPARAGRAPH (I)1B OF THIS PARAGRAPH”; and in line 19, strike “SUBPARAGRAPH (I)2 OF THIS PARAGRAPH” and substitute “PARAGRAPH (2)(I)1B OF THIS SUBSECTION”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 86 – Delegates Luedtke, Carr, Cullison, Ebersole, Fraser–Hidalgo, Frick, Gutierrez, Moon, Morales, Patterson, Pena–Melnik, Platt, Sanchez, and Zucker

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 107 – Delegates Rosenberg, Tarlau, and A. Washington

AN ACT concerning

Higher Education – Walter Sondheim Jr. Public Service Internship Scholarship Program – Scholarship Amount

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 112 – Delegates Jackson, Barron, Haynes, Healey, C. Howard, Jameson, Morales, and Patterson

AN ACT concerning

Election Law – Campaign Finance Entities – Activity and Forfeiture of Salary

HB0112/875664/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 112

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and Forfeiture of Salary”; strike beginning with “expanding” in line 9 down through “changes;” in line 13; in line 14, after “to” insert “the activity of”; and in line 17, strike “and 13–334”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 29 on page 2 through line 28 on page 3, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 127 – Delegates Reznik, Buckel, Ebersole, Frush, Glass, Glenn, Grammer, Holmes, Hornberger, C. Howard, Kipke, Lam, Luedtke, Pendergrass, Valderrama, West, and K. Young

AN ACT concerning

Criminal Law – Gaming – Home Games

HB0127/805662/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 127

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “in” insert “a”.

AMENDMENT NO. 2

On page 2, in line 18, strike “\$2,000” and substitute “\$500”; in the same line, after “THE” insert “TOTAL”; in the same line, strike “OR” and substitute a comma; in line 19, after “MONEY” insert “, OR ANY OTHER THING OR CONSIDERATION OF VALUE”; and in the same line, after “WAGERED” insert “BY ALL PLAYERS DURING ANY 24-HOUR PERIOD”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 136 – Delegates Stein and A. Washington

AN ACT concerning

**State Government – Financial Education and Capability
Commission – Composition**

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 241 – Delegates Rosenberg and A. Washington

AN ACT concerning

**Election Law – State Elected Officials – Campaign Fund–Raising During
General Assembly Session – Civil Penalty**

HB0241/175462/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 241

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the first “of” insert “clarifying that certain persons are prohibited from soliciting a contribution during the General Assembly session.”.

AMENDMENT NO. 2

On page 2, in line 11, strike “or sell a ticket to a fund-raising event” and substitute “A CONTRIBUTION”; and in line 25, strike “§ 13-604” and substitute “§ 13-604.1”.

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 300 – Delegates Fennell, Luedtke, Ebersole, Hixson, Patterson, Tarlau, and M. Washington

AN ACT concerning

Video Lottery Terminals – Disposition of Unclaimed Winnings

HB0300/675963/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 300

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “deposited into the Education Trust Fund” and substitute “distributed in a certain manner”; strike in its entirety line 7 and substitute “BY repealing and reenacting, with amendments.”; and in line 9, strike “9-1A-22.1” and substitute “9-1A-26”.

AMENDMENT NO. 2

On page 1, strike in its entirety line 15 and substitute:

“9-1A-26.

(a) (1) Except as provided in paragraphs (2) and (3) of this subsection, all proceeds from the operation of video lottery terminals and table games shall be electronically transferred daily into the State Lottery Fund established under Subtitle 1 of this title and distributed as provided under § 9–1A–27 of this subtitle.

(2) The requirement under paragraph (1) of this subsection does not apply on a day when State government is closed.

(3) The amount from the proceeds of video lottery terminals to be paid to video lottery operation licensees under § 9–1A–27(a)(2) and (7), (b), and (c)(1)(ii) and (2) of this subtitle shall be retained by the licensee.

(b) (1) The Commission shall account to the Comptroller for all of the revenue under this subtitle.

(2) The proceeds from video lottery terminals and table games shall be under the control of the Comptroller and, EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, shall be distributed as provided under § 9–1A–27 of this subtitle.”;

in line 16, before “A” insert “(C)”; and strike in their entirety lines 19 and 20 and substitute:

“(2) BE DISTRIBUTED AS FOLLOWS:

(I) 2.5% TO THE SMALL, MINORITY, AND WOMEN-OWNED BUSINESSES ACCOUNT ESTABLISHED UNDER § 9–1A–35 OF THIS SUBTITLE;

(II) 9.5% IN LOCAL IMPACT GRANTS, IN ACCORDANCE WITH § 9–1A–31 OF THIS SUBTITLE;

(III) 10% TO THE PURSE DEDICATION ACCOUNT ESTABLISHED UNDER § 9–1A–28 OF THIS SUBTITLE;

(IV) 1.5% TO THE RACETRACK FACILITY RENEWAL ACCOUNT ESTABLISHED UNDER § 9–1A–29 OF THIS SUBTITLE; AND

(V) THE REMAINDER TO THE EDUCATION TRUST FUND ESTABLISHED UNDER § 9–1A–30 OF THIS SUBTITLE.

[(c)] (D) The admissions and amusement tax may not be imposed on any proceeds from the operation of video lottery terminals and table games.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #3

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

House Bill 87 – Montgomery County Delegation

AN ACT concerning

Montgomery County Board of Education – Student Member – Voting MC 11-16

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 192 – Chair, Judiciary Committee (By Request – Maryland Judicial Conference)

AN ACT concerning

Juvenile Causes – Permanency Plans – Age Restrictions on Use of Another Planned Permanent Living Arrangement

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 137 Negative – 2 (See Roll Call No. 110)

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. 111)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #9

House Bill 120 – Delegates Krimm, Brooks, Carr, Chang, Ciliberti, Gutierrez, Hill, Jalisi, Jameson, Kelly, Korman, Kramer, Lierman, McCray, Patterson, B. Robinson, Smith, Vogt, West, K. Young, and P. Young

AN ACT concerning

State Budget – Department of Budget and Management – Statement of Dedicated State Funds

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

Affirmative – 139 Negative – 0 (See Roll Call No. 112)

The Bill was then sent to the Senate.

House Bill 686 – Delegates Hammen, Anderson, Branch, Busch, Carey, Carter, Clippinger, Conaway, Glenn, Hayes, Haynes, Lafferty, Lierman, Lisanti, McCray, McIntosh, Oaks, Pena-Melnyk, Pendergrass, B. Robinson, S. Robinson, Rosenberg, Smith, Sophocleus, Walker, M. Washington, West, and P. Young

AN ACT concerning

Department of Housing and Community Development – Strategic Demolition and Smart Growth Impact Fund – Establishment

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

Affirmative – 112 Negative – 27 (See Roll Call No. 113)

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. 114)

ADJOURNMENT

At 10:46 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Wednesday, February 24, 2016.

Annapolis, Maryland
Wednesday, February 24, 2016

The House met at 10:04 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Keith E. Haynes of Baltimore City.

QUORUM CALL

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

(See Roll Call No. 115)

EXCUSES:

Del. Carter – late – personal

The Journal of February 23, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1583 – Delegates Hixson, Moon, and Smith

AN ACT concerning

**Creation of a State Debt – Montgomery County – Pinecrest Local Park
Improvements**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Maryland–National Capital Park and Planning Commission for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1584 – Delegate Bromwell (By Request)

AN ACT concerning

**Open Meetings Act – Board of Regents of the University System of Maryland
– Closed Sessions**

FOR the purpose of authorizing the Board of Regents of the University System of Maryland to meet in closed session or adjourn an open session to a closed session to discuss certain matters; making conforming changes; making a technical change; and generally relating to the authority of the Board of Regents of the University System of Maryland to meet in closed sessions.

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 3–206(b)(2)(ii) and 3–305
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

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

House Bill 1585 – Delegate Beitzel

AN ACT concerning

Creation of a State Debt – Garrett County – Friendsville Veterans Memorial

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Directors of the Garrett Memorial Veterans of Foreign Wars, Post 10077, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1586 – Delegates McConkey and Sophocleus

AN ACT concerning

Crimes Related to Animals – Penalties – Mandatory Reporting

FOR the purpose of altering the penalties for certain crimes related to animals; authorizing a court, as a condition of probation in certain cases, to prohibit a defendant from owning, possessing, or residing with an animal; requiring as a condition of probation in certain cases, the court to prohibit a defendant from owning, possessing, or residing with an animal; requiring a veterinarian who has reason to believe that an animal that has been treated by the veterinarian has been subjected to abuse or neglect in violation of certain provisions of law to notify the appropriate law enforcement agency in a certain manner; providing that, to the extent reasonably

possible, a veterinarian who makes a certain report shall include in the report certain information; providing penalties for a willful violation of a provision of this Act; and generally relating to crimes related to animals.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 10–604, 10–605, 10–606, 10–607, 10–608, 10–610, and 10–623

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Law

Section 10–626

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1587 – Delegates West and Aumann

AN ACT concerning

Creation of a State Debt – Baltimore County – The Maryland Regional Agricultural Arena and Learning Center

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

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

House Bill 1588 – Delegate C. Howard

AN ACT concerning

Motor Fuel Tax Refund – Demand Response Trips

FOR the purpose of adding certain vehicles used to provide certain services to those vehicles that qualify for a certain motor fuel tax refund; defining a certain term; and generally relating to claims for motor fuel tax refunds.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 13–101 and 13–901(f)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1589 – Delegates Reilly, Lisanti, and Cassilly

AN ACT concerning

**Economic Development – Northeastern Maryland Additive Manufacturing
Innovation Authority**

FOR the purpose of altering certain definitions in order to codify a certain alternate name for the Northeastern Maryland Additive Manufacturing Innovation Authority; altering the number and composition of the voting members of the Executive Board; requiring the Authority to include in a certain submission to the Department of Economic Competitiveness and Commerce a certain request for financial support in a certain fiscal year; requiring the Department to consider including certain requests for financial support in its annual budget recommendations; requiring, rather than authorizing, the Governor to include in the annual budget bill certain funding for the Authority; and generally relating to the Northeastern Maryland Additive Manufacturing Innovation Authority.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 13–1201, 13–1203(b)(2)(xvii) through (xix), and 13–1209
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 13–1202 and 13–1203(a)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY adding to
Article – Economic Development
Section 13–1203(b)(2)(xx)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

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

**House Bill 1590 – Delegates Saab, Beidle, Carey, Chang, S. Howard, Malone, and
Sophocleus**

EMERGENCY BILL

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Limited Distillery License

FOR the purpose of authorizing a Class 9 limited distillery license to be issued in Anne Arundel County; making this Act an emergency measure; making certain provisions of this Act subject to a certain contingency; providing for the termination of certain provisions of this Act; and generally relating to a Class 9 limited distillery license in Anne Arundel County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 2–202.1
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 11–102
Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 11–401
Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

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

House Bill 1591 – Delegate Branch

AN ACT concerning

Baltimore City – Alcoholic Beverages – License Applications

FOR the purpose of requiring in Baltimore City that an alcoholic beverages license for a partnership be applied for by, and issued to, at least a certain number of general partners as individuals; requiring that at least one of the general partners who apply meets certain qualifications; requiring the Board of License Commissioners for Baltimore City to issue a license to a certain general partner under certain circumstances; repealing a provision of law requiring an application for a license to include a petition of support that is signed by at least a certain number of residents

who meet certain qualifications and that contains certain information; and generally relating to applications for alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 12–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 12–1401

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 12–1401.1

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing

Article – Alcoholic Beverages

Section 12–1405

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

House Bill 1592 – Delegate Malone

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Belvoir–Scott’s Plantation Historic Manor House

FOR the purpose of authorizing the creation of a State Debt not to exceed \$90,000, the proceeds to be used as a grant to the Board of Directors of the Belvoir–Scott’s Plantation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1593 – Delegate McMillan

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Hammond–Harwood House Preservation

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Board of Trustees of the Hammond–Harwood House Association, Incorporated for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1594 – Delegate Lisanti

AN ACT concerning

Public–Private Partnerships – Unsolicited Proposals – Procedures

FOR the purpose of altering a certain provision of law relating to public–private partnerships to require a reporting agency to protect proprietary information included in an unsolicited proposal to a certain extent and comply with certain procedural requirements whether or not the reporting agency conducts a competitive solicitation process under a certain provision of law; and generally relating to unsolicited proposals for public–private partnerships.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 10A–301
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1595 – Delegates S. Howard, Arentz, Hornberger, Jacobs, Mautz, Metzgar, Otto, Reilly, and Sample–Hughes

AN ACT concerning

Tidal Fish License – Catching Crabs Using Trotline Gear – Holidays

FOR the purpose of authorizing the Department of Natural Resources to adopt certain regulations restricting a tidal fish licensee who catches crabs using trotline gear to a workday of at least a certain duration on certain holidays if the Department

authorizes the workday to begin at a certain time; and generally relating to tidal fish licenses.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–803
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1596 – Delegate Mautz

AN ACT concerning

Talbot County – Deer Management Permit – Firearms

FOR the purpose of authorizing an individual who holds a Deer Management Permit in Talbot County to use certain firearms to hunt deer throughout the year under certain circumstances; authorizing the Department of Natural Resources to authorize an individual to hunt deer on Sundays in Talbot County under certain circumstances; and generally relating to hunting deer under a Deer Management Permit in Talbot County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–415(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 147 – Senators Hough and Young, Young, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

AN ACT concerning

~~Interagency Disabilities Board~~ Ethan Saylor Alliance for Self-Advocates as Educators – Membership and Duties – Community Inclusion Training Oversight

FOR the purpose of altering the membership of the ~~Interagency Disabilities Board~~ Steering Committee of the Ethan Saylor Alliance for Self-Advocates as Educators; requiring the ~~Board~~ Steering Committee to review, or request that the Alliance 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~~ Ethan Saylor Alliance for Self-Advocates as Educators.

BY repealing and reenacting, without amendments,

Article – Human Services

Section 7-502(a)

Annotated Code of Maryland

(2007 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Human Services

Section ~~7-128 and 7-131~~ 7-503

Annotated Code of Maryland

(2007 Volume and 2015 Supplement)

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

Senate Bill 195 – Senators Ready and Bates

AN ACT concerning

**Carroll County – State’s Attorney’s Office and Child Support Enforcement
Administration – Transfer of Personnel**

FOR the purpose of transferring the functions, powers, and duties of the Child Support Unit of the Office of the State’s Attorney for Carroll County to the Child Support Enforcement Administration of the Department of Human Resources; requiring that certain employees be transferred in accordance with certain provisions of law that provide for inclusion in the State Personnel Management System, seniority, compensation, annual leave accrual, transfer of certain pension contributions, and other personnel matters for employees transferring to the Child Support Enforcement Administration; requiring Carroll County to pay certain personnel certain compensation as of a certain date; requiring the creation of certain Position Identification Numbers for certain transferred employees; providing for the determination of salary grade and seniority for transferred employees; ~~prohibiting the assignment of a transferred employee to a certain office for a certain period of time unless the employee agrees to the assignment~~; requiring that certain transferred employees be given credit with the State for years of county employment for purposes of determining eligibility for participation as a retiree in the State Employee and Retiree Health and Welfare Benefits Program; requiring that certain transferred employees be subject to certain benefit selections in the Employees’

Pension System; providing that certain transferred employees are not responsible for depositing the difference between certain member contributions and interest in the Carroll County Pension Plan and the Employees' Pension System for certain creditable service earned in the Carroll County Pension Plan; requiring a certain valuation to be performed by a certain actuary; and generally relating to the transfer of certain personnel to the Child Support Enforcement Administration of the Department of Human Resources.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 10–117
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 323 – Senators Pinsky, Raskin, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Nathan–Pulliam, Peters, Pugh, Ramirez, Rosapepe, Young, and Zirkin

AN ACT concerning

Greenhouse Gas Emissions Reduction Act – Reauthorization

FOR the purpose of repealing the termination date for a certain provision of law requiring the State to reduce statewide greenhouse gas emissions by a certain amount by a certain date; requiring the State to reduce statewide greenhouse gas emissions by a certain amount by a certain date; requiring the Department of the Environment to submit a proposed plan in accordance with certain requirements to the Governor and the General Assembly on or before a certain date; requiring the Department to adopt a final plan in accordance with certain requirements on or before a certain date; requiring an institution of higher education in the State to conduct a certain study in accordance with certain requirements and submit the study to the Governor and the General Assembly on or before a certain date; authorizing the General Assembly to maintain, revise, or eliminate certain statewide greenhouse gas emissions reduction requirements under certain circumstances; requiring the General Assembly to consider whether to continue certain manufacturing provisions under certain circumstances; altering the date by which the Department must monitor the implementation of certain plans and submit certain reports to the Governor and the General Assembly on or before certain dates; requiring the Department to include certain agencies and entities in certain discussions regarding certain matters; making the provisions of this Act severable; providing for the termination of a certain provision of this Act; and generally relating to the reduction of statewide greenhouse gas emissions.

BY repealing and reenacting, with amendments,

Chapter 171 of the Acts of the General Assembly of 2009
Section 7

BY repealing and reenacting, with amendments,
Chapter 172 of the Acts of the General Assembly of 2009
Section 7

BY repealing and reenacting, without amendments,
Article – Environment
Section 2–1204
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY adding to
Article – Environment
Section 2–1204.1
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 2–1205, 2–1206, 2–1207, 2–1210, and 2–1211
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

Senate Bill 336 – Senators Kelley, Astle, Benson, Feldman, Klausmeier, Middleton, and Pugh

AN ACT concerning

Hospitals – Designation of Lay Caregivers

FOR the purpose of requiring a hospital to provide a patient or the legal guardian of the patient with an opportunity to designate a certain lay caregiver before the patient is discharged from the hospital; requiring a hospital to document a certain decision by a certain patient or the legal guardian of the patient in the patient's medical record; providing that a hospital shall be deemed to be in compliance with this Act under certain circumstances; requiring a hospital to record certain information in a patient's medical record; requiring a hospital to request the written consent of a patient or the legal guardian of the patient to release certain medical information; providing that a hospital, under certain circumstances, is not required to provide certain notice required under a certain provision of this Act or to consult with or provide certain information to a certain lay caregiver; authorizing a patient or the legal guardian of a patient to change the designation of a certain lay caregiver under

certain circumstances; providing that a designation of a certain lay caregiver does not obligate an individual to perform certain aftercare; providing that certain provisions of this Act may not be construed to require a patient or the legal guardian of the patient to designate a certain lay caregiver; requiring a hospital to notify a certain lay caregiver of the discharge of a patient or the transfer of a patient to another hospital or a certain facility as soon as practicable; requiring a hospital, as soon as practicable before discharge, to consult with a certain lay caregiver and issue a certain discharge plan; providing that the inability of a hospital to consult with a certain lay caregiver may not interfere with, delay, or otherwise affect certain medical care or a patient's discharge; authorizing a hospital's discharge process to incorporate certain standards of accreditation and certain Conditions of Participation; prohibiting the use of certain federal or State funds for a certain purpose; providing that no federal or State program funding may be impacted by this Act; providing for the construction of this Act; defining certain terms; and generally relating to hospitals and the designation of lay caregivers.

BY repealing and reenacting, without amendments,

Article – Health – General
Section 19–301(a) and (f)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to

Article – Health – General
Section 19–380 through 19–385 to be under the new part “Part XI. Designation of Lay Caregivers”
Annotated Code of Maryland
(2015 Replacement Volume)

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

Senate Bill 450 – Senators Kelley and Reilly, Reilly, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, and Pugh

AN ACT concerning

Health Care Provider Malpractice Insurance – Scope of Coverage

FOR the purpose of authorizing the inclusion, in a policy that insures a health care provider against damages due to medical injury arising from providing or failing to provide health care, of coverage for the defense of a health care provider in a certain disciplinary hearing if the cost of the included coverage is itemized in a certain document and reported to the Maryland Insurance Commissioner in a certain manner; and generally relating to malpractice insurance coverage for health care providers.

BY repealing and reenacting, with amendments,

Article – Insurance
Section 19–104
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

Senate Bill 471 – Senator Pugh

AN ACT concerning

Commercial Law – Debt Settlement Services – Fund and Sunset Repeal

FOR the purpose of altering certain provisions of law relating to the collection, deposit, and purpose of certain fees related to debt settlement services; requiring all revenue received for the registration of certain persons and, with a certain exception, any other fee, examination assessment, or revenue received by the Commissioner of Financial Regulation under certain provisions of law to be credited to a certain fund and used in accordance with a certain provision of law; repealing the termination date of the Maryland Debt Settlement Services Act; making certain provisions of this Act contingent on the taking effect of another Act; providing for the effective dates of this Act; and generally relating to the Maryland Debt Settlement Services Act.

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 12–1007
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Chapter 280 of the Acts of the General Assembly of 2011, as amended by Chapters
276 and 277 of the Acts of the General Assembly of 2014
Section 4

BY repealing and reenacting, with amendments,
Chapter 281 of the Acts of the General Assembly of 2011, as amended by Chapters
276 and 277 of the Acts of the General Assembly of 2014
Section 4

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

Senate Bill 480 – Senators Astle, Bates, Klausmeier, and Middleton

AN ACT concerning

**Public Utilities – Maryland Underground Facilities Damage Prevention
Authority – Funding**

FOR the purpose of authorizing the Maryland Underground Facilities Damage Prevention Authority to collect an assessment or a charge not exceeding a certain amount per ticket under certain circumstances; specifying the circumstances under which the Authority may collect an assessment or a charge; providing for an exception to a certain limitation regarding sources of operational funding for the Authority; and generally relating to the Maryland Underground Facilities Damage Prevention Authority.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 12–101(a), (b), (i), (j), (k), and (m)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 12–111
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

Senate Bill 506 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

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

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2–513(b)(2)(vi), 5–210.5(b)(3), and 9–403
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions
Section 4–306(b)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 262 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 2–105(c)(1), 5–710(b)(4)(i)1., and 12–306(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–408, 3–8A–15(f), 4–401(10)(xii) and (xiii), 5–522(a)(5), and 5–603(b)(4)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing
Article – Courts and Judicial Proceedings
Section 4–401(10)(xi)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 7–103(e)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1–210(b) and (c), 10–305, and 11–601(d)(1)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–458(b) and 10–499(a)(1) and (2)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 4–306.2(f)(4)(iii), (n)(5), (o), and (v), 11–207(b) and (c), and 18–601(g)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 5–119(e)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 459 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–4A–03(a)(7)(ii)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 417 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 5–1002(b)(2)(ii), 5–1003(b)(4)(ii), 5–1004(c)(5)(ii), 13–210(b), and 13–247

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 3–401(c)(5)(ii), 4–202.1(e)(2)(ii)2., 9–345(a), and 9–349(c)

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law

Section 5–545(d), 5–564(f), and 10–301(aa)(1)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 8–104(b)(6)

Annotated Code of Maryland

(2014 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 5–804(g), 5–806, 7–903(b)(2), 7–909(e)(3), 7.5–303(a)(1)(iii), 10–608, 10–613, 10–614, 10–615, 10–616(a)(1), 10–617(a), 10–618(b) and (c), 10–619, 10–903(a)(1) and (c), 10–904(b), 10–920, 10–922(1), 10–923(d), 10–1101, 15–102.1(b)(10), 15–701(h)(2)(iii) and (4), 15–901(b)(1)(ii) and (iv), 15–904(e)(1)(iii)2. and 4., 18–218, 18–220, 19–1B–01(g), 19–361(a), 21–259(1), 21–260(a), and 21–2A–06(d)

Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3003(h)(2)
Annotated Code of Maryland
(2015 Replacement Volume)
(As enacted by Chapters 498 and 499 of the Acts of the General Assembly of 2011)

BY repealing
Article – Health – General
Section 15–701(h)(3), 15–901(b)(1)(iii), and 15–904(e)(1)(iii)3.
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–2A–07(b)(1)
Annotated Code of Maryland
(2015 Replacement Volume)
(As enacted by Chapter 651 of the Acts of the General Assembly of 2014)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 8–6C–02(b)(12), 8–6C–10(b), (c), (d), and (g), and 8–6C–11(e)(3)(i)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 393 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–403(c)(22)(i)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 4–1207(a)(2)(i), 6–305(b)(1), and 6–308(a)(3)
Annotated Code of Maryland
(2006 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 5–304(a)(4)
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 3–302(a)(9)(ii) and (iii), 5–306(e)(1)(ii)1.B. and (iii)1.B., 15–1408(4),
20–201(d)(3)(i), and 31–101(c–1) and (c–2)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–415(b)(2) and 11–405(a)(2), (5), and (10)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Land Use
Section 5–301(a)(1) and 25–212
Annotated Code of Maryland
(2012 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–713(i)(2)(iii), 4–715(e)(2)(ii), 4–11A–07(e)(1), 5–212.1(g)(2)(ii),
5–421(a)(1)(i), 8–2103(b), and 10–412(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–201(d)(2)(ii) and (iii) and (e)(3)(iii)2. and 3.
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 10–406(a)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–106(e), 8–402(b)(3)(i), 10–506(b)(4), 10–507(a)(2), 11–122, 11–135(g),
12–105(a), and 14–127(a)(4), (c)(2), and (d)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement
Section 3A–506(c)(3), 5A–330(h)(2), 11–203(a)(1)(vi)3., 14–103(a)(1), and
14–302(a)(4)(ii)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–603(a)
Annotated Code of Maryland
(2015 Replacement Volume)
(As enacted by Chapter 3 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, with amendments,
Article – State Government
Section 20–702(a)(2)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 11–113(a), 12–201(a)(2)(i), and 21–309(b)(2)
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – Tax – General
Section 10–207(q)(1)(ii) and 10–702(a)(4)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(q)(1)(ii) and 10–702(a)(4)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing
Article – Tax – General
Section 10–207(q)(1)(iii) and 10–702(a)(3)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 7–211.3(a)(2), 9–304(f)(7), and 14–833(a)(1)
Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–122(d)(2)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 507 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

FOR the purpose of generally curing previous Acts of the General Assembly with possible title or other defects; establishing in Charles County an annual fee for providing live entertainment or outdoor table service by a holder of a Class D beer license, Class H beer and light wine license, Class D beer and light wine license, Class C beer, wine and liquor license, or Class D beer, wine and liquor license; authorizing the Montgomery County Board of License Commissioners by majority vote to approve an application for a Class B beer, wine and liquor license for a restaurant located in the City of Gaithersburg in Montgomery County that meets certain requirements, including a requirement concerning the distance of the restaurant from any church or other place of worship; providing that a certain prohibition on carrying or possessing a certain weapon on public school property does not apply in certain circumstances to a certain off-duty law enforcement officer who is authorized to carry a concealed handgun in the State; altering the circumstances under which a person is not entitled to a certain expungement of the person's records; authorizing the Prince George's County Board of Education and the Chief Executive Officer of the Prince George's County public school system to include minimum goals and incentives for maximizing certified county-based minority business participation in the goals and requirements established for a certain Certified County-Based Business Participation Program; altering certain provisions of law relating to the requirement that a certain county or municipality adopt and implement local laws or ordinances necessary to establish a watershed protection and restoration program; establishing the scope of practice of direct-entry midwifery; requiring a licensed direct-entry midwife to be assisted by a certain individual at the time of delivery; prohibiting the State Board of Nursing from renewing the license of certain direct-entry midwives until certain information is reported to the Direct-Entry Midwifery Advisory Committee; requiring a certain company, under certain circumstances, to comply with the minimum valuation standard prescribed by the Maryland Insurance Commissioner by regulation; altering the circumstances under which a certain loan secured by a first mortgage or deed of trust on certain real estate

must provide for the amortization of principal over a certain maximum period with payments to be made at least annually in order to be included in the reserve investments of a life insurer; providing for the effect and construction of certain provisions of this Act; making this Act an emergency measure; and generally repealing and reenacting with or without amendments certain Acts of the General Assembly that may be subject to possible title or other defects in order to validate those Acts.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 3–401(j)(2), 5–202(f)(2), 5–401(j)(2), 6–301(j)(2)(ii), 6–401(j)(3), and
9–216(g)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 4–102(a)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 10–105(e)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 4–125.1(d)(2)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Environment
Section 4–202.1
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 8–6C–02, 8–6C–05, and 8–6C–10(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Insurance

Section 5–313(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)
(As enacted by Chapter 367 of the Acts of the General Assembly of 2015)

BY repealing and reenacting, without amendments,
Article – Insurance
Section 5–511(g)(1) and (2)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–701(j)(1)(v)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 7–303(b) and (c)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 1–101(pp) and (qq)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Real Property
Section 14–108.1
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Chapter 141 of the Acts of the General Assembly of 2015
Section 1

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

THE COMMITTEE ON ECONOMIC MATTERS REPORT #4

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

House Bill 59 – Chair, Economic Matters Committee (By Request – Departmental – Commerce)

AN ACT concerning

Department of Economic Competitiveness and Commerce – Renaming

HB0059/233894/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 59

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Renaming” insert “and Reorganization”; in line 4, after “Commerce;” insert “repealing the Office of the Secretary of Commerce in the Office of the Governor; repealing the requirement that the Secretary of Commerce employ an Executive Director of the Department; repealing the qualifications and the duties of the Executive Director;”; in line 11, after “Act;” insert “making conforming changes;”; in the same line, strike “renaming”; in line 12, after “Commerce” insert “and the Secretary of Commerce”; in line 15, strike “2–101(a), and 9–101(a)” and substitute “3–201(a), (b), and (c), 9–101(a), 10–401(a), (b), and (c), 10–901, and 10–903(a)”; in line 21, strike “2–101(c)(2)” and substitute “2–101”; in the same line, after the second semicolon, insert “2–108;”; in line 22, strike “and 9–101(c)” and substitute “3–203(a) and (c)(1); 9–101(c); 10–403(b); and 10–903(b)”; and after line 24, insert:

“BY repealing

Article – Economic Development

Section 2.5–103

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 19, before “(a)” insert a bracket; after line 19, insert:

“(b) The head of the Office is the Secretary.

(c)](A) (1) The Secretary is the head of economic development policy and implementation efforts in the State.”;

in line 20, strike “(c)”; after line 22, insert:

“~~[(d)](B)~~ (1) The Secretary also monitors the operations of:

(i) the Maryland Economic Development Corporation established under Title 10, Subtitle 1 of this article;

(ii) the Maryland Technology Development Corporation established under Title 10, Subtitle 4 of this article; and

(iii) the Maryland Public-Private Partnership Marketing Corporation established under Title 10, Subtitle 9 of this article.

(2) Nothing in this subsection may be construed to limit the independence or operations of these corporations.

2-108.

(a) The Secretary shall adopt regulations for the [Office] OFFICE of the Secretary.

(b) (1) Subject to § 2.5-206 of this article, the Secretary shall review regulations of a unit under the jurisdiction of the Department.

(2) The Secretary may approve, disapprove, or revise regulations of a unit.”;

after line 25, insert:

“2.5-103.

(a) (1) The Secretary shall employ an Executive Director.

(2) The Executive Director:

(i) serves at the pleasure of the Secretary; and

(ii) is entitled to compensation provided in the State budget.

(b) (1) The Executive Director shall manage the operations of the Department on behalf of the Secretary.

(2) The Executive Director:

(i) shall advise the Secretary on all matters assigned to the Department; and

(ii) is responsible for carrying out the Secretary's policies on matters assigned to the Department.

(c) The Executive Director shall have experience with and possess qualifications relevant to the activities and purposes of the Department.]

3-201.

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

(b) “Advisory Board” means the Maryland Life Sciences Advisory Board.

(c) “Corporation” means the Maryland Technology Development Corporation.

3-203.

(a) The Advisory Board consists of the following [19] 18 members:

(1) the Secretary or the Secretary's designee;

(2) [the Executive Director of the Department, or the Executive Director's designee;

(3)] the Executive Director of the Corporation, or the Executive Director's designee; and

[(4)] (3) the following members appointed by the Governor:

(i) three representing federal agencies located in the State with life sciences missions;

(ii) seven with executive experience in life sciences businesses located in the State, at least four of whom represent small businesses;

(iii) four representing institutions of higher education located in the State, one of whom shall represent a community college;

(iv) one with general business marketing experience in a life sciences business located in the State; and

(v) one member of the general public.

(c) (1) Except for the Secretary or the Secretary's designee[, the Executive Director of the Department or the Executive Director's designee,] and the Executive Director of the Corporation or the Executive Director's designee, the term of an Advisory Board member is 2 years.”;

and after line 29, insert:

“10-401.

(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 Technology Development Corporation.

10-403.

(b) The Board consists of the following [16] 15 members:

(1) the Secretary or the Secretary's designee; AND

(2) [the Executive Director of the Department or the Executive Director's designee; and

(3)] fourteen members appointed by the Governor with the advice and consent of the Senate:

(i) two representing the not-for-profit research sector of the State;

- (ii) two with expertise in venture capital financing;
- (iii) five with experience in technology-based businesses;
- (iv) two representing colleges and universities; and
- (v) three members of the general public.

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.

10-903.

- (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] 17 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)](3) 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.”

On page 3, in line 14, after “That” insert “, except as expressly provided to the contrary in this Act.”; and in line 29, after “That” insert “, except as expressly provided to the contrary in this Act”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 60 – Chair, Economic Matters Committee (By Request – Departmental
– Maryland Insurance Administration)**

AN ACT concerning

**Insurance – Certificate of Qualification, Licensing, and
Registration – Electronic Means**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 128 – Delegate Jackson

AN ACT concerning

**Public Utilities – Termination of Service to Multifamily Dwelling
Unit – Notification to Property Manager**

HB0128/183095/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 128

(First Reading File Bill)

AMENDMENT NO. 1

In line 3, after “Property” insert “Owner or”; in line 5, after “property” insert “owner or property”; and in line 6, after “service;” insert “requiring a public service company to provide the notice only to certain persons under certain circumstances; providing for the construction of this Act; requiring the Public Service Commission to adopt certain regulations;”.

AMENDMENT NO. 2

In line 16, strike “**IF**” and substitute “**(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, IF**”; in line 18, after “**PROPERTY**” insert “**OWNER OR PROPERTY**”; and after line 19, insert:

“(B) A PUBLIC SERVICE COMPANY MAY ONLY PROVIDE NOTICE OF TERMINATION UNDER THIS SECTION TO A PROPERTY OWNER OR PROPERTY MANAGER WHO ENROLLS IN A SERVICE TERMINATION NOTIFICATION PROGRAM ESTABLISHED UNDER REGULATIONS THAT THE COMMISSION ADOPTS.

(C) NOTHING IN THIS SECTION MAY BE CONSTRUED TO PREVENT ANY OTHER FORM OF THIRD-PARTY NOTIFICATION THAT A CUSTOMER MAY REQUEST.

(D) THE COMMISSION SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Long moved to make the Bill a Special Order for February 25, 2016.

The motion was adopted.

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

**House Bill 188 – Chair, Economic Matters Committee (By Request – Departmental
– Labor, Licensing and Regulation)**

AN ACT concerning

**Financial Institutions – Commissioner of Financial Regulation – Disclosure and
Sharing of Information**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 501 – Delegate Chang

AN ACT concerning

Motor Vehicle Insurance – Volunteer Drivers

HB0501/103995/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 501

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “canceling” insert “the policy of a named insured”; and in line 5, after “the” insert “named insured or”.

AMENDMENT NO. 2

On page 1, in line 23, after “GOODS,” insert “WITHOUT COMPENSATION OTHER THAN FOR EXPENSES”; in the same line, after “TO” insert “:

(1)”;

in the same line, after the first “ORGANIZATION” insert “, AS DEFINED IN § 6-101 OF THE BUSINESS REGULATION ARTICLE, IN THE STATE;”; in the same line, after “OR” insert:

“(2)”;

in the same line, after the second “ORGANIZATION” insert “IN THE STATE THAT IS EXEMPT FROM TAXATION UNDER § 501(C)(3), (4), OR (6) OF THE INTERNAL REVENUE CODE”; and strike beginning with “IN” in line 23 down through “STATE” in line 24.

On page 2, in line 3, after “CANCEL” insert “THE POLICY OF A NAMED INSURED”; in line 4, after “THE” insert “NAMED INSURED OR”; in line 6, after the second “THE” insert “NAMED INSURED OR”; in the same line, after the third “THE” insert “NAMED INSURED’S OR”; and in line 7, after “THE” insert “NAMED INSURED’S OR”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 678 – Delegate Branch

AN ACT concerning

Surety Insurance – Application for Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 745 – Delegates Reilly, Carozza, Cassilly, Fisher, Hornberger, Impallaria, Lisanti, McMillan, Morgan, O’Donnell, Platt, and Tarlau

AN ACT concerning

Business Regulation – State and Harford County Juke Box Licenses – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 747 – Delegates Gilchrist and Vaughn

AN ACT concerning

Real Estate Brokers – Licensure Requirement – Exemption for Lawyers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#2**

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

House Bill 104 – Delegates Morhaim, Glenn, Hammen, Hill, Lam, and West

AN ACT concerning

Medical Cannabis – Written Certifications – Certifying Providers

HB0104/286680/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 104

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “change;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 6, in line 11, strike “October 1, 2016” and substitute “June 1, 2017”.

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 185 – Delegates Morhaim, Beitzel, Cluster, Frush, Hill, Jalisi, Kelly, Kipke, Lam, Morgan, Rose, Stein, and West

AN ACT concerning

State Board of Physicians – Licensed Physicians – Continuing Education 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 195 – Delegates Krebs, W. Miller, Rose, and West

AN ACT concerning

Procurement – Prohibition on Participation

HB0195/696587/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 195

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Prohibition” and substitute “Prohibitions”; strike beginning with “altering” in line 3 down through “procurement;” in line 4; strike beginning with “the” in line 4 down through “applies” in line 5 and substitute “certain prohibitions on participation in procurement apply”; in line 6, after “proposals;” insert “providing that certain prohibitions on participation in procurement do not apply to certain invitations for bids or requests for proposals;”; and in line 7, strike “prohibition” and substitute “prohibitions”.

AMENDMENT NO. 2

On page 1, in lines 17 and 20, strike the brackets; in line 17, strike “An” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, AN”; and strike beginning with “FOR” in line 20 down through “PROPOSALS” in line 25.

On page 3, after line 1, insert:

“(D) (1) THE PROHIBITIONS ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION APPLY FROM THE DATE OF ISSUANCE OF THE FIRST INVITATION FOR BIDS OR REQUEST FOR PROPOSALS FOR WHICH THE SPECIFICATIONS WERE INITIALLY DRAFTED UNTIL THE LATER OF:

(I) 2 YEARS FROM THE DATE OF ISSUANCE; OR

(II) THE SELECTION OR AWARD OF A PROCUREMENT CONTRACT IN RESPONSE TO THE ISSUANCE OF THE INVITATION FOR BIDS OR REQUEST FOR PROPOSALS OR A REISSUANCE OF THE INVITATION FOR BIDS OR REQUEST FOR PROPOSALS FOR WHICH THE SPECIFICATIONS WERE INITIALLY DRAFTED.

(2) THE PROHIBITIONS ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION DO NOT APPLY TO A SUBSEQUENT INVITATION FOR BIDS OR REQUEST FOR PROPOSALS FOR WHICH THE SPECIFICATIONS ARE REUSED AFTER THE INITIAL PROHIBITION IS NO LONGER APPLICABLE IN ACCORDANCE WITH 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.

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

House Bill 411 – Delegates M. Washington, McKay, Hettleman, Krimm, and Lierman

AN ACT concerning

General Assembly – Joint Committee on Ending Homelessness – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Sheila E. Hixson, Chairman, W&M
From: Michael E. Busch, Speaker
Re: Reassignment of Bill(s)

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

<u>Bill No.</u>	<u>Reassignment</u>
SB 217	HGO

Read and ordered journalized.

QUORUM CALL

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 116)

ADJOURNMENT

At 10:36 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, February 25, 2016.

Annapolis, Maryland
Thursday, February 25, 2016

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

Prayer by Delegate Pamela Beidle of Anne Arundel County.

QUORUM CALL

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

(See Roll Call No. 117)

EXCUSES:

Del. Angel – funeral – death in family

The Journal of February 24, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1597 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

**Creation of a State Debt – Baltimore City – Girl Scouts of Central Maryland
Urban Program and STEM Center**

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

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

House Bill 1598 – Delegates Parrott, Flanagan, Kittleman, and A. Miller

AN ACT concerning

Railroad Grade Crossings – Exempt Highway–Rail Grade Crossing Plaque

FOR the purpose of exempting certain vehicles from the requirement to stop at certain railroad grade crossings if the railroad grade crossing has an exempt highway–rail grade crossing plaque; and generally relating to an exempt highway–rail grade crossing plaque at railroad grade crossings.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–703
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1599 – Delegates Brooks, Hettleman, Jalisi, and Jones

AN ACT concerning

Real Property – Restrictions on Use – Solar Collector Systems

FOR the purpose of authorizing certain restrictions on use regarding land use to prohibit the installation of a solar collector system on certain land; and generally relating to restrictions on use regarding land use.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 2–119
Annotated Code of Maryland
(2015 Replacement Volume)

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

House Bill 1600 – Delegates Brooks, Hettleman, Jalisi, Jones, and Morhaim

AN ACT concerning

**Creation of a State Debt – Baltimore County – Baltimore Humane Society
Animal Safety and Energy Efficiency Plan**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$165,000, the proceeds to be used as a grant to the Board of Directors of The Humane Society of Baltimore County, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1601 – Delegates Cluster and Folden

AN ACT concerning

Criminal Law – Threat Against State or Local Official – Law Enforcement Officer

FOR the purpose of making it a misdemeanor to knowingly and willfully make a threat to take the life of, kidnap, or cause physical injury to a law enforcement officer; imposing certain penalties; defining a certain term; altering a certain definition; and generally relating to the making of a threat against a law enforcement officer.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–708
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

House Bill 1602 – Delegates Brooks, Hettleman, Jalisi, Jones, and Morhaim

AN ACT concerning

Income Tax – Interest Rate on Refunds

FOR the purpose of requiring the Comptroller to set, in a certain manner, a certain annual interest rate for refunds of income tax; and generally relating to the annual interest rate on tax deficiencies and refunds.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–604
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1603 – Delegates Frush, Flanagan, Healey, Krebs, Lafferty, Lam, and Morhaim

AN ACT concerning

Sustainable Oyster Harvest Act of 2016

FOR the purpose of requiring the University of Maryland Center for Environmental Science to conduct a certain study related to the public oyster fishery; requiring the Center to report to the Governor, the Department of Natural Resources, the Oyster Advisory Commission, and the General Assembly on or before a certain date; prohibiting the Department from taking certain actions until after the Center has made a certain report; and generally relating to the public oyster fishery.

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

House Bill 1604 – Delegates Glenn, Anderson, Carter, Conaway, Hayes, McCray, Oaks, and B. Robinson

AN ACT concerning

Baltimore City – Education – History and Culture Curriculum – Larry Gibson Teacher Award

FOR the purpose of requiring the Chief Academic Officer in the Baltimore City Public School System to develop and implement certain curriculum content standards for certain grades relating to the history and culture of a certain minority group; requiring certain curriculum content standards for certain grades to be embedded through certain curriculum, beginning with a certain school year; requiring the Office of Student Financial Assistance in the Maryland Higher Education Commission to assist in the repayment of a certain higher education loan owed by a certain public school teacher who receives an undergraduate degree from Coppin State University or Morgan State University and has taught in a Baltimore City public school for a certain number of years in certain subjects; establishing the Larry Gibson Teacher Award; providing that a certain recipient of a certain award be known as a Larry Gibson Teacher Scholar; and generally relating to education and teachers in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–305 and 18–1502
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 18–1501 and 18–1503
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1605 – Delegate Adams

AN ACT concerning

Unemployment Insurance – Safe Harbor – Establishment

FOR the purpose of specifying that, except under certain circumstances, a worker is not an employee for purposes of certain unemployment insurance obligations under certain circumstances; specifying that a certain provision of this Act regarding classification of a worker does not apply under certain circumstances; requiring the Secretary of Labor, Licensing, and Regulation to consider certain information as evidence of a reasonable basis for a certain classification of a certain worker; requiring the Secretary, before or during a certain investigation or audit, to provide certain written notice to an employer; specifying that a certain employer is not subject to certain contribution or reimbursement payments, interest, or penalties under certain circumstances; requiring the Secretary to adopt certain regulations; defining a certain term; and generally relating to the classification of workers for unemployment insurance purposes.

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 8–101(a), (k), (l), (o), and (w) and 8–201
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–201.1
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY adding to
Article – Labor and Employment
Section 8–201.2
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

House Bill 1606 – Delegate Glenn

AN ACT concerning

Creation of a State Debt – Baltimore City – Dr. Christina Phillips Community Center

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of Community Initiatives

Incorporated for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1607 – Delegate Anderson

AN ACT concerning

University of Maryland Strategic Partnership Act of 2016

FOR the purpose of creating a strategic partnership between certain higher education institutions to be called the University of Maryland; requiring each campus of the University of Maryland to have a president subject to a decision by the Board of Regents at a certain time; requiring the presidents to jointly operate and manage the University of Maryland; stating certain findings of the General Assembly; requiring the presidents to develop and implement a certain plan; requiring the presidents of certain campuses to perform certain duties; establishing a University of Maryland Joint Steering Council with a certain membership; requiring the Council to perform certain duties; establishing a Center for Maryland Advanced Ventures; requiring the Center to be located in Baltimore City; requiring the Center to perform certain duties; requiring the Center to provide certain services to certain institutions; authorizing the Center to assess a certain fee for certain services; requiring the presidents to appoint an Executive Director of the Center; requiring the Executive Director of the Center to perform certain duties; authorizing the Maryland Technology Development Corporation to advise the Executive Director on the development of the Center; requiring the Governor to appropriate at least certain amounts to support the Center in certain fiscal years; establishing a University of Maryland Center for Economic and Entrepreneurship Development (UMCEED); requiring UMCEED to be located on a certain campus; requiring UMCEED to perform certain duties; requiring the presidents to appoint an Executive Director of UMCEED; requiring the Executive Director of UMCEED to perform certain duties; requiring the Governor to appropriate at least a certain amount to support UMCEED beginning in a certain fiscal year; repealing the requirement that certain institutions be considered a single institution for certain purposes; requiring the Consolidated Transportation Program to include certain information; requiring the University System of Maryland to locate a certain office in Baltimore City by a certain date; requiring ownership of a certain property to be transferred to the University of Maryland, College Park Campus by a certain date; requiring the submission of certain legislation if a certain decision is made by the Board of Regents; requiring the presidents of certain campuses to jointly develop certain plans; requiring the Governor to include a certain amount in a certain budget to construct a certain facility at the Universities of Shady Grove; requiring the Chancellor of the University System of Maryland to make a certain evaluation and recommendation

by a certain date; providing that the University of Maryland Joint Steering Committee is the successor to a certain MPowering the State Steering Committee; providing that the University of Maryland is the successor of the University of Maryland, College Park and the University of Maryland, Baltimore; providing that certain names and titles of a certain unit and officials in laws and other documents mean the names and titles of the successor unit and officials; providing for the continuity of certain matters and persons; requiring the publisher of the Annotated Code, in consultation with, and subject to the approval of, the Department of Legislative Services, to make certain corrections; defining certain terms; repealing a certain definition; renumbering certain sections; making conforming changes; and generally relating to the strategic partnership between certain higher education institutions in Maryland.

BY renumbering

Article – Transportation

Section 2–103.1(c)(3) through (7), respectively
to be Section 2–103.1(c)(4) through (8), respectively
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 4–402(d)(1)(i), 10–209(d) and (f), 11–105(b)(5)(i) and (ii), 12–101(b), 12–104(b), 12–105(a)(2), 12–106(a)(1)(iii)1., 12–109(a) and (f)(3), 12–116(b) and (c), 13–101(d)(2), 13–102(d), 13–103(b), 13–104(c), 13–202(b), 13–204, 13–205(e)(4)(i), 13–301(d) and (r), 13–401(d)(3), 13–501(j), 13–503(b), 13–505(a)(2)(ii), 13–513(f) and (g), 13–601, 13–702(c), 13–703(b) through (d), 13–802(c)(2), 13–803(c)(2) and (4), 13–804(b), 17–302(d)(2), 18–113(a)(2)(ii), 18–304(b)(2)(ii), 18–404(c)(2), 18–503(b)(2), 18–506(a), 18–601(e)(2)(i), 18–603.1(d), 18–604(e)(2), 18–708(i)(1), 18–901, 18–2201(b)(2)(i), 18–2205(a)(2)(i)1., and 18–2901(e)(2)(iii)

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 10–209(e), 12–116(a), 13–103(a), 13–201(a), 13–505(a)(1), and 13–802(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education

Section 12–104(b–1); 12–301 through 12–306 to be under the new subtitle “Subtitle 3. University of Maryland”; and 13–201(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(r)(12)(iv)1. and (ix)4.
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 9.5–202(a)(1)(v)
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 1–403(a)(2)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–208(a)(5)(iii)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 2–101(c)(7) and 11–113(c)(3)(x)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 10–455(a)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–455(b)(3) and (c)(3)(i)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing
Article – General Provisions
Section 1–116
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 7–316
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–1101(hh) and 13–1303(c)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Land Use
Section 1–208(a)
Annotated Code of Maryland
(2012 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–11A–03(d), 4–11A–03.2(b)(6), 4–11C–01(c)(2)(i), and 8–2A–03(a)(3)(vi)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–11A–03.2(a) and 4–11C–01(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 9–201(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 9–201(b)(8)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–603(b)(7), 9–1405(b)(7), 9–1406(c), 9–2203(e), and 9–2204(a) and (c)(3)(ii)
and (iii)

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 26–201(a)(5) and (b)(3) and 26–202(b)(1)(v)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 2–103(e) and 2–103.1(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 2–103.1(c)(3)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–205.1(i)(3)(i)8.
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS
REPORT #A01**

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

GOVERNOR LAWRENCE J. HOGAN, JR.
2015 RECESS APPOINTMENTS
REQUIRING CONFIRMATION BY THE MARYLAND HOUSE OF DELEGATES

(See Exhibit B of Appendix II)

The favorable report of the Committee was adopted by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 118)

The preceding appointments were confirmed by the House.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS
REPORT #A02**

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

GOVERNOR LAWRENCE J. HOGAN, JR.
2015 GUBERNATORIAL APPOINTMENTS
REQUIRING CONFIRMATION BY THE MARYLAND HOUSE OF DELEGATES

(See Exhibit J of Appendix II)

The favorable report of the Committee was adopted by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 119)

The preceding appointments were confirmed by the House.

SPECIAL ORDERS

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

House Bill 128 – Delegate Jackson

AN ACT concerning

**Public Utilities – Termination of Service to Multifamily Dwelling
Unit – Notification to Property Manager**

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

FLOOR AMENDMENT

HB0128/593327/1

BY: Delegate Long

AMENDMENT TO HOUSE BILL 128, AS AMENDED

In the Economic Matters Committee Amendments (HB0128/183095/1), in line 8 of Amendment No. 2, after “TO” insert “:

(1)”;

and in line 9, after “REQUEST” insert “:

(2) ALTER ANY LIABILITY OF, OR IMPOSE ANY NEW LIABILITY ON, A PROPERTY OWNER OR PROPERTY MANAGER FOR ANY ACTION TAKEN UNDER THIS SECTION; OR

(3) INTERFERE WITH THE ABILITY OF A PROPERTY OWNER OR PROPERTY MANAGER TO ASSUME RESPONSIBILITY FOR A CUSTOMER ACCOUNT AND RECOVER PAYMENT OF AN ARREARAGE DUE AS RENT”.

The preceding amendment was read only.

Delegate Jameson moved to make the Bill and Amendment a Special Order for February 26, 2016.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 120)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #10

House Bill 1 – Delegates Barve and ~~Beidle~~, Beidle, Fraser-Hidalgo, Frush, Lam, McCray, Moon, Stein, Carr, Gilchrist, Healey, Holmes, Jalisi, Knotts, S. Robinson, and Szeliga

AN ACT concerning

Motor Vehicles – Special Registration Plates – Confederate Battle Flag

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

Affirmative – 133 Negative – 6 (See Roll Call No. 121)

The Bill was then sent to the Senate.

House Bill 51 – Delegate O’Donnell

AN ACT concerning

Natural Resources – Aquaculture Coordinating Council – Membership

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

Affirmative – 139 Negative – 0 (See Roll Call No. 122)

The Bill was then sent to the Senate.

House Bill 55 – Delegate Cluster

AN ACT concerning

Baltimore County – Education – WhyTry Program

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

Affirmative – 138 Negative – 0 (See Roll Call No. 123)

The Bill was then sent to the Senate.

House Bill 57 – Delegate Cassilly

AN ACT concerning

**Public Safety – Maryland Building Performance Standards – Adoption,
Implementation, and Enforcement of Modifications**

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

Affirmative – 133 Negative – 6 (See Roll Call No. 124)

The Bill was then sent to the Senate.

House Bill 58 – Delegate O’Donnell

AN ACT concerning

Vehicle Laws – Historic Motor Vehicles – Authorized Uses and Inspections

Delegate Glass moved to make the Bill a Special Order for February 26, 2016.

The motion was adopted.

**House Bill 61 – Chair, Environment and Transportation Committee (By Request
– Departmental – Environment)**

AN ACT concerning

Environment – Solid Waste, Recycling, and Anaerobic Digestion

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

Affirmative – 138 Negative – 0 (See Roll Call No. 125)

The Bill was then sent to the Senate.

**House Bill 62 – Chair, Environment and Transportation Committee (By Request
– Departmental – Natural Resources)**

AN ACT concerning

Natural Resources – Fishing and Hunting Licenses

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

Affirmative – 139 Negative – 0 (See Roll Call No. 126)

The Bill was then sent to the Senate.

**House Bill 63 – Chair, Environment and Transportation Committee (By Request
– Departmental – Natural Resources)**

AN ACT concerning

**Natural Resources – Fishing – Regulation and Use of Commercial Finfish
Trotlines**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 127)

The Bill was then sent to the Senate.

House Bill 65 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Tree Expert License – Application and Renewal – Repeal of Sunset Provision

Delegate Stein moved to make the Bill a Special Order for February 26, 2016.

The motion was adopted.

House Bill 67 – Chair, Ways and Means Committee (By Request – Departmental – Office for Children)

AN ACT concerning

Maryland Infants and Toddlers Program – Composition

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

Affirmative – 139 Negative – 0 (See Roll Call No. 128)

The Bill was then sent to the Senate.

House Bill 72 – Delegates Luedtke, M. Washington, Ebersole, Hixson, and Kaiser

AN ACT concerning

Education – Sexual Abuse and Assault Awareness and Prevention Program – Development and Implementation

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

Affirmative – 133 Negative – 6 (See Roll Call No. 129)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #11

House Bill 85 – Delegates Luedtke, Carr, Ebersole, Hixson, Tarlau, and Zucker

AN ACT concerning

Education – Children With Disabilities – Support Services – Parental Notification

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

Affirmative – 138 Negative – 1 (See Roll Call No. 130)

The Bill was then sent to the Senate.

House Bill 86 – Delegates Luedtke, Carr, Cullison, Ebersole, Fraser-Hidalgo, Frick, Gutierrez, Moon, Morales, Patterson, Pena-Melnyk, Platt, Sanchez, and Zucker

AN ACT concerning

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

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

Affirmative – 125 Negative – 13 (See Roll Call No. 131)

The Bill was then sent to the Senate.

House Bill 87 – Montgomery County Delegation

AN ACT concerning

**Montgomery County Board of Education – Student Member – Voting
MC 11-16**

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

Affirmative – 131 Negative – 8 (See Roll Call No. 132)

The Bill was then sent to the Senate.

House Bill 90 – Delegate Lafferty

AN ACT concerning

**On-Site Sewage Disposal Systems – Operation and Maintenance Costs –
Low-Income Homeowners**

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

Affirmative – 118 Negative – 21 (See Roll Call No. 133)

The Bill was then sent to the Senate.

House Bill 107 – Delegates Rosenberg, Tarlau, and A. Washington

AN ACT concerning

Higher Education – Walter Sondheim Jr. Public Service Internship Scholarship Program – Scholarship Amount

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

Affirmative – 139 Negative – 0 (See Roll Call No. 134)

The Bill was then sent to the Senate.

House Bill 112 – Delegates Jackson, Barron, Haynes, Healey, C. Howard, Jameson, Morales, and Patterson

AN ACT concerning

Election Law – Campaign Finance Entities – Activity ~~and Forfeiture of Salary~~

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

Affirmative – 138 Negative – 1 (See Roll Call No. 135)

The Bill was then sent to the Senate.

House Bill 122 – Delegate Stein (Chair, Joint Committee on the Chesapeake and Atlantic Coastal Bays Critical Areas)

AN ACT concerning

Critical Area Commission for the Chesapeake and Atlantic Coastal Bays – Membership From Ocean City

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

Affirmative – 139 Negative – 0 (See Roll Call No. 136)

The Bill was then sent to the Senate.

House Bill 127 – Delegates Reznik, Buckel, Ebersole, Frush, Glass, Glenn, Grammer, Holmes, Hornberger, C. Howard, Kipke, Lam, Luedtke, Pendergrass, Valderrama, West, and K. Young

AN ACT concerning

Criminal Law – Gaming – Home Games

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

Affirmative – 139 Negative – 0 (See Roll Call No. 137)

The Bill was then sent to the Senate.

House Bill 133 – Charles County Delegation

AN ACT concerning

Charles County – Annual Financial Report and Annual Audit Report – Filing Date

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

Affirmative – 139 Negative – 0 (See Roll Call No. 138)

The Bill was then sent to the Senate.

House Bill 136 – Delegates Stein and A. Washington

AN ACT concerning

State Government – Financial Education and Capability Commission – Composition

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

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

The Bill was then sent to the Senate.

House Bill 241 – Delegates Rosenberg and A. Washington

AN ACT concerning

Election Law – State Elected Officials – Campaign Fund-Raising During General Assembly Session – Civil Penalty

Delegate Kipke moved to make the Bill a Special Order for February 26, 2016.

The motion was adopted.

THIRD READING CALENDAR (HOUSE BILLS) #12

House Bill 155 – Delegates Dumais, Anderson, Angel, Atterbeary, Chang, Cluster, Hettleman, Kittleman, Malone, McComas, Moon, Morales, Rosenberg, Sanchez, Smith, Sophocleus, Valentino-Smith, and B. Wilson

AN ACT concerning

Criminal Law – Stalking ~~and Harassment~~

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

Affirmative – 137 Negative – 1 (See Roll Call No. 140)

The Bill was then sent to the Senate.

House Bill 171 – Delegate Dumais

AN ACT concerning

Judgments – Appeals – Supersedeas Bond

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

Affirmative – 138 Negative – 0 (See Roll Call No. 141)

The Bill was then sent to the Senate.

House Bill 237 – Delegates Smith, Anderton, Atterbeary, Carr, Carter, Conaway, Dumais, Fraser-Hidalgo, Kelly, Korman, Lierman, Luedtke, Moon, Morales, Platt, Proctor, Reznik, Sanchez, Sydnor, Waldstreicher, and M. Washington

AN ACT concerning

Courts – Prohibition Against Testimony by Convicted Perjurer – Repeal

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

Affirmative – 118 Negative – 21 (See Roll Call No. 142)

The Bill was then sent to the Senate.

House Bill 300 – Delegates Fennell, Luedtke, Ebersole, Hixson, Patterson, Tarlau, and M. Washington

AN ACT concerning

Video Lottery Terminals – Disposition of Unclaimed Winnings

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

Affirmative – 136 Negative – 3 (See Roll Call No. 143)

The Bill was then sent to the Senate.

**House Bill 319 – Delegates Jacobs, Arentz, Cassilly, Ghrist, Hornberger,
S. Howard, Metzgar, Otto, and Sample–Hughes**

AN ACT concerning

Oysters and Clams – Dredging by Auxiliary Yawl – Authorized Boats

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

Affirmative – 138 Negative – 1 (See Roll Call No. 144)

The Bill was then sent to the Senate.

House Bill 357 – Delegate Afzali

AN ACT concerning

Frederick County – Local Government Tort Claims Act – Notice of Claim

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

Affirmative – 139 Negative – 0 (See Roll Call No. 145)

The Bill was then sent to the Senate.

House Bill 358 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

**Kent County – Prospective Employees and Volunteers – Criminal History
Records Check**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 146)

The Bill was then sent to the Senate.

House Bill 383 – Delegates Busch and McMillan

AN ACT concerning

Maryland Emergency Management Assistance Compact – City of Annapolis

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

Affirmative – 139 Negative – 0 (See Roll Call No. 147)

The Bill was then sent to the Senate.

House Bill 389 – Delegates O’Donnell, Anderton, Arentz, Aumann, Cluster, Ghrist, Glass, Grammer, Hornberger, Jacobs, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McKay, McMillan, Metzgar, W. Miller, Morgan, Otto, Rey, Rose, Saab, Shoemaker, Stein, Vogt, and West

EMERGENCY BILL

AN ACT concerning

**Chesapeake and Atlantic Coastal Bays Critical Area Protection Program –
Intrafamily Transfers**

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

Affirmative – 139 Negative – 0 (See Roll Call No. 148)

The Bill was then sent to the Senate.

House Bill 393 – Delegates Carter, Anderson, B. Barnes, Dumais, Lierman, Moon, Morales, Rosenberg, and Smith

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 – 52 (See Roll Call No. 149)

The Bill was then sent to the Senate.

House Bill 438 – Delegates Kramer and Fraser-Hidalgo

AN ACT concerning

**Public Safety – Law Enforcement – Veterinary Care of Retired Law
Enforcement K-9s Act**

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

Affirmative – 132 Negative – 6 (See Roll Call No. 150)

The Bill was then sent to the Senate.

House Bill 496 – Delegate Krebs

AN ACT concerning

**Ethics Commission, Commission on Judicial Disabilities, Judicial Ethics
Committee, and Joint Ethics Committee – Duties**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 151)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 8 – Senator Simonaire

AN ACT concerning

Anne Arundel County – Property Tax Deferrals – Payment Due Date

FOR the purpose of altering the due date for certain payment of deferred county property taxes in Anne Arundel County under certain circumstances; making clarifying changes to provisions of law that require payment of certain deferred county property taxes under certain circumstances; and generally relating to the payment of deferred county property taxes in Anne Arundel County.

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 10–204.6

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 117 – The President (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

FOR the purpose of altering the number of resident judges of the circuit court in certain counties and Baltimore City; altering the number of resident judges of the District Court in certain districts; and generally relating to judgeships in the circuit courts and the District Court.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 1–503 and 1–603(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

Senate Bill 141 – Anne Arundel County Senators

AN ACT concerning

Anne Arundel County – Special Taxing Districts – Water or Wastewater Services

FOR the purpose of authorizing Anne Arundel County to establish, modify, or abolish special taxing districts for the purpose of providing or expanding water or wastewater services; and generally relating to special taxing districts in Anne Arundel County.

BY adding to
Article – Local Government
Section 21–803.1
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

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

Senate Bill 306 – Senators Madaleno and Middleton

AN ACT concerning

Agricultural Land Transfer Tax – Calculation

FOR the purpose of altering the definition of “agricultural land transfer tax” and defining “total rate of tax” to provide that, for purposes of certain provisions of law concerning the calculation of the agricultural land transfer tax, the tax does not include a certain

surcharge; making conforming changes; and generally relating to the agricultural land transfer tax.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 13–301, 13–303, and 13–407
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 13–302
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 390 – Senator Middleton

AN ACT concerning

Charles County Sheriff – Salaries and Collective Bargaining

FOR the purpose of requiring that the salary schedule for deputy sheriffs of Charles County correspond to the Department of State Police salary schedule; requiring that the salary schedule for the deputy sheriffs of Charles County be revised to reflect any revision made to the Department of State Police salary schedule; requiring the County Commissioners of Charles County to appropriate certain funds to provide certain salaries of the deputy sheriffs except under certain circumstances; providing that the County Commissioners are not required to grant certain step increases to the deputy sheriffs; providing that certain step increases are subject to appropriations by the Board; authorizing certain sworn law enforcement officers and correctional officers in Charles County to collectively bargain with the County Commissioners of Charles County, in addition to the Sheriff, with respect to certain matters; prohibiting the resolution or adjustment of a certain dispute from being inconsistent with the terms of a certain collective bargaining agreement; prohibiting the County Commissioners from recognizing an exclusive representative except under certain circumstances; providing for the decertification of a certain exclusive representative under certain circumstances; altering the maximum number of individuals that the Sheriff and the exclusive representative may designate to represent the Sheriff or the exclusive representative in collective bargaining; authorizing the County Commissioners to designate a certain number of individuals to represent the County Commissioners in collective bargaining under certain circumstances; altering the date by which negotiations for the collective bargaining agreement shall begin; altering the time period during which an exclusive bargaining agreement may be valid; requiring an agreement involving the County Commissioners as a party, or a modification to that agreement, to be signed and

ratified by the County Commissioners in order to be effective or valid; requiring that the terms of a collective bargaining agreement prevail in a certain conflict except under certain circumstances; authorizing any party to collective bargaining to seek mediation under certain circumstances; requiring the party seeking mediation to provide certain notice to certain persons; authorizing any party to a certain collective bargaining agreement to declare a bargaining impasse under certain circumstances; establishing procedures and timelines for the mediation and arbitration of collective bargaining disputes involving the exclusive representative of certain sworn law enforcement officers or correctional officers in the Charles County Sheriff's Office; providing that certain recommendations of the arbitrator are not binding; authorizing the Sheriff or the County Commissioners to adopt or reject certain recommendations under certain circumstances; requiring the parties to accept or reject the recommendations within a certain period of time; establishing a certain method of distributing the costs of the mediation and arbitration; authorizing the parties to reach a voluntary settlement on unresolved issues at any time; providing that the terms and conditions of a certain collective bargaining agreement shall remain in effect under certain circumstances until a certain time; requiring the Sheriff and the County Commissioners, under certain circumstances, to recognize certain exclusive representatives as of a certain date as the exclusive representatives of certain employees; making a conforming change; and generally relating to the salaries and collective bargaining rights of sworn law enforcement officers and correctional officers of the Charles County Sheriff's Office.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 2–309(a) and (a–1)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(j)(3) and (5)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

Senate Bill 416 – Senators Salling, Bates, Eckardt, Edwards, Hershey, Manno, Norman, Rosapepe, Serafini, ~~and Simonaire~~ Simonaire, Astle, Benson, Feldman, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly

AN ACT concerning

Transportation – Toll Transportation Facilities Project – Annual Pass – Study

FOR the purpose of requiring the Maryland Transportation Authority to ~~establish for each toll transportation facilities project an option that offers motorists the opportunity study the feasibility of offering motorists, for each transportation facilities project, an option~~ to pay a flat fee for an annual pass to use the toll transportation facilities project; ~~providing that the amount of the fee for an annual pass shall be determined by the Authority~~ requiring the study to include a certain cost-benefit analysis; requiring the Maryland Transportation Authority to submit a report of its findings and recommendations from the study to certain committees of the General Assembly on or before a certain date; and generally relating to a study on offering an annual pass for a toll transportation facilities project.

~~BY repealing and reenacting, without amendments,
Article – Transportation
Section 4-101(h)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,
Article – Transportation
Section 4-312(e)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)~~

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

Senate Bill 434 – Senators Raskin, Klausmeier, Astle, Benson, Conway, Feldman, Guzzone, Hershey, Jennings, Kelley, King, Lee, Madaleno, Mathias, Middleton, Peters, Pugh, Reilly, and Rosapepe

AN ACT concerning

**Food Service Facilities – Automated External Defibrillator Program
(The Joe Sheya Act)**

FOR the purpose of requiring the owner and operator of a certain food service facility to develop and, beginning on a certain date, implement an automated external defibrillator program that meets certain requirements; requiring the Department of Health and Mental Hygiene and the Maryland Institute for Emergency Medical Services Systems jointly to adopt certain regulations; and generally relating to an automated external defibrillator program for food service facilities.

BY adding to
Article – Health – General
Section 21-330.3
Annotated Code of Maryland
(2015 Replacement Volume)

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

Senate Bill 449 – Senators Kelley, Benson, Feldman, Jennings, Klausmeier, and Mathias

AN ACT concerning

**Maryland Medical Assistance Program – Guardianship Fees – ~~Income Deduction~~
Personal Needs Allowance**

FOR the purpose of requiring the Department of Health and Mental Hygiene to ~~deduct as a remedial service~~ include as part of the personal needs allowance certain guardianship fees when determining the portion of income certain recipients of Maryland Medical Assistance Program benefits are required to contribute to the cost of their care under the Program; specifying the amount of ~~deductions~~ the personal needs allowance for certain guardianship fees; establishing that certain guardians are not entitled to receive more than a certain amount in compensation unless a certain finding is made by a certain court; defining certain terms; and generally relating to the Maryland Medical Assistance Program and compensation for guardianship services provided to Program recipients.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 13–218
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY adding to
Article – Health – General
Section 15–122.3
Annotated Code of Maryland
(2015 Replacement Volume)

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

QUORUM CALL

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

(See Roll Call No. 152)

ADJOURNMENT

At 11:18 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Friday, February 26, 2016.

Annapolis, Maryland
Friday, February 26, 2016

The House met at 11:00 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Johnny Mautz of Caroline, Dorchester, Talbot and Wicomico counties.

QUORUM CALL

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

(See Roll Call No. 153)

EXCUSES:

Del. Angel – funeral – death in family

Del. McKay – personal

Del. Morhaim – illness

Del. A. Washington – personal

The Journal of February 25, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1608 – Delegates Oaks, Carter, and Hayes

AN ACT concerning

Task Force to Study Access to Dental Care in the State

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

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

House Bill 1609 – Delegates Lam, Ebersole, and Hill

AN ACT concerning

Creation of a State Debt – Baltimore County – Arbutus Volunteer Fire Department

FOR the purpose of authorizing the creation of a State Debt not to exceed \$130,000, the proceeds to be used as a grant to the Board of Directors of the Arbutus Volunteer Fire Department of Baltimore County, Incorporated for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1610 – Delegate Haynes

AN ACT concerning

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

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

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

House Bill 1611 – Delegate Hixson

AN ACT concerning

Income Tax Credit – HVAC Energy Efficiency Technology

FOR the purpose of allowing a credit against the State income tax for certain costs of certain HVAC energy efficiency technology; providing that the credit may not exceed a certain amount; providing that the credit may not be carried forward to another taxable year; requiring a taxpayer claiming the credit to attach certain proof to the taxpayer's return; defining a certain term; providing for the application of this Act; and generally relating to an income tax credit for certain HVAC energy efficiency technology.

BY adding to

Article – Tax – General
Section 10–737
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

House Bill 1612 – Wicomico County Delegation

AN ACT concerning

Creation of a State Debt – Wicomico County – Ward Museum of Wildfowl Art

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of The Ward Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 64 – Baltimore County Senators

AN ACT concerning

Baltimore County – Orphans’ Court Judges – Compensation

FOR the purpose of repealing provisions of law that establish 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 2015 Supplement)

BY adding to

Article – Estates and Trusts
Section 2–108(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

Senate Bill 66 – Senator Waugh

AN ACT concerning

Professional Corporations – Approval of Corporate Name by Licensing Unit and Professional Organization – Exemption

FOR the purpose of exempting professional corporations in which a majority of the stockholders are individuals who are licensed, certified, or otherwise authorized to practice a health occupation under certain provisions of law from the requirement that, except under certain circumstances, the name of a professional corporation must be approved by the appropriate licensing unit and professional organization; repealing language made unnecessary by this Act that exempted from the requirement professional corporations in which the majority of stockholders are licensed physicians; establishing a certain exception; and generally relating to name requirements for professional corporations.

BY repealing and reenacting, with amendments,

Article – Corporations and Associations
Section 5–107
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Corporations and Associations
Section 5–108
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 169 – Senator Kagan

AN ACT concerning

~~Election Law – Local Vote by Mail Special Elections – Start of Canvassing~~
Special Elections – Voting by Mail – Canvass of Votes

FOR the purpose of authorizing a local board of elections, ~~under certain circumstances,~~ to commence the canvass of vote-by-mail ballots cast in a special election conducted by mail at a certain time on the day of a special election; authorizing the State Board of Elections to adopt regulations authorizing a local board to commence the canvass of vote-by-mail ballots before a certain time on the day of a special election; requiring the State Board to adopt regulations that provide for public observation of the canvass of vote-by-mail ballots and maintaining the secrecy of the election results until after a certain time on the day after a special election; altering the definition of "canvass" to include the canvass of vote-by-mail ballots; and generally relating to the canvassing of vote-by-mail ballots.

BY repealing and reenacting, without amendments,
Article – Election Law
Section ~~9-501(b) and (e)~~ 9-501 and 11-301(a-1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Election Law
Section 9-506
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section ~~11-302(b)~~ 9-506 and 11-101(c)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

Senate Bill 170 – Senators Kagan and Hershey

AN ACT concerning

Voter Registration – Affiliation With Political Party and Participation in Primary Election, Caucus, or Convention

FOR the purpose of requiring certain voter registration applications used in the State to include a certain statement concerning registration with a political party and the effect of the failure of the voter to affiliate with a political party on the voter's right to participate in primary elections, caucuses, or conventions for a political party; providing that certain voter registration applications may continue to be used after the effective date of this Act; and generally relating to voter registration applications.

BY repealing and reenacting, with amendments,
Article – Election Law

Section 3–202
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Election Law
Section 3–203 and 3–303
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

Senate Bill 182 – Senators Mathias, Benson, Conway, and Rosapepe

AN ACT concerning

Public Safety – Rental Dwelling Units – Carbon Monoxide Alarms

FOR the purpose of altering certain requirements relating to carbon monoxide alarms as the requirements apply to certain rental dwelling units; requiring certain rental dwelling units, on or after a certain date, to have a certain carbon monoxide alarm installed in a certain manner, subject to a certain exception; defining a certain term; altering a certain definition; and generally relating to carbon monoxide alarms.

BY repealing and reenacting, without amendments,
Article – Environment
Section 6–801(a) and (t)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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 2015 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 2015 Supplement)

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

Senate Bill 187 – Senators Lee, Benson, ~~Kelley, and Manno~~ Brochin, Cassilly, Gladden, Hough, Kelley, Manno, Muse, Norman, Ramirez, Raskin, Ready, and Zirkin

AN ACT concerning

Criminal Procedure – Victim’s Right to Restitution – Appeal

FOR the purpose of authorizing a certain victim to file an application for leave to appeal to the Court of Special Appeals from an interlocutory order or appeal to the Court of Special Appeals from a final order that denies or fails to consider the victim’s right to restitution after the filing of a certain motion requesting relief under a certain provision of law; and generally relating to victims’ rights.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–103
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

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

Senate Bill 225 – Senator Simonaire

AN ACT concerning

Hunting and Fishing Licenses – Disabled Active Military, Former Prisoners of War, Recipients of the Purple Heart Award, and Disabled Veterans

FOR the purpose of exempting a certain person serving in the armed forces of the United States from the requirement to obtain certain licenses to fish in certain waters of the State under certain circumstances; authorizing the Department of Natural Resources to issue certain complimentary hunting and fishing licenses to an out-of-state person who certifies that the person is a former prisoner of war or a 100% service connected disabled American veteran if the person’s state of residence extends similar privileges to former prisoners of war or 100% service connected disabled American veterans of this State; repealing a certain limit on the number of complimentary angler’s licenses for each state other than Maryland that may be outstanding at any time; making a certain complimentary hunting license subject to certain provisions of law; making conforming changes; requiring the Department to implement a program to provide certain discounted licenses to Maryland residents who are recipients of the Purple Heart Award; providing for the termination of certain provisions of this Act; making stylistic changes; and generally relating to hunting and fishing licenses.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section ~~4–604(c)~~, 4–607, 4–614(a)(2), ~~4–745(e)~~ 4–745(c) and (e), and 10–303(a)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 234 – Senator Hough

AN ACT concerning

Agreements to Defend or Pay the Cost of Defense – Void

FOR the purpose of providing that certain agreements to defend or pay the costs of defending certain promisees or indemnitees against liability for certain damages are against public policy and are void and unenforceable under certain circumstances; providing for the application of this Act; and generally relating to certain agreements to defend or pay the costs of defending certain promisees or indemnitees.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–401(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

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

**Senate Bill 241 – Senators Kelley, Benson, Conway, Currie, Madaleno, McFadden,
Nathan–Pulliam, Rosapepe, and Young**

AN ACT concerning

Real Property – Senior Apartment Facilities – Conversion

FOR the purpose of requiring a landlord to provide written notice to a certain tenant at least a certain number of days before converting a senior apartment facility into an apartment facility for the general population; specifying the contents of the written notice; requiring a landlord to allow a certain tenant to terminate the tenant's lease after giving at least 1 month's written notice to the landlord, notwithstanding the terms of the lease; prohibiting a landlord from withholding any portion of a certain tenant's security deposit for a certain purpose; ~~requiring a landlord to reimburse the moving expenses of a certain tenant, up to a certain amount and under certain circumstances; authorizing the Secretary of Housing and Community Development to adopt regulations necessary to carry out the provisions of this Act; authorizing the Secretary to impose a certain civil penalty for violations of this Act, beginning on a certain date;~~ providing for the enforcement of certain provisions of this Act by the Division of Consumer Protection of the Office of the Attorney General; ~~providing for the enforcement of this Act by each unit of the State;~~ defining certain terms; and generally relating to senior apartment facilities.

BY adding to

Article – Real Property
Section 8–217
Annotated Code of Maryland
(2015 Replacement Volume)

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

Senate Bill 278 – Senators Lee, Feldman, King, Manno, Nathan–Pulliam, Ramirez, Raskin, and Simonaire

AN ACT concerning

Criminal Law – Stalking ~~and Harassment~~

FOR the purpose of ~~repealing the requirement that certain conduct be malicious in order to be prohibited conduct applicable to crimes related to stalking, harassment, and misuse of electronic communications or interactive computer services~~; prohibiting a person from engaging in a malicious course of conduct where the person intends to cause or knows or reasonably should have known that the conduct would cause serious emotional distress to another; and generally relating to stalking, ~~harassment, and misuse of electronic communications or interactive computer services.~~

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–802, ~~3–803, and 3–805~~
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 287 – Senators Hough, Cassilly, Mathias, Muse, and Ready

AN ACT concerning

Criminal Law – False Statement Concerning Destructive Device or Toxic Material – Venue

FOR the purpose of adding an additional venue in which a person may be prosecuted for a false statement concerning a destructive device or toxic material; making certain stylistic changes; and generally relating to false statements concerning a destructive device or toxic material.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 9–504(b)
Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 9–504(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 319 – Senator DeGrange

AN ACT concerning

State Lottery – Licensed Agents – Commissions

FOR the purpose of altering certain commissions that certain licensed agents receive from certain lottery ticket sales; and generally relating to licensed agent commissions from lottery ticket sales.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–117(a)(1)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

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

Senate Bill 401 – Senators Waugh and Middleton

AN ACT concerning

Charles County and St. Mary’s County – Deer Management Permit – Firearms

FOR the purpose of authorizing an individual who holds a Deer Management Permit in Charles County and St. Mary’s County to use certain firearms to hunt deer throughout the year, including all deer hunting seasons, in the locations and under the conditions set forth in the permit; and generally relating to the use of certain firearms under a Deer Management Permit in Charles County and St. Mary’s County.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–415(d)(1) and (3)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–415(d)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

Senate Bill 426 – Senator Astle

AN ACT concerning

Maryland Emergency Management Assistance Compact – City of Annapolis

FOR the purpose of authorizing the City of Annapolis to participate in the Maryland Emergency Management Assistance Compact; and generally relating to the Maryland Emergency Management Assistance Compact.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 14–801(a) and 14–803(1) and (2)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 14–801(e)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

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

Senate Bill 431 – Senator Edwards

AN ACT concerning

Allegany County and Garrett County – Annual Financial Reports – Filing Date

FOR the purpose of altering the date by which Allegany County and Garrett County are required to file certain financial reports with the Department of Legislative Services; and generally relating to the date by which Allegany County and Garrett County are required to file financial reports.

BY repealing and reenacting, with amendments,
Article – Local Government
Section 16–304
Annotated Code of Maryland

(2013 Volume and 2015 Supplement)

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

YEAS AND NAYS

HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 204 (Emerg)	Montgomery County Delegation	Montgomery County – Elections – Early Voting Centers MC 14–16

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

THE COMMITTEE ON APPROPRIATIONS REPORT #3

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

House Bill 368 – Delegates Korman, B. Barnes, Barron, Chang, Gutierrez, Haynes, Hettleman, Jackson, Jones, Krimm, Lierman, A. Miller, Reznik, B. Robinson, Sophocleus, P. Young, and Zucker

AN ACT concerning

Board of Public Works Transparency Act of 2016

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 382 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Optional Retirement Allowances – Designated Beneficiaries

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 537 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

**Teachers' Retirement and Pension Systems – Reemployment of
Retirees – Clarification**

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

AN ACT concerning

**State Retirement and Pension System – Reemployment of Ordinary Disability
Retirees – Earnings Limitation**

HB0581/974061/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 581

(First Reading File Bill)

On page 1, in line 20, after “(1)” insert “**(I)**”; and in lines 21 and 22, strike “(i)” and “(ii)”, respectively, and substitute “**1.**” and “**2.**”, respectively.

On page 2, in lines 1 and 2, strike “(iii)” and “(iv)”, respectively, and substitute “**3.**” and “**4.**”, respectively; in line 5, strike “(2)” and substitute “**(II)**”; in line 8, strike “**(3)**” and substitute “**(2)** **(I)**”; in the same line, after “**\$25,000**” insert a semicolon; and in line 9, after “AND” insert:

“**(II)**”.

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 with amendments:

House Bill 582 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Correctional Officers' Retirement System – Clifton T. Perkins Maximum Security Guards – Vested Allowances

HB0582/404260/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 582

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “and” in line 6 down through “date” in line 7; in line 7, strike “a member” and substitute “certain members”; in line 8, strike “is a” and substitute “serve as”; in line 9, strike “attendant” and substitute “attendants”; and strike beginning with “and” in line 9 down through “date;” in line 10 and substitute “; providing for the application of certain provisions of this Act.”.

AMENDMENT NO. 2

On page 1, in line 23, after the semicolon insert “**OR**”.

On page 2, in line 5, after “[or]” insert “**AND**”; and strike in their entirety lines 6 through 15, inclusive.

AMENDMENT NO. 3

On page 2, in line 27, after “who” insert “:

(I)”;

in the same line strike “is” and substitute “SERVED AS”; and strike beginning with “AND” in line 27 down through “**2016**” in line 29 and substitute “WHILE A MEMBER;”

(II) IS NOT EMPLOYED AS A MEMBER ON JULY 1, 2016; AND

(III) DOES NOT RESUME EMPLOYMENT AS A MAXIMUM SECURITY ATTENDANT AT THE CLIFTON T. PERKINS HOSPITAL CENTER”.

AMENDMENT NO. 4

On page 3, before line 1, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act relating to a normal service retirement under § 25–401 of the State Personnel and Pensions Article shall be construed to apply only prospectively to an individual who retires on or after the effective date of this Act and may not be applied or interpreted to have any effect on or application to an individual who retires before the effective date of this Act.”;

and in line 1, strike “2.” and substitute “3.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #3
CONSENT CALENDAR #1**

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

House Bill 1512 – Delegates Kramer, Cullison, and Morales

AN ACT concerning

Creation of a State Debt – Montgomery County – Jewish Foundation for Group Homes

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

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

House Bill 1514 – Delegates Tarlau, Fennell, and Sanchez

AN ACT concerning

Creation of a State Debt – Prince George’s County – Joe’s Movement Emporium

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

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

House Bill 1517 – Delegates Gaines, Healey, and A. Washington

AN ACT concerning

Creation of a State Debt – Prince George’s County – Maryland Multicultural Youth Centers

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

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

House Bill 1523 – Delegates Beidle, Chang, and Sophocleus

AN ACT concerning

Creation of a State Debt – Anne Arundel County – Kuethe Historical and Genealogical Research Center

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

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

House Bill 1526 – Delegates Branch, Glenn, and McCray

AN ACT concerning

Creation of a State Debt – Baltimore City – International Black Fire Fighters Museum

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

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

House Bill 1527 – Delegate O’Donnell

EMERGENCY BILL

AN ACT concerning

Environment – Water Appropriation Permit – Aquaculture Exemption

The Bill was re-referred to the Committee on Environment and Transportation.

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

House Bill 1528 – Delegate Knotts

AN ACT concerning

**Creation of a State Debt – Prince George’s County – Camp Springs Elks Lodge
No. 2332**

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

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

**House Bill 1533 – Delegates P. Young, Aumann, Brooks, Cluster, Ebersole,
Grammer, Hettleman, Jalisi, Krimm, Lafferty, Lam, Lisanti, Luedtke,
Metzgar, Miele, Sydnor, West, and K. Young**

AN ACT concerning

**Enterprise Zones – Target Redevelopment Areas – Designation and Sales and
Use Tax Exemption**

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

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

House Bill 1534 – Delegates Hixson, Moon, and Smith

AN ACT concerning

**Creation of a State Debt – Montgomery County – Easter Seals
Inter-Generational Center**

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

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

House Bill 1535 – Delegates Hammen, Clippinger, and Lierman

AN ACT concerning

Creation of a State Debt – Baltimore City – Robert Long House

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

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

House Bill 1538 – Allegany County Delegation

AN ACT concerning

**Creation of a State Debt – Allegany County – Frostburg Museum Relocation
Project**

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

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

House Bill 1539 – Allegany County Delegation

AN ACT concerning

Creation of a State Debt – Allegany County – Friends Aware Facility

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

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

**House Bill 1552 – Prince George’s County Delegation and Montgomery County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Polybutylene Connection Pipe
Replacement Loan Program
PG/MC 115–16**

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 and the Committee on Ways and Means:

House Bill 1553 – Delegate Walker

AN ACT concerning

**Economic Development – BRAC Revitalization and Incentive
Zones – Extraordinary Development District**

The Bill was re–referred to the Committee on Economic Matters and the Committee on Ways and Means.

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

House Bill 1555 – Delegate Folden

AN ACT concerning

**Creation of a State Debt – Frederick County – Tuscarora High School
Concession Stand**

The Bill was re–referred to the Committee on Appropriations.

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

House Bill 1564 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

**Creation of a State Debt – Baltimore City – A Penn–North Initiative Youth
Violence Prevention Center**

The Bill was re–referred to the Committee on Appropriations.

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

House Bill 1565 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

**Creation of a State Debt – Baltimore City – Kappa Alpha Psi Youth and
Community Center**

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

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

House Bill 1566 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

Creation of a State Debt – Baltimore City – Sarah’s Hope

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

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

House Bill 1567 – Delegates B. Robinson, Conaway, and Hayes

AN ACT concerning

Creation of a State Debt – Baltimore City – Orchard Street Church

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

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

House Bill 1573 – Delegate Otto

AN ACT concerning

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

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

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

House Bill 1576 – Delegate Sample-Hughes

AN ACT concerning

Creation of a State Debt – Wicomico County – Habitat for Humanity of Wicomico County

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

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

House Bill 1577 – Delegate Lisanti

AN ACT concerning

Creation of a State Debt – Harford County – American Indian First Contact Waterfront Heritage Park

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

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

House Bill 1583 – Delegates Hixson, Moon, and Smith

AN ACT concerning

Creation of a State Debt – Montgomery County – Pinecrest Local Park Improvements

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

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

House Bill 1585 – Delegate Beitzel

AN ACT concerning

Creation of a State Debt – Garrett County – Friendsville Veterans Memorial

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

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

House Bill 1587 – Delegates West and Aumann

AN ACT concerning

**Creation of a State Debt – Baltimore County – The Maryland Regional
Agricultural Arena and Learning Center**

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

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

House Bill 1592 – Delegate Malone

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Belvoir–Scott’s Plantation
Historic Manor House**

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

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

House Bill 1593 – Delegate McMillan

AN ACT concerning

**Creation of a State Debt – Anne Arundel County – Hammond–Harwood House
Preservation**

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

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

House Bill 1597 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

**Creation of a State Debt – Baltimore City – Girl Scouts of Central Maryland
Urban Program and STEM Center**

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

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

House Bill 1600 – Delegates Brooks, Hettleman, Jalisi, Jones, and Morhaim

AN ACT concerning

**Creation of a State Debt – Baltimore County – Baltimore Humane Society
Animal Safety and Energy Efficiency 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 Appropriations:

House Bill 1606 – Delegate Glenn

AN ACT concerning

**Creation of a State Debt – Baltimore City – Dr. Christina Phillips Community
Center**

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

SPECIAL ORDERS

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

House Bill 128 – Delegate Jackson

AN ACT concerning

**Public Utilities – Termination of Service to Multifamily Dwelling
Unit – Notification to Property Manager**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. LONG PENDING.

FLOOR AMENDMENT

HB0128/593327/1

BY: Delegate Long

AMENDMENT TO HOUSE BILL 128, AS AMENDED

In the Economic Matters Committee Amendments (HB0128/183095/1), in line 8 of Amendment No. 2, after “**TO**” insert “:

(1)”;

and in line 9, after “**REQUEST**” insert “;

(2) ALTER ANY LIABILITY OF, OR IMPOSE ANY NEW LIABILITY ON, A PROPERTY OWNER OR PROPERTY MANAGER FOR ANY ACTION TAKEN UNDER THIS SECTION; OR

(3) INTERFERE WITH THE ABILITY OF A PROPERTY OWNER OR PROPERTY MANAGER TO ASSUME RESPONSIBILITY FOR A CUSTOMER ACCOUNT AND RECOVER PAYMENT OF AN ARREARAGE DUE AS RENT”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 58 – Delegate O’Donnell

AN ACT concerning

Vehicle Laws – Historic Motor Vehicles – Authorized Uses and Inspections

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 119 Negative – 15 (See Roll Call No. 154)

The Bill was then sent to the Senate.

House Bill 65 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Tree Expert License – Application and Renewal – Repeal of Sunset Provision

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 134 Negative – 0 (See Roll Call No. 155)

The Bill was then sent to the Senate.

House Bill 241 – Delegates Rosenberg and A. Washington

AN ACT concerning

**Election Law – State Elected Officials – Campaign Fund–Raising During
General Assembly Session – Civil Penalty**

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 131 Negative – 3 (See Roll Call No. 156)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 157)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #13

**House Bill 59 – Chair, Economic Matters Committee (By Request – Departmental
– Commerce)**

AN ACT concerning

**Department of Economic Competitiveness and Commerce – Renaming and
Reorganization**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 158)

The Bill was then sent to the Senate.

**House Bill 60 – Chair, Economic Matters Committee (By Request – Departmental
– Maryland Insurance Administration)**

AN ACT concerning

**Insurance – Certificate of Qualification, Licensing, and
Registration – Electronic Means**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 159)

The Bill was then sent to the Senate.

House Bill 104 – Delegates Morhaim, Glenn, Hammen, Hill, Lam, and West

AN ACT concerning

Medical Cannabis – Written Certifications – Certifying Providers

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

Affirmative – 110 Negative – 21 (See Roll Call No. 160)

The Bill was then sent to the Senate.

**House Bill 185 – Delegates Morhaim, Beitzel, Cluster, Frush, Hill, Jalisi, Kelly,
Kipke, Lam, Morgan, Rose, Stein, and West**

AN ACT concerning

**State Board of Physicians – Licensed Physicians – Continuing Education
Requirements**

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

Affirmative – 132 Negative – 2 (See Roll Call No. 161)

The Bill was then sent to the Senate.

**House Bill 188 – Chair, Economic Matters Committee (By Request – Departmental
– Labor, Licensing and Regulation)**

AN ACT concerning

Financial Institutions – Commissioner of Financial Regulation – Disclosure and Sharing of Information

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

Affirmative – 134 Negative – 0 (See Roll Call No. 162)

The Bill was then sent to the Senate.

House Bill 195 – Delegates Krebs, W. Miller, Rose, and West

AN ACT concerning

Procurement – ~~Prohibition~~ Prohibitions on Participation

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

Affirmative – 132 Negative – 0 (See Roll Call No. 163)

The Bill was then sent to the Senate.

House Bill 411 – Delegates M. Washington, McKay, Hettleman, Krimm, and Lierman

AN ACT concerning

General Assembly – Joint Committee on Ending Homelessness – Membership

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

Affirmative – 134 Negative – 0 (See Roll Call No. 164)

The Bill was then sent to the Senate.

House Bill 501 – Delegate Chang

AN ACT concerning

Motor Vehicle Insurance – Volunteer Drivers

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

Affirmative – 91 Negative – 40 (See Roll Call No. 165)

The Bill was then sent to the Senate.

House Bill 678 – Delegate Branch

AN ACT concerning

Surety Insurance – Application for Bonds

Delegate Dumais moved to make the Bill a Special Order for March 1, 2016.

The motion was adopted.

House Bill 745 – Delegates Reilly, Carozza, Cassilly, Fisher, Hornberger, Impallaria, Lisanti, McMillan, Morgan, O'Donnell, Platt, and Tarlau

AN ACT concerning

Business Regulation – State and Harford County Juke Box Licenses – Repeal

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

Affirmative – 134 Negative – 0 (See Roll Call No. 166)

The Bill was then sent to the Senate.

House Bill 747 – Delegates Gilchrist and Vaughn

AN ACT concerning

Real Estate Brokers – Licensure Requirement – Exemption for Lawyers

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

Affirmative – 131 Negative – 2 (See Roll Call No. 167)

The Bill was then sent to the Senate.

QUORUM CALL

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

(See Roll Call No. 168)

ADJOURNMENT

At 11:42 A.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Monday, February 29, 2016.

Annapolis, Maryland
Monday, February 29, 2016

The House met at 8:04 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kevin B. Hornberger of Cecil County.

QUORUM CALL

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

(See Roll Call No. 175)

EXCUSES:

Del. B. Barnes – illness

Del. McConkey – illness

Del. McDonough – personal

Del. Vogt – illness

Del. A. Washington – business

The Journal of February 26, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1613 – Delegates Carter, Oaks, and Rosenberg

AN ACT concerning

**Creation of a State Debt – Baltimore City – Progressive Education Center
Playground**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$150,000, the proceeds to be used as a grant to the Board of Directors of The Progressive Education Center, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1614 – Delegates Hixson, Moon, and Smith

AN ACT concerning

**Creation of a State Debt – Montgomery County – Martin Luther King Jr.
Recreational Park Improvements**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$100,000, the proceeds to be used as a grant to the Maryland–National Capital Park and Planning Commission for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

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

House Bill 1615 – Delegate Hixson

AN ACT concerning

Linking Youth to New Experiences (LYNX) High School – Pilot Program

FOR the purpose of establishing the Linking Youth to New Experiences (LYNX) High School pilot program at a certain high school in Frederick County; providing that the LYNX High School pilot program is a public school under the authority and supervision of the Frederick County Board of Education and the Frederick County Superintendent of Schools; providing for the purpose of the LYNX High School pilot program; requiring the County Superintendent, on or before a certain date, to develop and submit to the State Board of Education for review a certain plan that describes certain items; requiring the State Board to consult with the County Superintendent after a certain plan is received; requiring the State Board to grant the LYNX High School pilot program a waiver from certain regulations within a certain period of time in accordance with certain provisions of law and regulation; exempting the LYNX High School pilot program from certain provisions of law relating to student assessments; requiring, after the granting of certain waivers, the State Board and the County Superintendent to meet with representatives of the Apprenticeship and Training Council and the Division of Labor and Industry in the Department of Labor, Licensing, and Regulation regarding certain items; authorizing the LYNX High School pilot program to apply for and accept donations, grants, or other financial assistance from certain entities; requiring the County Superintendent to conduct an evaluation of the LYNX High School pilot program each year; requiring the County Superintendent to submit to the State Board a certain fiscal year evaluation report on or before a certain date each year; authorizing the LYNX High School pilot program to continue to operate until the County Superintendent sends the State Board a certain notice; defining certain terms; and generally relating to the LYNX High School pilot program in Frederick County.

BY adding to

Article – Education

Section 7–1701 through 7–1705 to be under the new subtitle “Subtitle 17. LYNX High School Pilot Program”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

House Bill 1616 – Delegate Bromwell

AN ACT concerning

Residential Service Agencies – Third Party Payor Reimbursement – Entitlement

FOR the purpose of altering a certain provision of law to provide that licensure under certain provisions of law entitles a residential service agency to reimbursement by a third party payor; and generally relating to the reimbursement of residential service agencies by third party payors.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 19–4A–10

Annotated Code of Maryland

(2015 Replacement Volume)

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

APPOINTMENT

FEBRUARY 29, 2016

RESOLVED, that the Speaker makes the following change in Committee Assignment:

Hon. Geraldine Valentino–Smith to the Appropriations Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

APPOINTMENT

FEBRUARY 29, 2016

RESOLVED, that the Speaker makes the following Committee Assignment:

Hon. Pamela Queen to the Judiciary Committee

BY ORDER, SYLVIA SIEGERT, CHIEF CLERK

Read and adopted.

TRIBUTE TO VETERANS

QUORUM CALL

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

(See Roll Call No. 176)

ADJOURNMENT

At 8:50 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Tuesday, March 1, 2016.

**Annapolis, Maryland
Tuesday, March 1, 2016**

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

Prayer by Delegate Joseline A. Pena–Melnik of Prince George’s and Anne Arundel counties.

QUORUM CALL

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

(See Roll Call No. 177)

EXCUSES:

Del. Carter – personal

The Journal of February 29, 2016 was read and approved.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 46 – Senator Reilly

AN ACT concerning

Anne Arundel County – Archery Hunting – Safety Zone

FOR the purpose of establishing for archery hunters in Anne Arundel County a safety zone of a certain size within which archery hunting may not take place except under certain circumstances; and generally relating to archery hunting in Anne Arundel County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–410(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

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

THE COMMITTEE ON APPROPRIATIONS REPORT #4

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

House Bill 27 – Delegate Haynes

AN ACT concerning

Education – Community Colleges – Collective Bargaining

HB0027/414668/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Haynes” and substitute “Delegates Haynes, Anderson, Angel, Barkley, B. Barnes, Barron, Barve, Branch, Bromwell, Brooks, Carey, Carr, Carter, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Healey, Hettleman, Hill, Hixson, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Lafferty, Lam, Lierman, Luedtke, McCray, A. Miller, Moon, Morales, Oaks, Patterson, Pena-Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sanchez, Smith, Sophocleus, Stein, Sydnor, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, K. Young, P. Young, and Zucker”.

AMENDMENT NO. 2

On page 1, in line 28, strike “providing” and substitute “requiring”; and in the same line, strike “may”.

On page 2, in line 1, after “time;” insert “repealing references to the Baltimore County Community College from certain provisions of law relating to collective bargaining requirements for certain State employees; providing that the exclusive representative of a certain bargaining unit maintains certification under certain circumstances; requiring that certain community colleges be subject to certain rules and regulations under certain circumstances;”; in line 16, after “Section” insert “3-101(a) and”; in line 21, after “Section” insert “3-101(f), 3-102(a),”; in the same line, strike “and”; and in the same line, after “3-2A-08(a)” insert “, 3-403(d) and (e), 3-501(a), (d), and (f), 3-502(c), and 3-601(a)”.

AMENDMENT NO. 3

On page 5, in line 4, after “(R)” insert “(1)”; and after line 5, insert:

“(2) “PUBLIC EMPLOYER” INCLUDES THE BOARD OF TRUSTEES OF BALTIMORE CITY COMMUNITY COLLEGE.”

On page 6, in line 22, strike “FOUR” and substitute “SIX”; and in line 29, strike “AND”.

On page 7, in line 1, strike “ONE UNIT” and substitute “TWO UNITS”; and in line 2, after “ACT” insert “;AND”

(V) ONE UNIT RESERVED FOR SWORN POLICE OFFICERS”.

On page 8, after line 9, insert:

“(G) THE EXCLUSIVE REPRESENTATIVE OF A BARGAINING UNIT THAT OPERATED UNDER A COLLECTIVE BARGAINING AGREEMENT OR CONTRACT BEFORE OCTOBER 1, 2016, MAINTAINS CERTIFICATION AFTER THE AGREEMENT OR CONTRACT EXPIRES.”

On page 13, after line 11, insert:

“3-101.

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

(f) “President” means:

(1) with regard to a constituent institution, as defined in § 12-101 of the Education Article, the president of the constituent institution;

(2) with regard to a center or institute, as those terms are defined in § 12-101 of the Education Article, the president of the center or institute;

(3) with regard to the University System of Maryland Office, the Chancellor of the University System of Maryland; and

(4) with regard to Morgan State University[,] AND St. Mary’s College of Maryland, [and Baltimore City Community College,] the president of the institution.

3–102.

(a) Except as provided in this title or as otherwise provided by law, this title applies to:

(1) all employees of:

(i) the principal departments within the Executive Branch of State government;

(ii) the Maryland Insurance Administration;

(iii) the State Department of Assessments and Taxation;

(iv) the State Lottery and Gaming Control Agency;

(v) the University System of Maryland, Morgan State University, AND St. Mary’s College of Maryland[, and Baltimore City Community College];

(vi) the Comptroller;

(vii) the Maryland Transportation Authority who are not police officers;

(viii) the State Retirement Agency; and

(ix) the State Department of Education; and

(2) all full–time Maryland Transportation Authority police officers at the rank of first sergeant and below.”.

On page 14, after line 23, insert:

“3–403.

(d) (1) Each system institution, Morgan State University, AND St. Mary's College of Maryland[, and Baltimore City Community College] shall have separate bargaining units.

(2) The presidents of the system institutions may agree to cooperate for the purpose of collective bargaining:

(i) before the election of exclusive representatives; or

(ii) after the certification of exclusive representatives under § 3-406(a) of this subtitle.

(3) Appropriate bargaining units shall consist of:

(i) all eligible nonexempt employees, as described in the federal Fair Labor Standards Act, except eligible sworn police officers;

(ii) all eligible exempt employees, as described in the federal Fair Labor Standards Act; and

(iii) all eligible sworn police officers.

(e) (1) Except as provided in paragraph (2) of this subsection, the Secretary or the Secretary's designee shall have the authority to assign classification titles and positions to bargaining units as appropriate.

(2) The following individuals and entities shall assign classification titles and positions to bargaining units at the following institutions:

(i) at a system institution, the President of the system institution;
and

(ii) at Morgan State University[.] OR St. Mary's College of Maryland, [or Baltimore City Community College,] the governing board of the institution.

3-501.

(a) (1) The following individuals or entities shall designate one or more representatives to participate as a party in collective bargaining on behalf of the State or the following institutions:

(i) on behalf of the State, the Governor;

(ii) on behalf of a system institution, the president of the system institution; and

(iii) on behalf of Morgan State University[,] OR St. Mary's College of Maryland, [or Baltimore City Community College,] the governing board of the institution.

(2) The exclusive representative shall designate one or more representatives to participate as a party in collective bargaining on behalf of the exclusive representative.

(d) (1) A memorandum of understanding that incorporates all matters of agreement reached by the parties shall be executed by the exclusive representative and:

(i) for a memorandum of understanding relating to the State, the Governor or the Governor's designee;

(ii) for a memorandum of understanding relating to a system institution, the president of the system institution or the president's designee; and

(iii) for a memorandum of understanding relating to Morgan State University[,] OR St. Mary's College of Maryland, [or Baltimore City Community College,] the governing board of the institution or the governing board's designee.

(2) To the extent these matters require legislative approval or the appropriation of funds, the matters shall be recommended to the General Assembly for approval or for the appropriation of funds.

(3) To the extent matters involving a State institution of higher education require legislative approval, the legislation shall be recommended to the Governor for submission to the General Assembly.

(f) (1) The terms of a memorandum of understanding executed by the Governor or the Governor's designee and an exclusive representative of a bargaining unit

for skilled service or professional service employees in the State Personnel Management System are not applicable to employees of a State institution of higher education.

(2) The terms of a memorandum of understanding executed by a president of a system institution or the governing board of Morgan State University[,] OR St. Mary's College of Maryland, [or Baltimore City Community College.] or their respective designees, and the exclusive representative of a bargaining unit for employees of a State institution of higher education are not applicable to skilled service or professional service employees in the State Personnel Management System.

3-502.

(c) Notwithstanding subsection (a) of this section, the representatives of the State, a system institution, Morgan State University, AND St. Mary's College of Maryland[, and Baltimore City Community College]:

(1) shall not be required to negotiate over any matter that is inconsistent with applicable law; and

(2) may negotiate and reach agreement with regard to any such matter only if it is understood that the agreement with respect to such matter cannot become effective unless the applicable law is amended by the General Assembly.

3-601.

(a) (1) A memorandum of understanding shall contain all matters of agreement reached in the collective bargaining process.

(2) The memorandum shall be in writing and signed by the exclusive representative involved in the collective bargaining negotiations and:

(i) for a memorandum of understanding relating to the State, the Governor or the Governor's designee;

(ii) for a memorandum of understanding relating to a system institution, the president of the system institution or the president's designee; and

(iii) for a memorandum of understanding relating to Morgan State University[,] OR St. Mary’s College of Maryland, [or Baltimore City Community College.] the governing board of the institution or the governing board’s designee.”;

in line 27, strike “may” and substitute “shall”; in the same line, after “contracts” insert “, and the certification of the exclusive representative for any existing bargaining unit shall continue.”; and in line 28, strike “After the agreements and contracts expire” and substitute “If a bargaining unit in existence before October 1, 2016, dissolves”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0027/443426/1

BY: Delegate A. Miller

AMENDMENT TO HOUSE BILL 27, AS AMENDED

On page 1 of the Appropriations Committee Amendments (HB0027/414668/1), in line 4 of Amendment No. 2, strike “County” and substitute “City”.

The preceding amendment was read and adopted.

Delegate Krebs moved to make the Bill a Special Order for March 2, 2016.

The motion was adopted.

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

House Bill 164 – Chair, Appropriations Committee (By Request – Departmental – Comptroller)

AN ACT concerning

State Personnel Management System – Background Investigation and Criminal History Records Check – Prospective and Current Employees

HB0164/924264/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 164

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, strike “State”.

AMENDMENT NO. 2

On page 3, in line 18, strike “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 McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 285 – Delegates McIntosh, M. Washington, Brooks, Barron, Ebersole, Fennell, Frush, Healey, Lafferty, Lierman, Patterson, B. Robinson, Stein, Tarlau, Waldstreicher, and K. Young

AN ACT concerning

State Education Aid – Real Property Valuation – Tax Increment Financing

HB0285/414964/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 285

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “assessed” in line 3 down through “terms;” in line 6 and substitute “State Department of Assessments and Taxation to certify annually the amount of assessable base for certain real property; requiring certain State education aid to be calculated in a certain manner for each fiscal year;”; in line 6, after “Act;” insert “declaring the intent of the General Assembly regarding the consideration of the impact of certain economic development incentives in certain jurisdictions in making certain recommendations of a certain study; requiring a certain study and a certain commission to make certain recommendations on certain issues; providing for the termination of this”

Act.”; strike line 10 in its entirety and substitute “Section 5-202(a)(1), (3), (4), (9) through (11), and (14) and (b)”; after line 12, insert:

“BY adding to

Article – Education

Section 5-202(l)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”;

and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 2, in line 1, strike “(I)”; in the same line, strike the brackets; strike beginning with “EXCEPT” in line 1 down through “ASSESSED” in line 2; and strike in their entirety lines 7 through 20, inclusive.

AMENDMENT NO. 3

On page 3, after line 7, insert:

“(L) (1) EXCEPT FOR SUBSECTION (K) OF THIS SECTION, THIS SUBSECTION APPLIES TO EDUCATION PROGRAMS THAT USE WEALTH TO CALCULATE STATE AID FORMULAS UNDER THIS SUBTITLE.

(2) (I) THE CALCULATIONS IN THIS PARAGRAPH APPLY ONLY TO A COUNTY THAT:

1. ESTABLISHES A DEVELOPMENT DISTRICT UNDER TITLE 12, SUBTITLE 2 OF THE ECONOMIC DEVELOPMENT ARTICLE OR ARTICLE II, § 62 OF THE CHARTER OF BALTIMORE CITY AFTER MAY 1, 2016; AND

2. QUALIFIES FOR A DISPARITY GRANT UNDER § 16-501 OF THE LOCAL GOVERNMENT ARTICLE.

(II) THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION SHALL CERTIFY THE ORIGINAL AMOUNT OF ASSESSABLE BASE FOR REAL PROPERTY THAT IS LOCATED IN A DEVELOPMENT DISTRICT THAT MEETS THE REQUIREMENTS IN SUBPARAGRAPH (I) OF THIS PARAGRAPH AS OF JANUARY 1 OF THE YEAR PRECEDING THE YEAR IN WHICH THE ORDINANCE OR RESOLUTION ESTABLISHING THE DEVELOPMENT DISTRICT BECOMES EFFECTIVE.

(III) FOR A DEVELOPMENT DISTRICT THAT MEETS THE REQUIREMENTS IN SUBPARAGRAPH (I) OF THIS PARAGRAPH AND IS STILL IN EFFECT, THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION SHALL ANNUALLY CERTIFY THE AMOUNT OF ASSESSABLE BASE FOR REAL PROPERTY THAT IS LOCATED IN THE DEVELOPMENT DISTRICT AS OF JULY 1 OF THE FIRST COMPLETED FISCAL YEAR BEFORE THE SCHOOL YEAR FOR WHICH THE CALCULATION IS MADE UNDER THIS SECTION.

(IV) THE DIFFERENCE BETWEEN THE AMOUNT OF ASSESSABLE BASE FOR REAL PROPERTY CERTIFIED UNDER SUBPARAGRAPHS (II) AND (III) OF THIS PARAGRAPH IS THE TAX INCREMENT FOR THE DEVELOPMENT DISTRICT.

(3) FOR EACH FISCAL YEAR, USING NET TAXABLE INCOME BASED ON TAX RETURNS FILED ON OR BEFORE NOVEMBER 1, STATE AID SHALL BE CALCULATED AS FOLLOWS:

(I) ONCE USING THE ASSESSED VALUATION OF REAL PROPERTY ESTIMATE UNDER SUBSECTION (A) OF THIS SECTION; AND

(II) AGAIN USING THE ASSESSED VALUATION OF REAL PROPERTY ESTIMATE UNDER SUBSECTION (A) OF THIS SECTION REDUCED BY THE SUM OF THE TAX INCREMENTS CALCULATED UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(4) IF THE AMOUNT OF STATE AID CALCULATED UNDER PARAGRAPH (3)(II) OF THIS SUBSECTION IS GREATER THAN THE AMOUNT CALCULATED UNDER PARAGRAPH (3)(I) OF THIS SUBSECTION, THE ADDITIONAL STATE AID SHALL BE PROVIDED AS A GRANT TO THE COUNTY BOARD.”;

strike in their entirety lines 8 through 19, inclusive; in line 22, strike “2016” and substitute “2017”; after line 22, insert:

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

(a) It is the intent of the General Assembly that the final recommendations of the study of the adequacy of education funding being conducted as required by Chapter 288 of 2002, as amended by Chapter 397 of 2011, and any commission that may be established to make recommendations on the adequacy study, shall consider the impact of economic

development incentives in low wealth jurisdictions on State education aid, including the exclusion provided under § 5-202(l) of the Education Article as enacted by this Act.

(b) The adequacy study and any commission shall make recommendations on:

(1) whether the assessed value of tax increment financing districts should be excluded from the calculation of wealth for State education aid purposes and, if so, any limits on the exclusions that should be considered; and

(2) the continuation of the hold harmless grants established by this Act.”;

in line 23, strike “3.” and substitute “4.”; and in line 24, after “2016.” insert “It shall remain effective for a period of 3 years and 1 month and, at the end of June 30, 2019, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 331 – Delegate Stein

EMERGENCY BILL

AN ACT concerning

Program Open Space – Funding for Capital Improvements

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 684 – Delegates Hammen, Anderson, Branch, Busch, Carey, Carter, Clippinger, Conaway, Glenn, Hayes, Haynes, Lafferty, Lierman, Lisanti, McCray, McIntosh, Oaks, Pena–Melynk, Pendergrass, B. Robinson, S. Robinson, Rosenberg, Smith, Sophocleus, M. Washington, West, and P. Young

AN ACT concerning

Baltimore Regional Neighborhood Initiative Program – Codified

HB0684/514560/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 684

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “information;” insert “providing that community enhancement projects may be located in more than one political subdivision;”; in line 10, strike “approval from” and substitute “notification to”; in line 22, after “Governor” insert “, in certain fiscal years;”; and in line 23, after “Fund;” insert “requiring the Governor to include a certain appropriation for a certain fiscal year;”.

AMENDMENT NO. 2

On page 4, in line 10, strike “AND”; and in line 11, after “**(7)**” insert “**WORKFORCE AND EMPLOYMENT DEVELOPMENT PROGRAMS; AND**

(8)”.

AMENDMENT NO. 3

On page 5, after line 4, insert:

“(D) THE COMMUNITY ENHANCEMENT PROJECTS FOR WHICH A COMMUNITY DEVELOPMENT ORGANIZATION APPLIES FOR PROGRAM FUNDS MAY BE LOCATED IN MORE THAN ONE POLITICAL SUBDIVISION.”

AMENDMENT NO. 4

On page 7, in line 1, strike “UNLESS” and substitute “**UNTIL THE DEPARTMENT HAS PROVIDED WRITTEN NOTICE AND A REASONABLE OPPORTUNITY TO COMMENT TO**”; strike beginning with “APPROVES” in line 3 down through “SUBDIVISION” in line 6; in line 8, after the first “THE” insert “**DEPARTMENT MUST PROVIDE NOTICE AND A REASONABLE OPPORTUNITY TO COMMENT TO THE**”; strike beginning with “MUST” in line 9 down through “SUBSECTION” in line 10; in line 12, after “SUBDIVISION,” insert “**THE DEPARTMENT MUST PROVIDE NOTICE AND A REASONABLE OPPORTUNITY TO**

COMMENT TO”; and strike beginning with “MUST” in line 12 down through “SUBDIVISION” in line 16.

AMENDMENT NO. 5

On page 11, in line 9, strike “EACH FISCAL YEAR” and substitute “FISCAL YEARS 2018 THROUGH 2022”.

AMENDMENT NO. 6

On page 11, after line 25, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That for fiscal year 2018, the Governor shall include in the budget bill an appropriation to the Baltimore Metropolitan Council in the amount of \$250,000 for planning and programmatic efforts that facilitate coordination and collaboration among local jurisdictions and organizations in the Baltimore region to foster economic growth and development.”;

and in line 26, strike “2.” and substitute “3.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for March 2, 2016.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 909 – Delegates A. Miller, Brooks, Gutierrez, Jalisi, Kelly, Korman, Lam, Platt, S. Robinson, and Turner

AN ACT concerning

Task Force to Study Paid Parental Leave Policies

HB0909/374963/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 909
(First Reading File Bill)

On page 1, in the sponsor line, strike “and Turner” and substitute “Turner, B. Barnes, B. Robinson, Krimm, Jones, Lierman, Gaines, P. Young, Haynes, Reznik, Sophocleus, Jackson, Hettleman, and Chang”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 928 – Delegate Kramer

AN ACT concerning

State Personnel – Individuals With Disabilities – Hiring Preferences

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #5

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 567 – Delegate Kipke

AN ACT concerning

State Board of Cosmetologists – Mobile Beauty Salons – Permit 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:

House Bill 575 – Delegate Jameson

AN ACT concerning

Portable Electronics Insurance – Required Notices – Method of Mailing

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 631 – Howard County Delegation

AN ACT concerning

**Workers' Compensation – Permanent Partial Disability – Howard County
Deputy Sheriffs
Ho. Co. 11-16**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

**House Bill 696 – Delegates Davis, Barkley, Impallaria, Jameson, W. Miller, and
C. Wilson**

AN ACT concerning

**Public Utilities – Maryland Underground Facilities Damage Prevention
Authority – Funding**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

**House Bill 718 – Delegates Kramer, Afzali, Angel, Barkley, B. Barnes, Barve,
Beitzel, Branch, Brooks, Buckel, Chang, Cullison, Fraser-Hidalgo, Frick,
Frush, Hayes, Healey, Jalisi, Krebs, Krimm, Lafferty, Luedtke, McComas,
Morales, Morhaim, Pena-Melnyk, Platt, Reznik, Stein, Valderrama, and
Waldstreicher**

AN ACT concerning

Consumer Protection – Asset Recovery for Exploited Seniors Act

HB0718/873090/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 718

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, Adams, Arentz, Aumann, Carey, Clippinger, Davis, Glenn, S. Howard, Jameson, Lisanti, Vaughn, and C. Wilson”.

AMENDMENT NO. 2

On page 5, in line 20, strike “**STATE**” and substitute “**OFFICE OF THE ATTORNEY GENERAL**”.

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 884 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Taxicabs – Repeal of Local Provisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #2

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 20 – Delegate O’Donnell

AN ACT concerning

Calvert County and St. Mary’s County – Archery Hunting – Safety Zone

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 229 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Commercial Motor Vehicles – Operation – Transportation Emergencies

HB0229/410312/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 229

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, strike “under certain circumstances” and substitute “; authorizing the Governor to take certain action to facilitate emergency relief efforts through a declaration of a state of emergency”.

AMENDMENT NO. 2

On page 2, in lines 16 and 19, in each instance, strike “MEANS” and substitute “INCLUDES”; and in line 16, after “ELECTRIC” insert “OR NATURAL GAS”.

AMENDMENT NO. 3

On page 3, in line 26, after “SUPPLIES” insert “OR OTHERWISE IMMEDIATELY THREATENS HUMAN LIFE OR PUBLIC WELFARE”.

AMENDMENT NO. 4

On page 9, in line 8, after “(III)” insert “1.”; strike beginning with “UNLESS” in line 9 down through “Article” in line 10; and after line 10, insert:

“2. IF THE DURATION OF THE TRANSPORTATION EMERGENCY CONDITIONS EXTENDS FOR MORE THAN 20 DAYS, THE GOVERNOR MAY TAKE ANY ACTION AUTHORIZED UNDER THIS SUBSECTION TO FACILITATE

EMERGENCY RELIEF EFFORTS THROUGH A DECLARATION OF A STATE OF EMERGENCY UNDER § 14-107 OF THE PUBLIC SAFETY ARTICLE.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 233 – Delegate Carey

AN ACT concerning

Citizens Committee for the Enhancement of Communities Surrounding Baltimore–Washington International Thurgood Marshall Airport – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 294 – Delegates Stein, Beidle, Fraser–Hidalgo, Holmes, Jackson, Jacobs, Knotts, McCray, O’Donnell, Otto, and Szeliga

AN ACT concerning

Motor Vehicles – Lamps and Lights – Use When Windshield Wipers Operating

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 447 – Charles County Delegation

AN ACT concerning

Charles County – County Transfer Tax – Revenue Received by the Clerk of the Circuit Court

HB0447/550714/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 447
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “date;” insert “requiring the Comptroller to remit to the Treasury Division of Charles County a certain balance of county transfer taxes; providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 2, in line 12, after “RECEIVE” insert“:

(I);

in line 13, after “TAX” insert “; AND

(II) 5% OF ALL OTHER PUBLIC MONEY THAT THE CLERK RECEIVES, COLLECTS, AND PAYS OVER”;

in line 16, after “2015.” insert “The Comptroller shall remit to the Treasury Division of Charles County the balance of county transfer taxes that the county is entitled to retain for those taxes collected on or after August 8, 2015, but before July 1, 2016.”; and in line 18, after “2016.” insert “It shall remain effective for a period of 3 months and, at the end of September 30, 2016, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 576 – Delegate Beitzel

AN ACT concerning

**Maryland Dormant Minerals Interests Act – Use of Mineral
Interest – Clarification**

HB0576/230916/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 576

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “owner;” insert “establishing that payment of certain taxes by an owner of a mineral interest constitutes use of the entire mineral interest that is taxed and certain other mineral interests that are not taxed; establishing that a certain judgment or decree recorded by an owner of a mineral interest constitutes use of the mineral interest specified in the judgment or decree;”.

AMENDMENT NO. 2

On page 2, in line 7, strike “(2)” and substitute “**(4)**”; in line 14, after “minerals;” insert “and”; strike beginning with “Payment” in line 15 down through “(iii)” in line 18; in line 20, strike “; and” and substitute a period; strike in their entirety lines 21 and 22, and substitute:

“(2) PAYMENT OF THE FOLLOWING TAXES BY OR UNDER THE AUTHORITY OF AN OWNER OF THE TAXED MINERAL INTEREST SHALL CONSTITUTE USE OF THE ENTIRE MINERAL INTEREST THAT IS TAXED AND ANY OTHER MINERAL INTEREST THAT IS NOT TAXED BUT ON WHICH THE OWNER OWNS ALL OR A PARTIAL INTEREST:

(I) A TAX ON A SEPARATE ASSESSMENT OF A MINERAL INTEREST IN ACCORDANCE WITH § 8-229 OF THE TAX - PROPERTY ARTICLE;

(II) A TRANSFER TAX RELATING TO A MINERAL THAT IS PART OF THE MINERAL INTEREST IN ACCORDANCE WITH § 8-229 OF THE TAX - PROPERTY ARTICLE; OR

(III) A SEVERANCE TAX RELATING TO A MINERAL THAT IS PART OF THE MINERAL INTEREST IN ACCORDANCE WITH § 8-229 OF THE TAX - PROPERTY ARTICLE.

(3) A JUDGMENT OR DECREE THAT MAKES A SPECIFIC REFERENCE TO ANY MINERAL THAT IS PART OF THE MINERAL INTEREST RECORDED BY OR UNDER THE AUTHORITY OF AN OWNER OF THE MINERAL INTEREST SHALL CONSTITUTE USE OF THE MINERAL INTEREST SPECIFIED IN THE JUDGMENT OR DECREE.”;

and in line 23, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 670 – Delegates McCray, Anderson, Carter, Conaway, Glenn, Hayes, Lierman, Oaks, B. Robinson, and M. Washington

AN ACT concerning

Baltimore City – Remediation of Illegal Dumping – Report

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #3

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 98 – Delegate B. Wilson

AN ACT concerning

Criminal Law – Participation in Court Proceedings – Retaliation

HB0098/882319/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 98

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate B. Wilson” and substitute “Delegates B. Wilson, Sydnor, Barron, and Moon”; in lines 4 and 6, in each instance, after “for” insert “any reason relating to”; and in the same lines, in each instance, after “a” insert “certain case in a”.

AMENDMENT NO. 2

On page 2, in lines 1, 4, 11, and 14, in each instance, after “FOR” insert “ANY REASON RELATING TO”; in lines 2 and 12, after “A” insert “PENDING OR COMPLETED CASE IN A”; and in lines 4 and 14, after “DUTIES” insert “IN A PENDING OR COMPLETED CASE”.

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 166 – Delegates Valentino–Smith, Cluster, Sanchez, Smith, and B. Wilson

AN ACT concerning

Criminal Procedure – Pretrial Release – Nonresident Sex Offenders

HB0166/952219/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 166

(First Reading File Bill)

On page 1, in line 2, strike “Nonresident” and substitute “Out-of-State”; in line 4, strike “is not a resident of the State and”; and in line 19, strike “**IS NOT A RESIDENT OF THIS STATE 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 246 – Cecil County Delegation

AN ACT concerning

Public Safety – Fire Police – Cecil County

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 259 – Delegates Carter, Anderson, B. Robinson, and C. Wilson

AN ACT concerning

Family Law – Child Support – Custody and Visitation Determinations

HB0259/362910/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 259

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Determinations”; in line 4, strike “to also consider” and substitute “if there is no court order awarding”; in the same line, after “child” insert “, to advise the parties of certain resources available to assist them in establishing custody and visitation”; in line 5, strike “refer” and substitute “advise”; strike beginning with the second

“to” in line 5 down through “considering” in line 6 and substitute “of certain resources available to assist them in establishing”; and in the same line, strike “of the child”.

AMENDMENT NO. 2

On page 1, in line 19, strike “**THE COURT SHALL ALSO CONSIDER**” and substitute “**IF THERE IS NO COURT ORDER AWARDING**”; in line 20, after “**CHILD**” insert “**, THE COURT SHALL ADVISE THE PARTIES OF RESOURCES AVAILABLE TO ASSIST THEM IN ESTABLISHING CUSTODY AND VISITATION**”; in line 23, after “**ARTICLE,**” insert “**IF THERE IS NO COURT ORDER AWARDING CUSTODY AND VISITATION OF THE CHILD,**”; in the same line, strike “**REFER**” and substitute “**ADVISE**”; strike beginning with “**TO**” in line 23 down through “**CONSIDERING**” in line 24 and substitute “**OF RESOURCES AVAILABLE TO ASSIST THEM IN ESTABLISHING**”; and in line 24, strike “**OF THE CHILD**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 274 – Delegate Dumais

AN ACT concerning

Family Law – Divorce – Corroboration of Testimony

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 314 – Delegates Atterbeary, Cluster, Dumais, Ebersole, Glass, Hill, Kelly, Lam, Malone, McComas, Morales, Parrott, Pendergrass, Proctor, Smith, Turner, Valderrama, Valentino-Smith, B. Wilson, and C. Wilson

AN ACT concerning

Peace Orders – Grounds for Relief

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 374 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Criminal Law – Pretrial Release – Prior Crime of Violence

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 534 – Delegates Sanchez, Dumais, Barron, and Fennell

AN ACT concerning

Family Law – Protective Orders – Notification of Service – Sunset Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 636 – Delegates Smith, Conaway, Dumais, Moon, Morales, Proctor, Rosenberg, Sanchez, and Sydnor

AN ACT concerning

Maryland Tort Claims Act – Certain Claim Requirement – Exception

HB0636/232616/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 636

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “requirement” insert “for certain claims”.

AMENDMENT NO. 2

On page 2, in line 12, strike “**THIS SECTION**” and substitute “**SUBSECTION (B)(1) AND (2) OF THIS SECTION**”; strike beginning with “A” in line 12 down through “BY” in line 13 and substitute “:

(I) A CLAIM CONCERNING”;

and in line 14, strike “**THE STATE GOVERNMENT ARTICLE**” and substitute “**THIS ARTICLE; OR**

(II) A CLAIM FILED IN ACCORDANCE WITH ANY OTHER PROVISION OF LAW THAT PROHIBITS DISCRIMINATION OR RETALIATION AND REQUIRES THE CLAIMANT TO FILE AN ADMINISTRATIVE CHARGE OR COMPLAINT BEFORE FILING A CIVIL ACTION”.

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 637 – Delegates Smith, Conaway, Dumais, Moon, Morales, Proctor, Rosenberg, Sanchez, and Sydnor

AN ACT concerning

Local Government Tort Claims Act – Notice Requirement – Exception

HB0637/492010/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 637

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “repealing” insert “and reenacting, with amendments,”.

AMENDMENT NO. 2

On page 2, strike beginning with “A” in line 24 down through “BY” in line 25 and substitute “;

(1) A CLAIM CONCERNING;

and in line 26, after “ARTICLE” insert “;OR

(2) A CLAIM FILED IN ACCORDANCE WITH ANY OTHER PROVISION OF LAW THAT PROHIBITS DISCRIMINATION OR RETALIATION AND REQUIRES THE CLAIMANT TO FILE AN ADMINISTRATIVE CHARGE OR COMPLAINT BEFORE FILING A CIVIL ACTION”.

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 659 – Delegates Proctor, Angel, Atterbeary, D. Barnes, Conaway, Fennell, Knotts, McComas, Moon, Morales, Rosenberg, Sanchez, Smith, Sydnor, Valentino–Smith, and Vallario

AN ACT concerning

Criminal Procedure – Victim’s Right to Restitution – Appeal

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 855 – Delegates Morales, Valentino–Smith, Anderson, Atterbeary, Korman, McCray, Moon, Platt, Sanchez, Smith, Sydnor, and P. Young

AN ACT concerning

**Correctional Training Commission – Department of Juvenile Services
Employees – Revocation of Certification and Reinstatement**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON WAYS AND MEANS REPORT #4

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 137 – Charles County Delegation

AN ACT concerning

Charles County – Taxing Districts for Infrastructure Improvements – Repeal of Restriction

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 163 – Delegates Anderson, Conaway, and McCray

AN ACT concerning

Baltimore City Board of School Commissioners – Submission of a Comprehensive Master Plan – Repeal of Duplicative Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 226 – Delegates Mautz and Adams

AN ACT concerning

Talbot County – Board of Education – Student Members

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 430 – Delegates Kaiser, Afzali, Buckel, Carey, Chang, Ebersole, Fennell, Haynes, Jalisi, Kramer, Lam, McComas, McCray, McIntosh, Morales, Morhaim, Smith, Turner, West, and Zucker

AN ACT concerning

Education – Student Data Privacy Council

HB0430/165260/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 430

(First Reading File Bill)

On page 1, in line 15, strike “15” and substitute “21”.

On page 2, in line 11, strike “three” and substitute “nine”; in line 12, strike “and”; in line 15, strike the period and substitute a semicolon; and after line 15, insert:

“(iii) two members of the academic community who study K-12 student data privacy;

(iv) two advocates for student data privacy who do not have a professional relationship with a provider of online educational technology services; and

(v) two parents of a student enrolled in a public school in the State.”.

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 484 – Delegate Walker

AN ACT concerning

Income Tax – Corporation Returns – Filing Date

HB0484/915669/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 484
(First Reading File Bill)

In line 22, strike the second “2016” and substitute “2015”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #5

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Environment and Transportation:

Senate Bill 225 – Senator Simonaire

AN ACT concerning

Hunting and Fishing Licenses – Disabled Active Military, Former Prisoners of War, Recipients of the Purple Heart Award, and Disabled Veterans

The Bill was re-referred to the Committee on Environment and Transportation.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #6

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1609 – Delegates Lam, Ebersole, and Hill

AN ACT concerning

Creation of a State Debt – Baltimore County – Arbutus Volunteer Fire Department

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1610 – Delegate Haynes

AN ACT concerning

Creation of a State Debt – Baltimore City – Multifamily Low-Income Housing Project

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1612 – Wicomico County Delegation

AN ACT concerning

Creation of a State Debt – Wicomico County – Ward Museum of Wildfowl Art

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1613 – Delegates Carter, Oaks, and Rosenberg

AN ACT concerning

Creation of a State Debt – Baltimore City – Progressive Education Center Playground

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1614 – Delegates Hixson, Moon, and Smith

AN ACT concerning

Creation of a State Debt – Montgomery County – Martin Luther King Jr. Recreational Park Improvements

The Bill was re-referred to the Committee on Appropriations.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

VETOED SENATE BILLS – 2015

**VETOED SENATE BILLS AND MESSAGES – 2015
(POLICY)
(SEE EXHIBIT C OF APPENDIX II)**

**Senate Bill 340 – Senator Conway
(2015)**

AN ACT concerning

Election Law – Voting Rights – Ex-Felons

STATUS OF BILL: 2015 VETOED BILL. CONSIDERATION TO OVERRIDE THE GOVERNOR'S VETO.

Delegate Kaiser moved to make the Bill a Special Order for March 31, 2016.

The motion was adopted.

House Bill 678 – Delegate Branch

AN ACT concerning

Surety Insurance – Application for Bonds

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 114 Negative – 26 (See Roll Call No. 178)

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. 179)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #14**House Bill 128 – Delegate Jackson**

AN ACT concerning

Public Utilities – Termination of Service to Multifamily Dwelling Unit – Notification to Property Owner or Manager

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 13 (See Roll Call No. 180)

The Bill was then sent to the Senate.

House Bill 368 – Delegates Korman, B. Barnes, Barron, Chang, Gutierrez, Haynes, Hettleman, Jackson, Jones, Krimm, Lierman, A. Miller, Reznik, B. Robinson, Sophocleus, P. Young, and Zucker

AN ACT concerning

Board of Public Works Transparency Act of 2016

Read the third time and passed by yeas and nays as follows:

Affirmative – 96 Negative – 43 (See Roll Call No. 181)

The Bill was then sent to the Senate.

House Bill 382 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Optional Retirement Allowances – Designated Beneficiaries

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 182)

The Bill was then sent to the Senate.

House Bill 537 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Teachers’ Retirement and Pension Systems – Reemployment of Retirees – Clarification

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 1 (See Roll Call No. 183)

The Bill was then sent to the Senate.

House Bill 581 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Reemployment of Ordinary Disability Retirees – Earnings Limitation

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 184)

The Bill was then sent to the Senate.

House Bill 582 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Correctional Officers’ Retirement System – Clifton T. Perkins Maximum Security Guards – Vested Allowances

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 185)

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. 186)

ADJOURNMENT

At 11:20 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Wednesday, March 2, 2016.

Annapolis, Maryland
Wednesday, March 2, 2016

The House met at 10:08 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 138 Members present.

(See Roll Call No. 187)

EXCUSES:

Del. Folden – illness

Del. Rosenberg – business

Del. Szeliga – business

The Journal of March 1, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1617 – Delegate P. Young

AN ACT concerning

State Government – Maryland Veterans Commission – Membership

FOR the purpose of adding a member to the Maryland Veterans Commission; and generally relating to the membership of the Maryland Veterans Commission.

BY repealing and reenacting, without amendments,

Article – State Government

Section 9–915

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–917

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1618 – Delegate Hammen

AN ACT concerning

Cigarette Restitution Fund – Establishment of Behavioral Health Treatment Account and Funding for Substance Use Treatment Services

FOR the purpose of requiring the Cigarette Restitution Fund to include a separate account to be used for substance use treatment, with priority given to certain services and housing, and for rate adjustments for certain agencies or programs; requiring the account to contain certain payments; requiring certain distributions from the account to be used to supplement and not supplant certain other funds; limiting appropriations from the account in any fiscal year to a certain amount; requiring the Governor to develop certain statements for each program, project, or activity receiving funds from the account and to report the statements in a certain part of the State budget submission; requiring the Governor to provide a certain report no later than a certain date each year to the General Assembly on certain funds and on certain outcomes and benefits; authorizing the Governor in certain fiscal years to transfer by budget amendment certain funds for a certain purpose; repealing an obsolete reference; making stylistic changes; and generally relating to the establishment of a behavioral health treatment account in the Cigarette Restitution Fund and funding for substance use treatment services.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–317
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1619 – Delegates Jackson and Knotts

AN ACT concerning

Workers' Compensation Insurance – Premium Discount – Alcohol– and Drug–Free Workplace Program

FOR the purpose of requiring a workers' compensation insurer to provide a certain premium discount to an insured for certain alcohol– and drug–free workplace programs instituted and maintained by the insured under certain circumstances; requiring a workers' compensation insurer to provide a certain premium discount to a certain insured that institutes and maintains a policy requiring certain alcohol or

drug testing under certain circumstances; and generally relating to workers' compensation insurance and alcohol- and drug-free workplace programs.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 11-329(b)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 11-329(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1620 – Delegates Jackson and Knotts

AN ACT concerning

Community Colleges – Vocational Certificates and Associate's Degrees – Tuition Waiver

FOR the purpose of establishing the Community College Vocational Certificate and Associate's Degree Tuition Waiver Program; specifying that participation in the Program is voluntary and shall be determined by certain counties, in consultation with certain community colleges; exempting certain individuals from payment of tuition to attend certain community colleges under certain circumstances; requiring certain individuals to be counted in certain computations under certain circumstances; requiring certain individuals to apply for certain financial aid; providing for the duration of the tuition waiver; requiring certain individuals to pay tuition under certain circumstances, notwithstanding certain provisions of law; specifying how financial aid shall be applied for individuals who receive a tuition waiver; requiring certain community colleges to assist with certain applications for financial aid under certain circumstances; requiring the Maryland Higher Education Commission to make certain determinations and create a certain baseline appropriation amount; requiring the Governor annually to include a certain appropriation in the State budget for the Program beginning in a certain fiscal year; requiring a certain county and the State to reimburse community colleges for certain forgone tuition revenue; defining certain terms; and generally relating to the Community College Vocational Certificate and Associate's Degree Tuition Waiver Program.

BY adding to
Article – Education
Section 16-106.1

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1621 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

Creation of a State Debt – Baltimore City – Berean Child Care Center

FOR the purpose of authorizing the creation of a State Debt not to exceed \$160,000, the proceeds to be used as a grant to the Board of Trustees of the Berean Baptist Church of Baltimore City, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Rules and Executive Nominations.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 226 – Senators Simonaire, Salling, and Waugh

AN ACT concerning

Professional Engineers – Engineering Documents Prepared at the Request of the State or Political Subdivision of the State – Signing and Sealing

FOR the purpose of requiring certain engineering documents prepared at the request of the State or a political subdivision of the State, where certain skills are required, to be signed, sealed, and dated by a certain professional engineer; and generally relating to the signing and sealing of engineering documents by a professional engineer.

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 14–101(a), (j), and (k)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions

Section 14–103
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 281 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Military)**

AN ACT concerning

**State Government – Members of the National Guard – Active Duty –
Employment Protection**

FOR the purpose of altering and clarifying certain provisions of law governing employment and reemployment rights for certain members of the National Guard; repealing the application of certain employment protection provisions relating to members of the Maryland Defense Force; and generally relating to employment protection for certain militia members.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 13–101(d) and (e)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 13–704
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

**Senate Bill 393 – Senators Nathan–Pulliam, Benson, Eckardt, Klausmeier, Manno,
and Middleton**

AN ACT concerning

**Maryland Nurse Practice Act – Peer Review and Advisory Committees and
Penalties**

FOR the purpose of repealing the requirement that the State Board of Nursing appoint certain peer review committees to oversee the use of certain insurance and certain benefits; authorizing the Board to appoint peer advisory committees to provide the Board with certain advice; providing that a member of a peer advisory committee is entitled to receive certain compensation and reimbursement for certain expenses;

altering the maximum amount of a certain civil fine the Board may impose for certain violations; altering the application of certain criminal penalties; altering the maximum amount of a certain fine and the maximum term of imprisonment to which a certain person is subject for certain violations; repealing the exemption from certain penalties for certain persons who are licensed, certified, or otherwise authorized to provide health care services under certain provisions of law; repealing certain definitions; and generally relating to the Maryland Nurse Practice Act.

BY repealing

Article – Health Occupations
Section 8–503
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Health Occupations
Section 8–503
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 8–707 and 8–710
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 460 – Senator Conway

AN ACT concerning

Health Occupations – Dental Hygienists – Local Anesthesia

FOR the purpose of altering the circumstances under which a dental hygienist may administer local anesthesia by infiltration or inferior nerve block; and generally relating to the administration of local anesthesia by dental hygienists.

BY repealing and reenacting, without amendments,

Article – Health Occupations
Section 4–101(a), (k), and (l)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations
Section 4–206.1 and 4–206.3

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 469 – Senator McFadden

AN ACT concerning

State Board of Pharmacy – Licensure Requirements for Pharmacists – Proof of Proficiency in English

FOR the purpose of providing that, for applicants for a license to practice pharmacy, graduation from a certain ~~schools~~ school is acceptable proof of proficiency in the oral communication of the English language under a certain provision of law; and generally relating to licensure requirements for pharmacists.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–302(g)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 750 – Senator Klausmeier

AN ACT concerning

Portable Electronics Insurance – Compensation of Vendor Employees – Repeal of Sunset and Reporting Requirement

FOR the purpose of repealing the termination of a certain provision of law authorizing the employees of a vendor or authorized representative of a vendor of portable electronics insurance to be compensated in a certain manner; repealing a requirement that the Maryland Insurance Administration keep track of certain complaints, make a certain determination, and, on or before a certain date, make a certain report to certain committees of the General Assembly; and generally relating to vendor employee compensation and portable electronics insurance.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 10–703(e)(2)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing

Chapter 525 of the Acts of the General Assembly of 2013
Section 4

BY repealing and reenacting, with amendments,
Chapter 525 of the Acts of the General Assembly of 2013
Section 5

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 811 – Senator Benson

AN ACT concerning

Electric Companies – Installation of Solar Electric Generating Facility – Completion of Interconnection

FOR the purpose of requiring an electric company, subject to a certain provision, to complete interconnection of a customer–generator’s solar electric generating facility with the electric company’s distribution facilities by providing acceptance and final approval to operate within a certain period after completion of a certain installation process; requiring an electric company to complete certain interconnection requirements for a certain percentage of installation processes completed during a certain time in the electric company’s service territory; specifying that the installation process includes an approved interconnection application, completion of the installation of the solar electric generating facility and certain required system upgrades, and completion of all necessary paperwork and documentation; authorizing the Public Service Commission to waive a certain requirement under certain circumstances; defining a certain term; and generally relating to interconnection of a customer–generator’s solar electric generating facility.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–306.1
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 825 – Senator Conway

AN ACT concerning

Health Occupations – Dental Hygienists – Administration of Nitrous Oxide

FOR the purpose of authorizing, subject to certain requirements, dental hygienists to administer nitrous oxide to certain patients; altering a certain definition; making

certain conforming changes; and generally relating to the administration of nitrous oxide by dental hygienists.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 4–101(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 4–101(k)(9), 4–205(a)(1)(ix), and 4–206.2
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 851 – Senator Astle

AN ACT concerning

**Property and Casualty Insurance – Commercial Policies and Workers’
Compensation Insurance Policies – Notices of Premium Increases**

FOR the purpose of altering the scope of certain provisions of law that require an insurer to send to certain persons a certain notice of a premium increase for policies of commercial insurance and policies of workers’ compensation insurance; providing that the provisions of law do not apply to policies for which the renewal policy premium is an increase of a certain percentage or less over the expiring policy premium; clarifying that an insurer that sends certain documents and notices and a certain offer to certain persons at a certain time may not be required to comply with a certain notice requirement; providing for the application of this Act; and generally relating to notices of premium increases for property and casualty insurance.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 27–608
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 882 – ~~Senator Jennings~~ Senators Jennings, Middleton, Astle, Benson,
Feldman, Hershey, Kelley, Klausmeier, Mathias, and Reilly**

AN ACT concerning

**Economic Development – Northeastern Maryland Additive Manufacturing
Innovation Authority**

FOR the purpose of renaming the Northeastern Maryland Additive Manufacturing Innovation Authority to be the Regional Additive Manufacturing Partnership of Maryland; altering certain definitions in order to codify a certain alternate name for the ~~Northeastern Maryland Additive Manufacturing Innovation Authority Partnership~~; altering the number and composition of the voting members of the Executive Board; requiring the Authority Partnership to include in a certain submission to the Department of Economic Competitiveness and Commerce a certain request for financial support in a certain fiscal year; requiring the Department to consider including certain requests for financial support in its annual budget recommendations; ~~requiring, rather than authorizing, the Governor to include in the annual budget bill certain funding for the Authority~~; and generally relating to the Northeastern Maryland Additive Manufacturing Innovation Authority.

BY repealing and reenacting, with amendments,

Article – Economic Development

~~Section 13-1201, 13-1203(b)(2)(xvii) through (xix), and 13-1209~~

Section 13-1201, 13-1202, 13-1203(a) and (b)(2)(xvii) through (xix) and (3),
13-1204(b), 13-1205 through 13-1210, 13-1211(a), (c), (e), and (f), and
13-1212

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Economic Development~~

~~Section 13-1202 and 13-1203(a)~~

~~Annotated Code of Maryland~~

~~(2008 Volume and 2015 Supplement)~~

BY adding to

Article – Economic Development

Section 13-1203(b)(2)(xx)

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6-226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6-226(a)(2)(ii)82.

Annotated Code of Maryland

(2015 Replacement Volume)

Read the first time and referred to the Committee on Economic Matters.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#3**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 5 – Delegate Shoemaker

AN ACT concerning

**Department of General Services – Declaration and Disposal of Excess and
Surplus Property – Government House Furnishings**

HB0005/476480/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 5
(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Shoemaker” and substitute “Delegates Shoemaker, Hammen, Barron, Bromwell, Cullison, Hayes, Hill, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0005/803221/1

BY: Delegate Morhaim

AMENDMENT TO HOUSE BILL 5, AS AMENDED

In the Health and Government Operations Committee Amendment (HB0005/476480/1), in line 3, after “Morgan,” insert “Morhaim,”.

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:

House Bill 124 – Delegate Hammen

AN ACT concerning

Health Insurance – Large Employers – Disclosure of Aggregate Incurred Claims

HB0124/576588/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 124

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Hammen” and substitute “Delegates Hammen and Wivell”; in line 5, after “at” insert “a”; and in the same line, strike “times” and substitute “time”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 7 down through “**(2)**” in line 10; and in line 10, after “**AFTER**” insert “RECEIPT OF”.

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 280 – Delegates Moon, Barron, Gutierrez, Hayes, Hill, Krimm, Luedtke, McCray, Reznik, West, and K. Young

AN ACT concerning

Birth Certificates – Homeless Individuals – Prohibition on Collection of Fee

HB0280/396180/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 280
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Jackson, Hammen, Pendergrass, McMillan, Oaks, Pena–Melnyk, Miele, Saab, McDonough, Bromwell, Morgan, Kipke, Cullison, Sample–Hughes, Rose, and Krebs”; strike beginning with the first “a” in line 5 down through “individual” in line 6; and in the same line, after “homelessness” insert “a certain statement from a certain homeless services provider; providing that a homeless individual may receive one copy of a birth certificate without a fee in a certain transaction; requiring the Department to adopt certain regulations; defining a certain term”.

AMENDMENT NO. 2

On page 4, in line 28, after “1.” insert “IN THIS SUBPARAGRAPH, “HOMELESS INDIVIDUAL” HAS THE MEANING STATED IN THE FEDERAL MCKINNEY–VENTO HOMELESS ASSISTANCE ACT.”

2.”;

in the same line, strike “THE” and substitute “SUBJECT TO SUBSUBPARAGRAPH 4 OF THIS SUBPARAGRAPH, THE”; in line 31, strike “2.” and substitute “3.”; in the same line, after “ACCEPT” insert “AS PROOF OF HOMELESSNESS”; and strike beginning with “HOMELESS” in line 32 down through “HOMELESSNESS” in line 33 and substitute “HOMELESS SERVICES PROVIDER LOCATED IN THE STATE THAT:”

A. AFFIRMS THAT THE INDIVIDUAL IS HOMELESS; AND

B. INCLUDES THE ADDRESS TO WHICH THE COPY OF THE BIRTH CERTIFICATE REQUESTED UNDER THIS SECTION MAY BE SENT.

4. A HOMELESS INDIVIDUAL MAY RECEIVE ONE COPY OF A BIRTH CERTIFICATE WITHOUT A FEE IN A SINGLE TRANSACTION.

5. THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SUBPARAGRAPH”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Rey moved to make the Bill a Special Order for March 3, 2016.

The motion was adopted.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 364 – Delegates Dumais, Fraser–Hidalgo, and A. Miller

AN ACT concerning

Petitions for Emergency Evaluation – Minors – Sealing of Court Records

HB0364/336383/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 364

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “circumstances;” insert “clarifying that a certain provision of law allowing the review of certain court records by certain persons and entities does not apply to the review of certain court records that have been sealed under a certain provision of this Act;”.

AMENDMENT NO. 2

On page 2, in line 1, strike “This” and substitute “**EXCEPT FOR A COURT RECORD SEALED UNDER SUBSECTION (D) OF THIS SECTION, THIS**”.

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 470 – Delegates Krebs and Kipke

AN ACT concerning

Health Occupations – Dental Hygienists – Administration of Nitrous Oxide

HB0470/416486/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 470

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Kipke” and substitute “, Kipke, Barron, Bromwell, Hammen, Hill, McDonough, McMillan, Miele, Morgan, Oaks, Pendergrass, Rose, Saab, Sample–Hughes, and West”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 497 – Delegate Hammen (Chair, Health and Government Operations Committee)

AN ACT concerning

Health Occupations – Environmental Health Specialists – Regulation

HB0497/756684/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 497

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Environmental Health Specialists – Regulation” and substitute “State Board of Environmental Health Specialists – Sunset Extension and Revisions”.

On page 1, in line 3, after the first “of” insert “continuing the State Board of Environmental Health Specialists in accordance with the provisions of the Maryland Program Evaluation Act (sunset law) by extending to a certain date the termination provisions relating to the statutory and regulatory authority of the Board; requiring that an evaluation of the Board and the statutes and regulations that relate to the Board be performed on or before a certain date; requiring a certain annual report filed by the Board to include a plan for special fund revenues; requiring the Board, on or before a certain date, to adopt certain regulations regarding continuing education, conduct a certain review of continuing education units and providers, make certain information available through the Board’s Web site, conduct a certain evaluation, implement an online continuing education unit process, overhaul the Board’s Web site to include certain content, and establish a method to improve the accuracy of licensee contact information; requiring the Board to monitor the Long Term Environmental Health Workforce Work Group’s activities and certain recommendations and assist the Work Group in instituting certain statutory and regulatory changes and distributing information to licensees; requiring the Board, on or before a certain date, to provide a certain report to certain committees of the General Assembly; and generally relating to the State Board of Environmental Health Specialists.”.

On pages 1 and 2, strike beginning with “repealing” in line 3 on page 1 down through “specialists.” in line 2 on page 2.

On page 2, strike in their entirety lines 3 through 40, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 21–205 and 21–502

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 8–403(a)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government

Section 8–403(b)(20)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On pages 3 through 9, strike in their entirety the lines beginning with line 1 on page 3 through line 5 on page 9, inclusive, and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Health Occupations

21–205.

(a) In addition to the powers set forth elsewhere in this title, the Board may:

(1) Adopt rules, regulations, and bylaws to carry out the provisions of this title;

(2) Sue to enforce any provision of this title by injunction; and

(3) Issue subpoenas, summon witnesses, administer oaths, take affidavits, and take testimony about matters that relate to the jurisdiction of the Board.

(b) In addition to the duties set forth elsewhere in this title, the Board shall:

(1) Keep a current record of all licensed environmental health specialists;

(2) Collect and account for fees provided under this title;

(3) Pay all necessary expenses of the Board in accordance with the State budget;

(4) Keep a complete record of its proceedings;

(5) File an annual report of its activities[, including a financial statement.] with the Governor and the Secretary THAT INCLUDES:

(I) A FINANCIAL STATEMENT; AND

(II) A PLAN FOR SPECIAL FUND REVENUES; and

(6) Adopt an official seal.

21-502.

Subject to the evaluation and reestablishment provisions of the Program Evaluation Act, the provisions of this title and of any rule or regulation adopted under this title shall terminate and be of no effect after July 1, [2017] 2027.

Article – State Government

8-403.

(a) On or before December 15 of the evaluation year specified, the Department shall:

(1) conduct a preliminary evaluation of each governmental activity or unit to be evaluated under this section; and

(2) prepare a report on each preliminary evaluation conducted.

(b) Each of the following governmental activities or units and the statutes and regulations that relate to the governmental activities or units are subject to preliminary evaluation in the evaluation year specified:

(20) Environmental Health Specialists, State Board of (§ 21-201 of the Health Occupations Article: [2014] 2026);

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) On or before January 1, 2017, the Board of Environmental Health Specialists shall:

- (1) adopt regulations regarding continuing education that include:
 - (i) a list of continuing education unit providers who are automatically approved; and
 - (ii) for continuing education units that are not automatically approved, a deadline by which the continuing education unit shall be submitted to the Board for approval;
- (2) review the list of preapproved continuing education units and providers on the Board's Web site, remove the units and providers that are obsolete, and list the preapproved units and providers in a user-friendly format;
- (3) make available, through the Board's Web site and by e-mail to licensees, a summary of the continuing education process, including any deadlines and preapproved providers;
- (4) evaluate whether to implement an audit-based continuing education unit review system through which the Board will conduct a random audit of a minimum of 10% of licensees to determine compliance with the continuing education unit requirement;
- (5) implement an online continuing education unit process;
- (6) overhaul the Board's Web site to include the following specific content:
 - (i) fees;
 - (ii) application forms;
 - (iii) examination study links and resources;
 - (iv) board meeting minutes;
 - (v) continuing education training opportunities; and
 - (vi) links to National Environmental Health Association study aids and training; and

(7) establish a method to improve the accuracy of licensee contact information.

(b) The Board shall:

(1) monitor the Long Term Environmental Health Workforce Work Group’s activities and recommendations for improving recruitment and retention of environmental health specialists and for statutory licensing exemptions; and

(2) assist the Work Group in instituting any statutory or regulatory changes necessary to implement the recommendations of the Work Group and distributing information to licensees in a timely manner.

(c) On or before January 1, 2017, the Board shall report, in accordance with § 2–1246 of the State Government Article, to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee on the implementation of the requirements of subsections (a) and (b) of this section.”.

On page 9, in line 6, strike “8.” 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 with amendments:

House Bill 803 – Delegates Rosenberg, Carter, Kipke, Morhaim, Oaks, West, and K. Young

AN ACT concerning

Life Insurance – Freedom to Travel Act

HB0803/936689/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 803

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Saab, Pendergrass, Rose, Barron, Hammen, Pena–Melnyk, and Sample–Hughes”.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 35 down through “A.” in line 36.

On pages 2 and 3, strike beginning with the semicolon in line 37 on page 2 down through “SAFE” in line 3 on page 3.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 27 – Delegate Haynes

AN ACT concerning

Education – Community Colleges – Collective Bargaining

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED. FLOOR AMENDMENT BY DEL. A. MILLER ADOPTED.

FLOOR AMENDMENT

HB0027/773921/1

BY: Delegate Krebs

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act;”.

On page 2, in line 10, after “16-701” insert “, 16-701.1, and 16-702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16-701.1.

THIS SUBTITLE DOES NOT APPLY TO CARROLL COMMUNITY COLLEGE.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 84 (See Roll Call No. 188)

FLOOR AMENDMENT

HB0027/553327/1

BY: Delegate Adams

AMENDMENTS TO HOUSE BILL 27, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after “of” insert “prohibiting a community college from engaging in collective bargaining under certain provisions of law unless it is authorized by a local law enacted by a certain governing body under certain circumstances;”.

On page 2 of the bill, in line 10, strike “16-710” and substitute “16-711”.

AMENDMENT NO. 2

On page 5 of the bill, after line 21, insert:

“A COMMUNITY COLLEGE MAY NOT ENGAGE IN COLLECTIVE BARGAINING UNDER THIS SUBTITLE UNLESS IT IS AUTHORIZED BY THE GOVERNING BODY OF THE LOCAL JURISDICTION IN WHICH THE COMMUNITY COLLEGE IS LOCATED BY A LOCAL LAW ENACTED AFTER REASONABLE NOTICE AND A PUBLIC HEARING.

16-703.”;

and in line 27, strike “16-703.” and substitute “16-704.”.

On page 6 of the bill, in line 4, strike “**16-704(B)**” and substitute “**16-705(B)**”.

On page 7 of the bill, in lines 3 and 6, strike “**16-704.**” and “**§ 16-703**”, respectively, and substitute “**16-705.**” and “**§ 16-704**”, respectively.

On page 8 of the bill, in line 10, strike “**16-705.**” and substitute “**16-706.**”.

On page 9 of the bill, in lines 15 and 27, strike “**16-706.**” and “**16-707.**”, respectively, and substitute “**16-707.**” and “**16-708.**”, respectively.

On page 10 of the bill, in line 28, strike “**16-708.**” and substitute “**16-709.**”.

On page 11 of the bill, in line 14, strike “**16-709.**” and substitute “**16-710.**”.

On page 12 of the bill, in line 3, strike “**16-710.**” and substitute “**16-711.**”.

On page 13 of the bill, in line 26, strike “**§ 16-707**” and substitute “**§ 16-708**”.

AMENDMENT NO. 3

On page 8 of the Appropriations Committee Amendments (HB0027/414668/1), in line 9 of Amendment No. 3, strike “**If**” and substitute “**Subject to § 16-702 of the Education Article, as enacted by Section 2 of this Act, if**”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 83 (See Roll Call No. 189)

FLOOR AMENDMENT

HB0027/136913/1

BY: Washington County Delegation

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “**providing for the application of this Act;**”.

On page 2, in line 10, after “16–701” insert “, 16–701.1, and 16–702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16–701.1.

THIS SUBTITLE DOES NOT APPLY TO HAGERSTOWN COMMUNITY COLLEGE.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 84 (See Roll Call No. 190)

FLOOR AMENDMENT

HB0027/553624/1

BY: Delegate W. Miller

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 11 down through “circumstances;” in line 12.

AMENDMENT NO. 2

On page 8, in line 22, strike “**(1) (I)**”; strike beginning with the colon in line 24 down through “**ANY**” in line 25 and substitute “ANY”; and in line 26, strike “; **AND**” and substitute a period.

On pages 8 and 9, strike in their entirety the lines beginning with line 27 on page 8 through line 12 on page 9, inclusive.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 83 (See Roll Call No. 191)

FLOOR AMENDMENT

HB0027/353424/2

BY: Delegates Arentz, Mautz, Ghrist, and Adams

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act;”.

On page 2, in line 10, after “16-701” insert “, 16-701.1, and 16-702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16-701.1.

THIS SUBTITLE DOES NOT APPLY TO CHESAPEAKE COLLEGE.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 84 (See Roll Call No. 192)

FLOOR AMENDMENT

HB0027/713327/1

BY: Delegate Fisher

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 24, after “circumstances;” insert “requiring the president of a community college to report certain information to the Maryland Higher Education Commission beginning on a certain date and each year thereafter; requiring the Commission and each community college to publish certain information on certain Web sites;”.

On page 2, in line 10, strike “16-710” and substitute “16-711”.

AMENDMENT NO. 2

On page 13, after line 10, insert:

“16–711.

(A) BEGINNING JULY 1 OF THE YEAR AFTER A COMMUNITY COLLEGE ENGAGES IN COLLECTIVE BARGAINING UNDER THIS SUBTITLE, AND EACH JULY 1 THEREAFTER, THE PRESIDENT OF EACH COMMUNITY COLLEGE SHALL REPORT TO THE COMMISSION THE INCREASE IN THE COST OF TUITION AT THE COMMUNITY COLLEGE CAUSED BY THE IMPLEMENTATION OF COLLECTIVE BARGAINING FOR PUBLIC EMPLOYEES UNDER THIS SUBTITLE.

(B) THE COMMISSION AND EACH COMMUNITY COLLEGE SHALL PUBLISH THE INFORMATION REQUIRED UNDER SUBSECTION (A) OF THIS SECTION ON THEIR WEB SITES”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 81 (See Roll Call No. 193)

FLOOR AMENDMENT

HB0027/463129/1

BY: Delegate Morgan

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Collective Bargaining” insert “– President and Vice President Salaries”; and in line 3, after “of” insert “prohibiting a board of community college trustees from fixing the salaries of the president or a vice president for an amount greater than the product of a certain calculation;”.

On page 2, in line 2, after “employees” insert “and the salaries of the president and a vice president of a community college”; and after line 7, insert:

“BY repealing and reenacting, without amendments,

Article – Education

Section 16–103(a)

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 16–103(d)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 29, insert:

“16–103.

(a) In addition to the other powers granted and duties imposed by this title, and subject to the authority of the Maryland Higher Education Commission, each board of community college trustees has the powers and duties set forth in this section.

(d) **(1)** [Each] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, EACH board of trustees may fix the salaries and tenure of the president, faculty, and other employees of the community college.

(2) A BOARD OF TRUSTEES MAY NOT FIX THE SALARIES OF THE PRESIDENT OR A VICE PRESIDENT FOR AN AMOUNT GREATER THAN THE PRODUCT OF THE AVERAGE SALARY OF THE FULL–TIME FACULTY AND STAFF OF THE COMMUNITY COLLEGE MULTIPLIED BY TWO.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 39 Negative – 91 (See Roll Call No. 194)

FLOOR AMENDMENT

HB0027/706112/1

BY: Cecil County Delegation

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act;”.

On page 2, in line 10, after “16–701” insert “, 16–701.1, and 16–702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16–701.1.

THIS SUBTITLE DOES NOT APPLY TO CECIL COLLEGE.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 81 (See Roll Call No. 195)

FLOOR AMENDMENT

HB0027/383624/1

BY: Delegate Ciliberti

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act;”.

On page 2, in line 10, after “16–701” insert “, 16–701.1, and 16–702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16–701.1.

THIS SUBTITLE DOES NOT APPLY TO FREDERICK COMMUNITY COLLEGE.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 81 (See Roll Call No. 196)

FLOOR AMENDMENT

HB0027/383928/1

BY: Delegate Saab

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act;”.

On page 2, in line 10, after “16–701” insert “, 16–701.1, and 16–702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16–701.1.

THIS SUBTITLE DOES NOT APPLY TO ANNE ARUNDEL COMMUNITY COLLEGE.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 82 (See Roll Call No. 197)

FLOOR AMENDMENT

HB0027/433229/1

BY: Delegate Otto

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act;”.

On page 2, in line 10, after “16-701” insert “, 16-701.1, and 16-702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16-701.1.

THIS SUBTITLE DOES NOT APPLY TO WOR-WIC COMMUNITY COLLEGE.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47 Negative – 84 (See Roll Call No. 198)

FLOOR AMENDMENT

HB0027/683124/1

BY: Delegate McComas

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act.”.

On page 2, in line 10, after “16-701” insert “, 16-701.1, and 16-702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16-701.1.

THIS SUBTITLE DOES NOT APPLY TO HARFORD COMMUNITY COLLEGE OR ANY OTHER COMMUNITY COLLEGE ESTABLISHED IN HARFORD COUNTY.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 81 (See Roll Call No. 199)

FLOOR AMENDMENT

HB0027/883626/1

BY: Delegate O'Donnell

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act:”.

On page 2, in line 10, after “16-701” insert “, 16-701.1, and 16-702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16-701.1.

THIS SUBTITLE DOES NOT APPLY TO COLLEGE OF SOUTHERN MARYLAND.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 83 (See Roll Call No. 200)

FLOOR AMENDMENT

HB0027/413925/1

BY: Delegate Buckel

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act:”.

On page 2, in line 10, after “16-701” insert “, 16-701.1, and 16-702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16-701.1.

THIS SUBTITLE DOES NOT APPLY TO ALLEGANY COLLEGE OF MARYLAND.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 82 (See Roll Call No. 201)

FLOOR AMENDMENT

HB0027/733625/1

BY: Delegate Buckel

AMENDMENTS TO HOUSE BILL 27

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “employees;” insert “providing for the application of this Act;”.

On page 2, in line 10, after “16-701” insert “, 16-701.1, and 16-702”.

AMENDMENT NO. 2

On page 5, after line 20, insert:

“16-701.1.

THIS SUBTITLE DOES NOT APPLY TO GARRETT COLLEGE.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 82 (See Roll Call No. 202)

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 309 – Senator Mathias

AN ACT concerning

Motor Vehicle Registration – Exception for Golf Carts – City of Crisfield

FOR the purpose of creating an exception from motor vehicle registration requirements under certain circumstances for golf carts in the City of Crisfield; providing that a person who operates a golf cart on a highway in the City of Crisfield may operate the golf cart only on certain roads at certain times and only if the golf cart is equipped with certain lighting devices; requiring a person who operates a golf cart on a highway in the City of Crisfield to keep as far to the right of the roadway as feasible; and generally relating to an exception to motor vehicle registration requirements for golf carts in the City of Crisfield.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 13–402(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–402(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 21–104.2
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 349 – Senator Edwards

THIRD PRINTING

AN ACT concerning

**Maryland Income Tax Refunds – Allegany, Carroll, Cecil, and Garrett ~~Garrett~~,
and Harford 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 Allegany, Carroll, Cecil, and Garrett ~~Garrett~~, and Harford counties or individuals who have outstanding warrants from Allegany, Carroll, Cecil, and ~~Garrett~~ Garrett, and Harford counties; 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 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–936
Annotated Code of Maryland
(2010 Replacement Volume and 2015 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 2015 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 397 – Senators Norman and Salling

AN ACT concerning

Civil Actions and Procedures – Garnishments – Spousal Property

FOR the purpose of establishing a presumption that a garnishment against certain property held jointly by spouses in certain financial institutions is valid unless, within a certain time period, either spouse files a motion objecting to the garnishment and serves a copy of the motion on certain persons; making a technical correction; and generally relating to garnishments against property held jointly by spouses.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 11–603
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 647 – Senators Klausmeier, Conway, Nathan–Pulliam, and Young

EMERGENCY BILL

AN ACT concerning

**Physicians – Prescriptions Written by Physician Assistants or Nurse
Practitioners – Preparing and Dispensing**

FOR the purpose of providing that certain provisions of law do not prohibit a licensed physician who complies with certain requirements from personally preparing and dispensing a prescription written by a physician assistant in accordance with a certain delegation agreement or a nurse practitioner authorized to practice under a certain provision of law ~~if the physician complies with certain requirements~~; making this Act an emergency measure; and generally relating to ~~delegation agreements between physicians and physician assistants and~~ the preparing and dispensing by physicians of prescriptions ~~by physicians~~ written by physician assistants or nurse practitioners.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–102(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

QUORUM CALL

The presiding officer announced a quorum call, showing 133 Members present.

(See Roll Call No. 203)

ADJOURNMENT

At 12:02 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, March 3, 2016.

Annapolis, Maryland
Thursday, March 3, 2016

The House met at 10:13 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Mary L. Washington of Baltimore City.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 204)

EXCUSES:

Del. Jackson – family medical

The Journal of March 2, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1622 – Delegate Hixson

AN ACT concerning

**Municipalities – Municipal Elections – Regulations Governing Write-In
Candidates**

FOR the purpose of requiring certain municipalities to adopt regulations governing deadlines for the filing of declarations of candidacy and ethics forms by write-in candidates in municipal elections; prohibiting regulations adopted under a certain provision of law from setting deadlines that are less than a certain number of days before a municipal election; providing for a delayed effective date; and generally relating to write-in candidates in municipal elections.

BY adding to

Article – Local Government

Section 4–108.4

Annotated Code of Maryland

(2013 Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1623 – Delegates Davis, Angel, D. Barnes, Holmes, Valentino–Smith, and Vallario

AN ACT concerning

Creation of a State Debt – Prince George’s County – Olde Mill Community and Teaching Center

FOR the purpose of authorizing the creation of a State Debt not to exceed \$75,000, the proceeds to be used as a grant to the Board of Directors of the Olde Mill Foundation, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1624 – Delegates Reilly, Adams, Afzali, Anderson, Anderton, Angel, Arentz, Atterbeary, Aumann, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Beitzel, Branch, Bromwell, Brooks, Buckel, Busch, Carey, Carozza, Carr, Carter, Cassilly, Chang, Ciliberti, Clippinger, Cluster, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fisher, Flanagan, Folden, Fraser–Hidalgo, Frick, Frush, Gaines, Ghrist, Gilchrist, Glass, Glenn, Grammer, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, Hornberger, C. Howard, S. Howard, Impallaria, Jackson, Jacobs, Jalisi, Jameson, Jones, Kaiser, Kelly, Kipke, Kittleman, Knotts, Korman, Kramer, Krebs, Krimm, Lafferty, Lam, Lierman, Lisanti, Long, Luedtke, Malone, Mautz, McComas, McConkey, McCray, McDonough, McIntosh, McKay, McMillan, Metzgar, Miele, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, O’Donnell, Oaks, Otto, Parrott, Patterson, Pena–Melnik, Pendergrass, Platt, Proctor, Queen, Rey, Reznik, B. Robinson, S. Robinson, Rose, Rosenberg, Saab, Sample–Hughes, Sanchez, Shoemaker, Simonaire, Smith, Sophocleus, Stein, Sydnor, Szeliga, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Vogt, Waldstreicher, Walker, A. Washington, M. Washington, West, B. Wilson, C. Wilson, Wivell, K. Young, and P. Young

EMERGENCY BILL

AN ACT concerning

Transportation – Highways – Heroes Highway

FOR the purpose of requiring the State Highway Administration to dedicate a certain portion of Maryland Route 924 as Heroes Highway; making this Act an emergency measure; and generally relating to Heroes Highway.

BY adding to
Article – Transportation
Section 8–657
Annotated Code of Maryland
(2015 Replacement Volume and 2015 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 136 Members present.

(See Roll Call No. 205)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #15

House Bill 166 – Delegates Valentino–Smith, Cluster, Sanchez, Smith, and B. Wilson

AN ACT concerning

**Criminal Procedure – Pretrial Release – ~~Nonresident~~
Out-of-State Sex Offenders**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 206)

The Bill was then sent to the Senate.

**House Bill 229 – Chair, Environment and Transportation Committee (By Request
– Departmental – Transportation)**

AN ACT concerning

Commercial Motor Vehicles – Operation – Transportation Emergencies

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 207)

The Bill was then sent to the Senate.

House Bill 233 – Delegate Carey

AN ACT concerning

**Citizens Committee for the Enhancement of Communities Surrounding
Baltimore–Washington International Thurgood Marshall Airport – Membership**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 208)

The Bill was then sent to the Senate.

House Bill 246 – Cecil County Delegation

AN ACT concerning

Public Safety – Fire Police – Cecil County

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 209)

The Bill was then sent to the Senate.

**House Bill 294 – Delegates Stein, Beidle, Fraser–Hidalgo, Holmes, Jackson,
Jacobs, Knotts, McCray, O’Donnell, Otto, and Szeliga**

AN ACT concerning

Motor Vehicles – Lamps and Lights – Use When Windshield Wipers Operating

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 3 (See Roll Call No. 210)

The Bill was then sent to the Senate.

**House Bill 430 – Delegates Kaiser, Afzali, Buckel, Carey, Chang, Ebersole, Fennell,
Haynes, Jalisi, Kramer, Lam, McComas, McCray, McIntosh, Morales,
Morhaim, Smith, Turner, West, and Zucker**

AN ACT concerning

Education – Student Data Privacy Council

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 211)

The Bill was then sent to the Senate.

House Bill 576 – Delegate Beitzel

AN ACT concerning

Maryland Dormant Minerals Interests Act – Use of Mineral Interest – Clarification

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 212)

The Bill was then sent to the Senate.

House Bill 659 – Delegates Proctor, Angel, Atterbeary, D. Barnes, Conaway, Fennell, Knotts, McComas, Moon, Morales, Rosenberg, Sanchez, Smith, Sydnor, Valentino–Smith, and Vallario

AN ACT concerning

Criminal Procedure – Victim’s Right to Restitution – Appeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 213)

The Bill was then sent to the Senate.

House Bill 670 – Delegates McCray, Anderson, Carter, Conaway, Glenn, Hayes, Lierman, Oaks, B. Robinson, and M. Washington

AN ACT concerning

Baltimore City – Remediation of Illegal Dumping – Report

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 214)

The Bill was then sent to the Senate.

House Bill 855 – Delegates Morales, Valentino–Smith, Anderson, Atterbeary, Korman, McCray, Moon, Platt, Sanchez, Smith, Sydnor, and P. Young

AN ACT concerning

**Correctional Training Commission – Department of Juvenile Services
Employees – Revocation of Certification and Reinstatement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 131 Negative – 7 (See Roll Call No. 215)

The Bill was then sent to the Senate.

House Bill 909 – Delegates A. Miller, Brooks, Gutierrez, Jalisi, Kelly, Korman, Lam, Platt, S. Robinson, ~~and Turner~~ Turner, B. Barnes, B. Robinson, Krimm, Jones, Lierman, Gaines, P. Young, Haynes, Reznik, Sophocleus, Jackson, Hettleman, and Chang

AN ACT concerning

Task Force to Study Paid Parental Leave Policies

Read the third time and passed by yeas and nays as follows:

Affirmative – 127 Negative – 11 (See Roll Call No. 216)

The Bill was then sent to the Senate.

House Bill 928 – Delegate Kramer

AN ACT concerning

State Personnel – Individuals With Disabilities – Hiring Preferences

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 217)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #16

House Bill 20 – Delegate O’Donnell

AN ACT concerning

Calvert County and St. Mary's County – Archery Hunting – Safety Zone

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 3 (See Roll Call No. 218)

The Bill was then sent to the Senate.

House Bill 98 – ~~Delegate B. Wilson~~ Delegates B. Wilson, Sydnor, Barron, and Moon

AN ACT concerning

Criminal Law – Participation in Court Proceedings – Retaliation

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 219)

The Bill was then sent to the Senate.

House Bill 137 – Charles County Delegation

AN ACT concerning

Charles County – Taxing Districts for Infrastructure Improvements – Repeal of Restriction

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 220)

The Bill was then sent to the Senate.

House Bill 163 – Delegates Anderson, Conaway, and McCray

AN ACT concerning

Baltimore City Board of School Commissioners – Submission of a Comprehensive Master Plan – Repeal of Duplicative Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 221)

The Bill was then sent to the Senate.

House Bill 226 – Delegates Mautz and Adams

AN ACT concerning

Talbot County – Board of Education – Student Members

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 222)

The Bill was then sent to the Senate.

House Bill 259 – Delegates Carter, Anderson, B. Robinson, and C. Wilson

AN ACT concerning

Family Law – Child Support – Custody and Visitation ~~Determinations~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 223)

The Bill was then sent to the Senate.

House Bill 285 – Delegates McIntosh, M. Washington, Brooks, Barron, Ebersole, Fennell, Frush, Healey, Lafferty, Lierman, Patterson, B. Robinson, Stein, Tarlau, Waldstreicher, and K. Young

AN ACT concerning

State Education Aid – Real Property Valuation – Tax Increment Financing

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 3 (See Roll Call No. 224)

The Bill was then sent to the Senate.

House Bill 374 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Criminal Law – Pretrial Release – Prior Crime of Violence

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 225)

The Bill was then sent to the Senate.

House Bill 447 – Charles County Delegation

AN ACT concerning

**Charles County – County Transfer Tax – Revenue Received by the Clerk of the
Circuit Court**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 3 (See Roll Call No. 226)

The Bill was then sent to the Senate.

House Bill 534 – Delegates Sanchez, Dumais, Barron, and Fennell

AN ACT concerning

Family Law – Protective Orders – Notification of Service – Sunset Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 227)

The Bill was then sent to the Senate.

House Bill 631 – Howard County Delegation

AN ACT concerning

**Workers' Compensation – Permanent Partial Disability – Howard County
Deputy Sheriffs
Ho. Co. 11-16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 9 (See Roll Call No. 228)

The Bill was then sent to the Senate.

**House Bill 636 – Delegates Smith, Conaway, Dumais, Moon, Morales, Proctor,
Rosenberg, Sanchez, and Sydnor**

AN ACT concerning

Maryland Tort Claims Act – Certain Claim Requirement – Exception

Read the third time and passed by yeas and nays as follows:

Affirmative – 99 Negative – 40 (See Roll Call No. 229)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #17

House Bill 164 – Chair, Appropriations Committee (By Request – Departmental – Comptroller)

AN ACT concerning

State Personnel Management System – Background Investigation and Criminal History Records Check – Prospective and Current Employees

Delegate McIntosh moved to reconsider the vote by which **House Bill 164** was ordered printed for Third Reading.

The motion was adopted.

FLOOR AMENDMENT

HB0164/574063/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 164

(Bill As Printed For Third Reading)

On page 2, in line 15, strike “**10-YEAR**” and substitute “**5-YEAR**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 274 – Delegate Dumais

AN ACT concerning

Family Law – Divorce – Corroboration of Testimony

Read the third time and passed by yeas and nays as follows:

Affirmative – 94 Negative – 45 (See Roll Call No. 230)

The Bill was then sent to the Senate.

House Bill 314 – Delegates Atterbeary, Cluster, Dumais, Ebersole, Glass, Hill, Kelly, Lam, Malone, McComas, Morales, Parrott, Pendergrass, Proctor, Smith, Turner, Valderrama, Valentino-Smith, B. Wilson, and C. Wilson

AN ACT concerning

Peace Orders – Grounds for Relief

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 231)

The Bill was then sent to the Senate.

House Bill 331 – Delegate Stein

EMERGENCY BILL

AN ACT concerning

Program Open Space – Funding for Capital Improvements

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 232)

The Bill was then sent to the Senate.

House Bill 484 – Delegate Walker

AN ACT concerning

Income Tax – Corporation Returns – Filing Date

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 233)

The Bill was then sent to the Senate.

House Bill 567 – Delegate Kipke

AN ACT concerning

State Board of Cosmetologists – Mobile Beauty Salons – Permit Requirement

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 234)

The Bill was then sent to the Senate.

House Bill 575 – Delegate Jameson

AN ACT concerning

Portable Electronics Insurance – Required Notices – Method of Mailing

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 235)

The Bill was then sent to the Senate.

**House Bill 637 – Delegates Smith, Conaway, Dumais, Moon, Morales, Proctor,
Rosenberg, Sanchez, and Sydnor**

AN ACT concerning

Local Government Tort Claims Act – Notice Requirement – Exception

Read the third time and passed by yeas and nays as follows:

Affirmative – 101 Negative – 39 (See Roll Call No. 236)

The Bill was then sent to the Senate.

**House Bill 696 – Delegates Davis, Barkley, Impallaria, Jameson, W. Miller, and
C. Wilson**

AN ACT concerning

**Public Utilities – Maryland Underground Facilities Damage Prevention
Authority – Funding**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 3 (See Roll Call No. 237)

The Bill was then sent to the Senate.

House Bill 718 – Delegates Kramer, Afzali, Angel, Barkley, B. Barnes, Barve, Beitzel, Branch, Brooks, Buckel, Chang, Cullison, Fraser-Hidalgo, Frick, Frush, Hayes, Healey, Jalisi, Krebs, Krimm, Lafferty, Luedtke, McComas, Morales, Morhaim, Pena-Melnyk, Platt, Reznik, Stein, Valderrama, ~~and Waldstreicher~~ Waldstreicher, Adams, Arentz, Aumann, Carey, Clippinger, Davis, Glenn, S. Howard, Jameson, Lisanti, Vaughn, and C. Wilson

AN ACT concerning

Consumer Protection – Asset Recovery for Exploited Seniors Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 238)

The Bill was then sent to the Senate.

House Bill 884 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Taxicabs – Repeal of Local Provisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 140 Negative – 0 (See Roll Call No. 239)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 280 – Delegates Moon, Barron, Gutierrez, Hayes, Hill, Krimm, Luedtke, McCray, Reznik, West, and K. Young

AN ACT concerning

Birth Certificates – Homeless Individuals – Prohibition on Collection of Fee

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0280/623227/2

BY: Delegate Rey

AMENDMENT TO HOUSE BILL 280, AS AMENDED

On page 1 of the Health and Government Operations Committee Amendments (HB0280/396180/1), in line 3 of Amendment No. 2, after “**ACT**” insert “**(42 U.S.C. § 11302(A))**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

House Bill 684 – Delegates Hammen, Anderson, Branch, Busch, Carey, Carter, Clippinger, Conaway, Glenn, Hayes, Haynes, Lafferty, Lierman, Lisanti, McCray, McIntosh, Oaks, Pena–Melnik, Pendergrass, B. Robinson, S. Robinson, Rosenberg, Smith, Sophocleus, M. Washington, West, and P. Young

AN ACT concerning

Baltimore Regional Neighborhood Initiative Program – Codified

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0684/833624/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 684

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 22, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 11, in line 9, strike “**SHALL**” and substitute “MAY”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 51 Negative – 88 (See Roll Call No. 240)

FLOOR AMENDMENT

HB0684/933023/1

BY: Delegate Kittleman

AMENDMENTS TO HOUSE BILL 684

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after “approved,” insert “requiring, under certain circumstances, a certain county to provide matching funds equal to a certain percentage of the amount of financial assistance awarded by the Secretary of Housing and Community Development; requiring, under certain circumstances, certain counties to pay an equal amount of the matching funds required under a certain provision of this Act;”; and in line 18, strike “of Housing and Community Development”.

AMENDMENT NO. 2

On page 7, in line 17, after “(C)” insert “**(1)**”; in lines 19 and 21, strike “**(1)**” and “**(2)**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; and after line 21, insert:

“(2) (I) IF THE SECRETARY MAKES AN AWARD OF FINANCIAL ASSISTANCE UNDER PARAGRAPH (1) OF THIS SUBSECTION OF A TYPE THAT DOES NOT REQUIRE REPAYMENT, THE COUNTY IN WHICH THE NEIGHBORHOOD AFFECTED BY THE AWARD IS LOCATED SHALL PROVIDE MATCHING FUNDS EQUAL TO 100% OF THE AMOUNT AWARDED BY THE SECRETARY.

“(II) IF THE NEIGHBORHOOD AFFECTED BY THE AWARD IS LOCATED IN MORE THAN ONE COUNTY, EACH COUNTY IN WHICH THE NEIGHBORHOOD IS LOCATED SHALL PAY AN EQUAL AMOUNT OF THE MATCHING FUNDS REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 89 (See Roll Call No. 241)

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 324 – Senators Miller, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Gladden, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Peters, Pinsky, Pugh, Ramirez, Raskin, Young, and Zirkin

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2016

FOR the purpose of requiring that in certain fiscal years certain amounts be provided in a certain manner as an operating grant to ~~the Board of Directors of~~ the University of Maryland Medical System Corporation for certain purposes; requiring the Governor to include certain appropriations in the budget bill for certain fiscal years for certain purposes; requiring Prince George’s County to provide certain funds and other financial assistance to ~~the Board of Directors of~~ the University of Maryland Medical System Corporation; requiring that certain State and Prince George’s County funds be used for certain purposes, including the construction of the Prince George’s County Regional Medical Center; requiring the Governor to include certain amounts in the capital or operating budget bill for certain fiscal years; declaring the intent of the General Assembly; ~~making this Act subject to a certain contingency~~; requiring a certain allocation of capital funding for a certain purpose; providing for the termination of this Act; and generally relating to funding for certain purposes in connection with the construction of the Prince George’s County Regional Medical Center.

BY adding to

Article – Health – General

Section 19–2401 to be under the new subtitle “Subtitle 24. Prince George’s County
Regional Medical Center”

Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Appropriations.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 242)

ADJOURNMENT

At 11:00 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Friday, March 4, 2016.

**Annapolis, Maryland
Friday, March 4, 2016**

The House met at 11:08 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 131 Members present.

(See Roll Call No. 243)

EXCUSES:

Del. Arentz – personal
Del. Carter – personal
Del. Fennell – family illness
Del. Kaiser – personal
Del. Otto – personal
Del. Szeliga – late – personal

The Journal of March 3, 2016 was read and approved.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 48 – ~~Senator Reilly~~ Anne Arundel County Senators

AN ACT concerning

**Anne Arundel County – Property Tax Credit – Blind Individuals ~~and Surviving~~
Spouses**

FOR the purpose of authorizing the governing body of Anne Arundel County and of a municipal corporation in Anne Arundel County to grant, by law, a property tax credit against the county and municipal corporation property tax imposed on certain residential property owned by certain blind individuals ~~or surviving spouses of blind individuals~~; requiring that a property tax credit authorized by this Act shall be granted in addition to any property tax exemption authorized by law, except under certain circumstances; authorizing the governing body of Anne Arundel County and of a municipal corporation in the county to provide, by law, for regulations,

procedures, and any other provisions necessary to administer the tax credit; defining certain terms; providing for the application of this Act; and generally relating to a property tax credit for certain residential property in Anne Arundel County.

BY adding to

Article – Tax – Property
Section 9–303(b)(5)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 178 – Senators Lee, Benson, King, Manno, Nathan–Pulliam, Ramirez, and Raskin

AN ACT concerning

Criminal Law – Extortion – Immigration Status

FOR the purpose of prohibiting a person from committing a certain act of extortion by wrongful use of actual or threatened notification of law enforcement officials about another person’s undocumented or illegal immigration status; and generally relating to extortion.

BY repealing and reenacting, with amendments,

Article – Criminal Law
Section 3–701
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 194 – Senator Ready

AN ACT concerning

Ethics Commission, Commission on Judicial Disabilities, Judicial Ethics Committee, and Joint Ethics Committee – Duties

FOR the purpose of providing that the Judicial Ethics Committee as an alternative to the Commission on Judicial Disabilities or another body designated by a certain court, shall administer and implement certain provisions of law that apply to State officials of the Judicial Branch; making stylistic changes; and generally relating to duties of the Ethics Commission, the Commission on Judicial Disabilities, the Judicial Ethics Committee, and the Joint Ethics Committee.

BY repealing and reenacting, with amendments,

Article – General Provisions
Section 5–104 and 5–819
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 219 – Senators Ready, Bates, and Hough

EMERGENCY BILL

AN ACT concerning

Carroll County – Turkey Hunting on Private Property – Sundays

FOR the purpose of authorizing a person to hunt turkey on private property on certain Sundays in Carroll County; making this Act an emergency measure; and generally relating to turkey hunting on Sundays in Carroll County.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–410(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–410(a)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 233 – Senators Norman, Brochin, Edwards, Klausmeier, Raskin, and Ready

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 2015 Supplement)

BY repealing and reenacting, without amendments,
 Article – Public Safety
 Section 3–201(a)
 Annotated Code of Maryland
 (2011 Replacement Volume and 2015 Supplement)

BY adding to
 Article – Public Safety
 Section 3–201(e) and 3–207(18)
 Annotated Code of Maryland
 (2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
 Article – Public Safety
 Section 3–207(17) and (18)
 Annotated Code of Maryland
 (2011 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 242 – Senators Kelley, Astle, Conway, Feldman, Jennings, Klausmeier, Lee, Madaleno, Mathias, Pugh, Raskin, Reilly, Rosapepe, ~~and Young Young~~, Benson, Hershey, and Middleton

AN ACT concerning

Maryland Medical Assistance Program – Telemedicine – Modifications

FOR the purpose of requiring the Department of Health and Mental Hygiene, under certain circumstances, to include primary care providers in the types of health care providers eligible to receive reimbursement for health care services that are delivered through telemedicine and provided to Maryland Medical Assistance Program recipients; ~~prohibiting~~ authorizing the Department ~~from requiring~~ to require a health care provider to ~~comply with administrative requirements for reimbursement for health care services that are delivered through telemedicine that are not required for reimbursement for health care services that are delivered in person~~ submit a certain form to the Department; requiring the Department, in consultation with the Maryland Health Care Commission, to provide an opportunity for stakeholders to participate in the development of certain regulations; requiring the Department to submit a draft of the regulations to certain legislative committees and provide a certain period of time for review and comment submit a certain report to certain

committees of the General Assembly on or before a certain date; and generally relating to Maryland Medical Assistance Program reimbursement for health care services that are delivered through telemedicine.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–105.2
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 252 – Senators Pugh, Astle, Benson, Feldman, Kagan, Kelley, Madaleno, Manno, ~~and Middleton~~ Middleton, Hershey, Jennings, Klausmeier, Mathias, and Reilly

AN ACT concerning

**Maryland Medical Assistance Program – Former Foster Care
Adolescents – Dental Care**

FOR the purpose of ~~requiring~~ authorizing the Maryland Medical Assistance Program, subject to the limitations of the State budget, and as permitted by federal law, to provide dental care for certain former foster care adolescents; requiring the Department of Health and Mental Hygiene to apply to the Centers for Medicare and Medicaid Services for a certain waiver; and generally relating to dental care services provided by the Maryland Medical Assistance Program to former foster care adolescents.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(a)(1)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–103(a)(2)(x)
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

**Senate Bill 282 – Chair, Education, Health, and Environmental Affairs Committee
(By Request – Departmental – Education)**

AN ACT concerning

Early Childhood Development – Transfer of Provisions

FOR the purpose of transferring certain provisions of law relating to early childhood development from the Family Law Article to the Education Article; establishing the Division of Early Childhood Development within the State Department of Education; requiring the State Board of Education to adopt certain regulations regarding certain family child care homes; renaming the Early Childhood Development Advisory Council to be the Office of Child Care Advisory Council; altering the membership of a certain council; making technical corrections; repealing certain unnecessary definitions; requiring the publisher of the Annotated Code of Maryland, in consultation with the Department of Legislative Services, to correct cross-references and terminology in the Code that are rendered incorrect by this Act; defining certain terms; and generally relating to the transfer of provisions of law regarding early childhood development.

BY renumbering

Article – Education

Section 7–1601 through 7–1608, respectively, and the subtitle “Subtitle 16. State Early Childhood Advisory Council”

to be Section 9.5–201 through 9.5–208, respectively, and the subtitle “Subtitle 2. State Early Childhood Advisory Council”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY transferring

Article – Family Law

Section 5–550, 5–550.1, 5–551 through 5–554.1, 5–555, 5–556, 5–556.1, 5–557, 5–557.1, 5–558, and 5–559.1 through 5–559.8, respectively, and the part “Part V. Family Child Care Homes and Large Family Child Care Homes”; 5–570 through 5–580.3, 5–581 through 5–583.1, 5–584, and 5–585, respectively, and the part “Part VII. Child Care Centers”; 5–586 through 5–589.1, respectively, and the part “Part VIII. Child Care Centers in State–Occupied Buildings”; 5–594 and 5–594.1 through 5–594.8, respectively, and the part “Part X. Child Care Quality Incentive Grant Program”; 5–595 and 5–595.1 through 5–595.6, respectively, and the part “Part XI. Collective Negotiations by Family Child Care Providers”; and 5–590 through 5–593, respectively, and the part “Part IX. Early Childhood Development Advisory Council”

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

to be

Article – Education

Section 9.5–301 through 9.5–321, respectively, and the subtitle “Subtitle 3. Family Child Care Homes and Large Family Child Care Homes”; 9.5–401 through 9.5–420, respectively, and the subtitle “Subtitle 4. Child Care Centers”; 9.5–501 through 9.5–505, respectively, and the subtitle “Subtitle 5. Child Care Centers in State–Occupied Buildings”; 9.5–601 through 9.5–609, respectively,

and the subtitle “Subtitle 6. Child Care Quality Incentive Grant Program”; 9.5–701 through 9.5–707, respectively, and the subtitle “Subtitle 7. Collective Negotiations by Family Child Care Providers”; and 9.5–801 through 9.5–804, respectively, and the subtitle “Subtitle 8. Early Childhood Development Advisory Council”

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY renumbering

Article – Family Law

Section 5–560 through 5–569, respectively, and the part “Part VI. Criminal Background Investigations for Employees of Facilities and Other Individuals That Care for or Supervise Children”

to be Section 5–550 through 5–559, respectively, and the part “Part V. Criminal Background Investigations for Employees of Facilities and Other Individuals That Care for or Supervise Children”

Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education

Section 9.5–101 through 9.5–110 to be under the new title “Title 9.5. Division of Early Childhood Development”; and 9.5–801

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 9.5–301, 9.5–303(a), (c), and (d), 9.5–304(c), 9.5–305(a) and (b), 9.5–306, 9.5–307(c)(4), 9.5–309, 9.5–311, 9.5–312(a) and (b)(1), 9.5–313, 9.5–321, 9.5–401, 9.5–403(a), 9.5–404(a) and (b)(6) and (11), 9.5–405(a), 9.5–407, 9.5–410, 9.5–411(a), (b), and (e), 9.5–412(c)(4), 9.5–414, 9.5–417, 9.5–418(a), 9.5–419, 9.5–501, 9.5–502(b), 9.5–503, 9.5–504(e), 9.5–505, 9.5–601, 9.5–602, 9.5–603, 9.5–604(b) and (d), 9.5–605, 9.5–606, 9.5–607, 9.5–608, 9.5–609, 9.5–701(a) and (b), 9.5–702, 9.5–703(b), 9.5–704(a) through (c) and (e)(2), 9.5–705, 9.5–706(b), and 9.5–707; and 9.5–802 and 9.5–803(b)(3) to be under the amended subtitle “Subtitle 8. Office of Child Care Advisory Council”

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)
(As enacted by Section 2 of this Act)

BY repealing

Article – Education

Section 9.5–801

Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)
(As enacted by Section 2 of this Act)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–501
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing
Article – Family Law
Section 5–508
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–550(a), (d), and (e), 5–551(b), (c) through (g), and (h)(1),
5–552(a)(2) and (4) and (b), 5–553, 5–554(a), (b)(1)(ii), (c)(1)(iii) and (4), and
(d) through (f), 5–554.1, 5–556, 5–557, 5–558(3), and 5–559(b)(1) and (4) and
(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)
(As enacted by Section 3 of this Act)

BY adding to
Article – Family Law
Section 5–705.3
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 284 – Senator Simonaire

AN ACT concerning

Natural Resources – Complimentary Hunting and Fishing Licenses

FOR the purpose of requiring the Department of Natural Resources to submit an annual report to the General Assembly and the Department of Veterans Affairs on complimentary hunting and fishing licenses issued by the Department of Natural Resources; requiring the Department of Natural Resources to include in the report certain information on applications for and the issuance of the complimentary licenses and the number of certain complimentary licenses outstanding at certain times; requiring the Department of Natural Resources to aggregate and report certain information related to complimentary licenses in certain manners; authorizing the Department of Natural Resources annually to issue a complimentary Chesapeake Bay and coastal sport fishing license to certain individuals; requiring

the Department of Veterans Affairs, in consultation with the Department of Natural Resources, to make available to certain persons certain information about certain complimentary hunting and fishing licenses; providing for the application of this Act; providing for the termination of certain provisions of this Act; and generally relating to complimentary hunting and fishing licenses.

BY adding to

Article – Natural Resources
Section 1–405
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Natural Resources
Section 4–607 and 10–303
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 4–745(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – State Government
Section 9–907.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 321 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Board of Trustees – Designee
Appointments and Fiduciary Duties**

FOR the purpose of authorizing the Secretary of Budget and Management, the State Comptroller, and the State Treasurer to appoint certain individuals to serve as designees on the Board of Trustees for the State Retirement and Pension System; altering a certain defined term to provide for certain fiduciary duties of members of certain committees established by the Board; and generally relating to the Board of Trustees for the State Retirement and Pension System.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 21–104(a) and 21–201(b)
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 337 – Senators King, Benson, Currie, Feldman, Ferguson, Guzzone, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Peters, Raskin, and Young

AN ACT concerning

Libraries – Regional, State, and County – Funding

FOR the purpose of altering the calculation of certain funding for each participating regional resource center, the State Library Resource Center, and each county public library system for certain fiscal years; and generally relating to funding for regional, State, and county libraries.

BY repealing and reenacting, with amendments,
Article – Education
Section 23–205 and 23–503
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 352 – Senators Hershey and Rosapepe

AN ACT concerning

Maryland Health Care Commission – Certificate of Need Review – Interested Party

FOR the purpose of altering the definition of “interested party”, for the purpose of certificate of need review of certain health care facility projects, to include a jurisdiction that does not contain a certain health care facility project; and generally relating to interested parties in certificate of need reviews by the Maryland Health Care Commission.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–126(d)
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 369 – Senators Ferguson, King, Benson, Currie, Guzzone, Kelley, Klausmeier, Madaleno, McFadden, Nathan–Pulliam, Pinsky, Raskin, and Young

AN ACT concerning

Education – Prekindergarten Programs – Notification of Eligibility by Local Departments of Social Services

FOR the purpose of requiring certain local departments of social services and certain local health departments, under certain circumstances, to provide to certain parents or guardians ~~with certain family income levels~~ a certain notice that their children may be eligible for certain publicly funded prekindergarten programs; requiring certain local departments of social services and certain local health departments to make a certain annual report on or before a certain date; and generally relating to notification of eligibility for publicly funded prekindergarten programs in the State.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–101.1
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 464 – Senators Madaleno, Benson, Currie, Ferguson, Guzzone, Kagan, Kelley, King, Klausmeier, Middleton, Pinsky, Rosapepe, 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 adding to

Article – Education

Section 18–303.2

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 465 – Senators Madaleno, Benson, Currie, Ferguson, Guzzone, Kagan, Kelley, King, Klausmeier, Manno, Pinsky, Rosapepe, ~~and Young Young~~, Conway, Bates, Nathan–Pulliam, and Zucker

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 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 477 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Reemployment of Ordinary Disability Retirees – Earnings Limitation

FOR the purpose of exempting from a certain reemployment earnings limitation certain retirees whose average final compensation was less than a certain amount and who are reemployed while receiving an ordinary disability retirement allowance from the State Retirement and Pension System; making stylistic changes; and generally relating to the reemployment earnings limitation for ordinary disability retirees in the State Retirement and Pension System.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions

Section 29–116
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 494 – Senators Nathan–Pulliam, Benson, Currie, Ferguson, Guzzone, Kelley, Lee, McFadden, Muse, Raskin, and Young

AN ACT concerning

**State Department of Education – Community–Partnered School Behavioral Health Services Programs – Reporting System and Report
(School Behavioral Health Accountability Act)**

FOR the purpose of requiring the State Department of Education, in consultation with the Department of Health and Mental Hygiene, county boards of education, and certain other stakeholders, to develop and implement a certain reporting system to determine the effectiveness of community–partnered school behavioral health services programs; requiring a certain reporting system to use certain measures designed for a certain purpose; requiring the Department to submit certain reports to the Governor and the General Assembly on or before certain dates; defining certain terms; and generally relating to community–partnered school behavioral health services programs.

BY adding to

Article – Education
Section 7–438
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 516 – Washington County Senators

AN ACT concerning

Washington County – Fire, Rescue, and Ambulance Service – Local Authority

FOR the purpose of providing that the County Commissioners of Washington County are the ultimate authority having jurisdiction over the provision of fire, rescue, and ambulance services in Washington County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Washington County
Section 10–402
Article 22 – Public Local Laws of Maryland

(2007 Edition and October 2010 Supplement, as amended)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 517 – Washington County Senators

AN ACT concerning

Washington County – Contributions to Nonprofit Organizations – Process

FOR the purpose of altering the process by which the County Commissioners of Washington County make contributions to certain nonprofit organizations in Washington County; altering the deadline for submission of applications for contributions; requiring the County Commissioners to hold a public hearing on the applications; authorizing the County Commissioners to remove certain organizations from a certain list and, on request by the organization, to revise or amend the name of an organization; and generally relating to contributions made to nonprofit organizations by the County Commissioners of Washington County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Washington County
Section 1–108
Article 22 – Public Local Laws of Maryland
(2007 Edition and October 2010 Supplement, as amended)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 518 – Washington County Senators

AN ACT concerning

Washington County – Collection of Fees, Charges, Penalties, and Assessments

FOR the purpose of authorizing Washington County to include, for the purpose of collection, certain unpaid fees, charges, penalties, and assessments on annual tax bills; requiring that certain unpaid fees, charges, penalties, and assessments be collected in the same manner as ordinary taxes, subject to the same interest and penalty for nonpayment as provided by law for the nonpayment of county taxes; and generally relating to the collection of certain fees, charges, penalties, and assessments in Washington County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Washington County
Section 6–309
Article 22 – Public Local Laws of Maryland
(2007 Edition and October 2010 Supplement, as amended)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 525 – Senator Edwards

AN ACT concerning

**Maryland Dormant Minerals Interests Act – Use of Mineral
Interest – Clarification**

FOR the purpose of clarifying that when an owner of a mineral interest takes a certain action for a mineral that is part of a mineral interest, the action constitutes use of the entire mineral interest owned by that owner; establishing that payment of certain taxes by an owner of a mineral interest constitutes use of the entire mineral interest that is taxed and certain other mineral interests that are not taxed; establishing that a certain judgment or decree recorded by an owner of a mineral interest constitutes use of the mineral interest specified in the judgment or decree; and generally relating to the use of a mineral interest under the Maryland Dormant Mineral Interests Act.

BY repealing and reenacting, with amendments,
Article – Environment
Section 15–1203
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 536 – Senator Klausmeier

AN ACT concerning

**Office of Cemetery Oversight – Perpetual Care Trust Funds – Report
Submission Requirement**

FOR the purpose of altering the time period within which a sole proprietor registered cemeterian, certain permit holders, or certain other persons subject to certain perpetual care trust requirements are required to submit a certain report regarding a certain perpetual care trust fund to the Director of the Office of Cemetery Oversight; and generally relating to perpetual care trust funds and the Office of Cemetery Oversight.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 5–603(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 5–606
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 549 – Senators Pugh, Bates, Conway, Eckardt, Feldman, Ferguson, Guzzone, Hershey, Jennings, Kagan, Klausmeier, Lee, Mathias, Middleton, Muse, Nathan–Pulliam, Reilly, Rosapepe, Salling, Simonaire, ~~and Young~~ Young, Astle, Benson, and Kelley

AN ACT concerning

**Virginia I. Jones Alzheimer’s Disease and Related Disorders
Council – Membership and Extension of Termination Date**

FOR the purpose of altering the membership of the Virginia I. Jones Alzheimer’s Disease and Related Disorders Council; extending the termination date of certain provisions of law that establish and govern the Council; and generally relating to the Virginia I. Jones Alzheimer’s Disease and Related Disorders Council.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 13–3201
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3203
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Chapter 305 of the Acts of the General Assembly of 2013
Section 2

BY repealing and reenacting, with amendments,
Chapter 306 of the Acts of the General Assembly of 2013
Section 2

Read the first time and referred to the Committee on Health and Government Operations.

**Senate Bill 564 – Senators Feldman, ~~Kagan, King, Lee, Manno, and Raskin~~
Brochin, Cassilly, Gladden, Hough, Kagan, King, Lee, Manno, Muse,
Norman, Ramirez, Raskin, Ready, and Zirkin**

AN ACT concerning

Criminal Law – Providing Alcohol to Underage Drinkers – Penalties

FOR the purpose of increasing penalties for certain violations of prohibitions relating to obtaining or furnishing alcoholic beverages for individuals under a certain age or allowing an individual under a certain age to possess or consume alcoholic beverages under certain circumstances; and generally relating to underage consumption of alcohol.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 10–116 and 10–117
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–121
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 600 – Senator Reilly

AN ACT concerning

Freestanding Birthing Centers – Use of Ultrasound Imaging

FOR the purpose of requiring the Secretary of Health and Mental Hygiene, after consultation with certain representatives, to establish by regulation certain standards for the use of ultrasound imaging in a freestanding birthing center; and generally relating to freestanding birthing centers and the use of ultrasound imaging.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–3B–01(a), (c), and (d)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 19–3B–03(a)(1)
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 770 – Senators Bates and Norman

AN ACT concerning

Education – Public High Schools – Agriculture Science

FOR the purpose of ~~requiring~~ encouraging each county board of education, beginning in a certain school year, to implement a certain agriculture science curriculum in a certain number of public high schools in each county or a certain number of career and technology education centers in each county; requiring that the agriculture science curriculum be selected from existing curricula developed by the State Department of Education or be developed by a county board and approved by the Department; and generally relating to the implementation of an agriculture science curriculum in each county.

BY adding to

Article – Education
Section 4–111.3
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 781 – Senators Rosapepe, Bates, Conway, Ferguson, Guzzone, Kagan, Kelley, Lee, Madaleno, Manno, Peters, Ramirez, Raskin, Salling, Simonaire, and Waugh

AN ACT concerning

Education – Maryland Seal of Biliteracy Act – Establishment

FOR the purpose of establishing the Maryland Seal of Biliteracy Program; providing for the purpose of the Program; providing that participation in the Program by a local school system is voluntary; providing that, beginning with a certain graduating class, certain students shall receive a certain seal under certain circumstances; requiring the State Board of Education to establish certain criteria and requirements by a certain date; requiring the State Board to provide certain information regarding the Program to certain local school systems by a certain date; requiring certain local school systems to maintain certain records; requiring certain local school systems to affix a certain seal to certain academic documents under certain circumstances;

requiring the State Board to adopt certain regulations; defining certain terms; and generally relating to the Maryland Seal of Biliteracy Program.

BY adding to

Article – Education

Section 7–208

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 823 – Senator Conway

AN ACT concerning

**Task Force to Study the Implementation of a Dyslexia Education Program
– Extension**

FOR the purpose of altering the date by which the Task Force to Study the Implementation of a Dyslexia Education Program is required to submit certain findings and recommendations; extending the termination date of the Task Force; and generally relating to the Task Force to Study the Implementation of a Dyslexia Education Program.

BY repealing and reenacting, with amendments,

Chapter 411 of the Acts of the General Assembly of 2015

Section 1(g) and 2

Read the first time and referred to the Committee on Ways and Means.

Tribute to U.S. Senator Barbara Mikulski

Remarks by: Speaker Michael E. Busch

Senator Barbara Mikulski

Senator Ben Cardin

Congressman Dutch Ruppersberger

Delegate Maggie McIntosh

THE COMMITTEE ON APPROPRIATIONS REPORT #5

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 66 – Chair, Appropriations Committee (By Request – Departmental – Office for Children)

AN ACT concerning

Residential Child Care Capital Grant Program – Repeal

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 352 – Delegates Ghrist, Arentz, Hornberger, S. Howard, and Jacobs

AN ACT concerning

Office of Legislative Audits – Local School System Audits – Repeal

HB0352/684767/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 352

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Jacobs” and substitute “Jacobs, and Jackson”; in line 11, after “review;” insert “requiring the Office of Legislative Audits to conduct an audit or a review of certain local school systems under certain circumstances;”; and in line 21, after “Section” insert “2-1220(b) and”.

AMENDMENT NO. 2

On page 2, after line 9, insert:

“(b) If the General Assembly, by resolution, or the Joint Audit Committee so directs, the Office of Legislative Audits shall conduct an audit or review of a corporation, LOCAL SCHOOL SYSTEM, or association to which the General Assembly has appropriated money or that has received funds from an appropriation from the State Treasury.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #7

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

Senate Bill 506 – 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.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations reported favorably:

Senate Bill 507 – 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.

QUORUM CALL

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 244)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #18

House Bill 5 – ~~Delegate Shoemaker~~ Delegates Shoemaker, Hammen, Barron, Bromwell, Cullison, Hayes, Hill, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

Department of General Services – Declaration and Disposal of Excess and Surplus Property – Government House Furnishings

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 245)

The Bill was then sent to the Senate.

House Bill 27 – ~~Delegate Haynes~~ Delegates Haynes, Anderson, Angel, Barkley, B. Barnes, Barron, Barve, Branch, Bromwell, Brooks, Carey, Carr, Carter, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Healey, Hettleman, Hill, Hixson, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Lafferty, Lam, Lierman, Luedtke, McCray, A. Miller, Moon, Morales, Oaks, Patterson, Pena-Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sanchez, Smith, Sophocleus, Stein, Sydnor, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, K. Young, P. Young, and Zucker

AN ACT concerning

Education – Community Colleges – Collective Bargaining

Read the third time and passed by yeas and nays as follows:

Affirmative – 84 Negative – 52 (See Roll Call No. 246)

The Bill was then sent to the Senate.

House Bill 124 – ~~Delegate Hammen~~ Delegates Hammen and Wivell

AN ACT concerning

Health Insurance – Large Employers – Disclosure of Aggregate Incurred Claims

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 247)

The Bill was then sent to the Senate.

House Bill 364 – Delegates Dumais, Fraser–Hidalgo, and A. Miller

AN ACT concerning

Petitions for Emergency Evaluation – Minors – Sealing of Court Records

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 248)

The Bill was then sent to the Senate.

House Bill 470 – Delegates Krebs ~~and Kipke~~, Kipke, Barron, Bromwell, Hammen, Hill, McDonough, McMillan, Miele, Morgan, Oaks, Pendergrass, Rose, Saab, Sample–Hughes, and West

AN ACT concerning

Health Occupations – Dental Hygienists – Administration of Nitrous Oxide

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 249)

The Bill was then sent to the Senate.

House Bill 497 – Delegate Hammen (Chair, Health and Government Operations Committee)

AN ACT concerning

Health Occupations – ~~Environmental Health Specialists – Regulation State Board of Environmental Health Specialists – Sunset Extension and Revisions~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 250)

The Bill was then sent to the Senate.

House Bill 803 – Delegates Rosenberg, Carter, Kipke, Morhaim, Oaks, West, ~~and K. Young~~ K. Young, Saab, Pendergrass, Rose, Barron, Hammen, Pena–Melnyk, and Sample–Hughes

AN ACT concerning

Life Insurance – Freedom to Travel Act

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 251)

The Bill was then sent to the Senate.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 199 – Senators Brochin, Muse, Pinsky, Pugh, Ready, and Zirkin

AN ACT concerning

Transit and Transportation Service – Audio Recordings – Requirements and Limitations

FOR the purpose of ~~requiring an audio recording device on a vehicle used by the Maryland Transit Administration to provide certain transit service or by a county or municipality to provide transportation service to comply with certain requirements and to be activated only under certain circumstances; requiring the Administration and a county or municipality to post a certain notice on each vehicle equipped with an audio recording device; limiting, to certain persons and only for certain purposes, access to any audio recording that is made on a vehicle used to provide transit or transportation service; prohibiting the Maryland Transit Administration, on certain transit service vehicles equipped with an audio recording device, from activating the audio recording device, except under certain circumstances; prohibiting a county or municipality, on certain transportation service vehicles equipped with an audio recording device, from activating the audio recording device, except under certain circumstances; authorizing the Administration and a county or municipality to activate a certain audio recording device if the audio recording device meets certain requirements; providing that a certain audio recording may be made available only for certain purposes; requiring the Administration and a county or municipality to keep a certain log; requiring the Administration, in consultation with the Office of the Attorney General, to adopt certain regulations; requiring a county or municipality, in consultation with the Administration and the Office of the Attorney General, to adopt certain regulations; prohibiting a person from disclosing or disseminating a certain audio recording for any purpose other than a purpose described in a certain provision of the Act; imposing certain civil penalties; requiring the Administration and certain counties and municipalities to make certain reports to the Governor and the General Assembly on or before a certain date each year; and~~

generally relating to audio recording devices on vehicles used by the Maryland Transit Administration to provide transit service or by a county or municipality to provide transportation service.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 7–101(a), (l), and (n)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 7–705.1 and 7–802
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

QUORUM CALL

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 252)

ADJOURNMENT

At 12:35 P.M. on motion of Delegate Kaiser the House adjourned until 8:00 P.M. on Monday, March 7, 2016.

Annapolis, Maryland
Monday, March 7, 2016

The House met at 8:20 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate C. T. Wilson of Charles County.

QUORUM CALL

The presiding officer announced a quorum call, showing 127 Members present.

(See Roll Call No. 253)

EXCUSES:

Del. Bromwell – late – legislative business

Del. Carter – personal

Del. Hammen – late – legislative business

Del. Holmes – business

Del. Kaiser – father's funeral

Del. Pena–Melnyk – personal

Del. Pendergrass – late – legislative business

The Journal of March 4, 2016 was read and approved.

INTRODUCTION OF BILLS

House Bill 1625 – Delegate Kramer

AN ACT concerning

**Creation of a State Debt – Montgomery County – Torah School of Greater
Washington**

FOR the purpose of authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of The Torah School of Greater Washington, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; prohibiting the use of the loan proceeds or matching fund for sectarian religious purposes; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1626 – Delegates Long and Cluster

AN ACT concerning

Baltimore County – Property Tax Credit – Fallen or Disabled Law Enforcement Officers and Rescue Workers – Acquisition of Dwelling

FOR the purpose of altering the time period within which a disabled law enforcement officer or rescue worker, or the surviving spouse of a fallen law enforcement officer or rescue worker, shall have acquired certain residential property in Baltimore County in order to qualify for a certain property tax credit against the county or municipal corporation property tax imposed on the property; providing for the application of this Act; and generally relating to a property tax credit for certain residential property owned by certain disabled law enforcement officers and rescue workers or the surviving spouses of certain fallen law enforcement officers or rescue workers.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–210
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1627 – Delegates Glass, McDonough, and Parrott

AN ACT concerning

Vehicle Laws – Class G (Trailer) Vehicles – Permanent Registration

FOR the purpose of requiring the Motor Vehicle Administration to issue a one-time, permanent registration for certain trailer vehicles under certain circumstances; establishing a certain fee schedule for the permanent registration of certain trailer vehicles under certain circumstances; establishing that a registration issued under this Act is not transferable; and generally relating to permanent registration for trailer vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–927 and 13–930
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1628 – Delegate Barve

AN ACT concerning

**Maryland Small Business Innovation Research and Technology Transfer
Incentive Program and Fund**

FOR the purpose of establishing the Maryland Small Business Innovation Research and Technology Transfer Incentive Program; specifying the purpose of the Program; requiring the Maryland Technology Development Corporation to administer the Program; authorizing a certain small business to apply to the Corporation for a grant under the Program to reimburse certain costs and to match certain funding awards, subject to certain limitations; requiring the Corporation to develop a certain grant application form; establishing certain requirements for a certain small business to qualify for a grant under the Program; establishing the Maryland Small Business Innovation Research and Technology Transfer Incentive Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Corporation to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purposes for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring the Corporation to adopt regulations to implement and administer this Act; requiring the Corporation to report certain information in a certain annual report to the Governor, the Maryland Economic Development Commission, and the General Assembly; defining certain terms; and generally relating to the Maryland Small Business Innovation Research and Technology Transfer Incentive Program and Fund in the Maryland Technology Development Corporation.

BY adding to

Article – Economic Development

Section 10–4A–01 through 10–4A–09 to be under the new subtitle “Subtitle 4A.
Maryland Small Business Innovation Research and Technology Transfer
Incentive Program”

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 6–226(a)(2)(ii)84. and 85.

Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)86.
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1629 – Delegates Carr, Gutierrez, and Waldstreicher

AN ACT concerning

Creation of a State Debt – Montgomery County – A Wider Circle Community Service Center

FOR the purpose of authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the Board of Directors of A Wider Circle, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1630 – Delegate Adams (By Request – Dorchester County Board of Education) and Delegate Mautz

AN ACT concerning

Dorchester County Board of Education – Nonprofessional Personnel Appointment – Advice and Consent

FOR the purpose of requiring the Dorchester County Superintendent of Schools to appoint certain clerical and nonprofessional personnel with the advice and consent of the Dorchester County Board of Education; and generally relating to the Dorchester County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 6–201(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1631 – Delegate Rosenberg

AN ACT concerning

**Administrative Procedure Act – Proposed Regulation – Explanatory Reasons
Justifying Adoption**

FOR the purpose of requiring a promulgating unit to include, under certain circumstances, certain explanatory reasons with the submission of a proposed regulation to the Joint Committee on Administrative, Executive, and Legislative Review and the Department of Legislative Services; and generally relating to regulatory adoption procedures under the Administrative Procedure Act.

BY repealing and reenacting, without amendments,
Article – State Government
Section 10–101(a), (d), and (l) and 10–110(d)(1)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – State Government
Section 10–110(d)(4)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1632 – Delegate M. Washington

AN ACT concerning

**Baltimore City School Police Officers – Guidelines and Training – Discipline
and Public Safety**

FOR the purpose of authorizing a Baltimore City school police officer to act in an official capacity in a school–based infraction only in a certain situation and in a certain manner; prohibiting a Baltimore City school police officer from engaging in certain discipline or acting in an official capacity in a school–based infraction that involves a certain student or constitutes a misdemeanor; requiring the Baltimore City Civil Service Commission, in consultation with a certain Parent and Community Advisory Board, to adopt certain complaint procedures, certain requirements for collecting and maintaining digitized records of certain school–based incidents, and a certain memorandum of understanding between a certain labor negotiating unit and the Baltimore City Public School System; requiring the Civil Service Commission to

require that certain training include certain information; requiring the Baltimore City Board of School Commissioners to conduct an annual analysis of certain complaints involving Baltimore City school police officers and provide public access to the analysis; and generally relating to guidelines and training for Baltimore City school police officers.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–318
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1633 – Delegate Glenn

AN ACT concerning

Unemployment Insurance – Maximum Benefit – Increase

FOR the purpose of increasing the amount of the maximum weekly unemployment insurance benefit; providing for the application of this Act; making certain provisions of this Act subject to a certain contingency; providing for a delayed effective date; and generally relating to unemployment insurance benefits.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–803
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–803
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1634 – Delegate Jalisi

AN ACT concerning

Juveniles – Restraint and Searches – Limitations

FOR the purpose of prohibiting the use of mechanical restraints by the Department of Juvenile Services on a child in the Department's custody except under certain circumstances; prohibiting the use of physical restraint by the Department on certain pregnant children and during labor, delivery, or postpartum recovery except under certain circumstances; authorizing a facility superintendent or the superintendent's superior to allow the search of a child under certain circumstances; authorizing a facility superintendent or the superintendent's superior to allow the use of mechanical restraints on a child under certain circumstances; authorizing a facility superintendent or the superintendent's superior to allow the use of physical restraint on certain pregnant children and during labor, delivery, or postpartum recovery under certain circumstances; allowing certain mechanical restraints to be used on a child; limiting the length of time the Department may use certain mechanical restraints on a child; and generally relating to the restraint and searches of a juvenile.

BY repealing and reenacting, with amendments,
Article – Human Services
Section 9–227 and 9–237(c)(9) and (10)
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Human Services
Section 9–237(a), (b), and (d)
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

BY repealing
Article – Human Services
Section 9–237(c)(11)
Annotated Code of Maryland
(2007 Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1635 – Delegates Clippinger and Lierman

AN ACT concerning

Creation of a State Debt – Baltimore City – Port Discovery Children's Museum

FOR the purpose of authorizing the creation of a State Debt in the amount of \$500,000, the proceeds to be used as a grant to the Board of Directors of The Baltimore Children's Museum, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Rules and Executive Nominations.

House Bill 1636 – Delegate Clippinger

AN ACT concerning

**Baltimore City – South Baltimore Gateway Community Benefits District and
Distribution of Local Impact Grants**

FOR the purpose of authorizing the Mayor and City Council of Baltimore City to establish certain community benefits district management authorities to include the South Baltimore Gateway Community Benefits District; requiring the ordinance establishing the South Baltimore Gateway Community Benefits District Management Authority to specify and modify the boundaries of the district in a certain manner; requiring the district to include certain neighborhoods; requiring the establishing ordinance to address certain matters, including the powers and functions of the Authority, the duration of the Authority, the boundaries of the district, and the organization and method of initial appointment of officers and board members of the Authority; providing that a certain financial plan of the Authority shall be subject to the approval of the Baltimore City Board of Estimates; providing for the membership of the Authority; specifying the powers of the Authority; prohibiting the Authority from taking certain actions; prohibiting an officer or employee of the Authority from acting, in a certain capacity, as an agent or employee of the Mayor and City Council of Baltimore City or the State; exempting the ordinance establishing the district or Authority from a certain requirement that the ordinance be submitted to certain affected voters in a special election; requiring, starting in a certain fiscal year, a certain percentage of local impact grants from video lottery proceeds to be distributed to the Authority each year; making certain conforming changes; providing for the effective date of certain provisions of this Act; and generally relating to the distribution of certain local impact grants in Baltimore City and the establishment of the South Baltimore Gateway Community Benefits District.

BY repealing and reenacting, with amendments,
The Charter of Baltimore City
Article II – General Powers
Section (63)
(2007 Replacement Volume, as amended)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–31(b)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

The Charter of Baltimore City
Article II – General Powers
Section (63)(c-1)(1)(i)
(2007 Replacement Volume, as amended)
(As enacted by Section 1 of this Act)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9-1A-31(b)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)
(As enacted by Section 3 of Chapter 1 of the Acts of the General Assembly of the
Second Special Session of 2012)

Read the first time and referred to the Committee on Rules and Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 254)

ADJOURNMENT

At 8:38 P.M. on motion of Delegate Morhaim the House adjourned until 10:00 A.M. on Tuesday, March 8, 2016.

**Annapolis, Maryland
Tuesday, March 8, 2016**

The House met at 10:02 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Carlo Sanchez of Prince George's County.

QUORUM CALL

The presiding officer announced a quorum call, showing 132 Members present.

(See Roll Call No. 255)

EXCUSES:

Del. Kipke – doctor's appointment

The Journal of March 7, 2016 was read and approved.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 266 – Senators Salling, Astle, Jennings, and Waugh

SECOND PRINTING

AN ACT concerning

~~**Natural Resources – Poaching Restitution Act of 2016**~~
Hunting – Deer – Penalties

FOR the purpose of requiring a person convicted of ~~poaching deer on~~ violating certain provisions involving certain deer ~~privately owned land any land in the State~~ to pay the State ~~restitution certain fines and perform community service~~ restitution certain fines in accordance with certain requirements; ~~authorizing a person convicted of poaching deer on privately owned land to pay a certain amount of restitution instead of performing community service under certain circumstances;~~ requiring certain ~~restitution fines~~ restitution fines collected to be credited to the State Wildlife Management and Protection Fund; requiring the Department of Natural Resources to adopt certain regulations; encouraging the Department and the ~~Office of Administrative Hearings~~ Office of the Courts to develop a certain database; requiring the Department and the ~~Office of Administrative~~ Office of the Courts ~~Hearings~~ to report to certain committees of the

General Assembly on or before a certain date; encouraging the Department to work with local law enforcement agencies in developing certain protocols and strategies; defining a certain term; and generally relating to penalties for ~~poaching~~ illegally hunting, killing, or taking deer on privately-owned any land in the State.

~~BY renumbering~~

~~Article – Natural Resources
Section 10–101(q) through (cc), respectively
to be Section 10–101(r) through (dd), respectively
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)~~

BY adding to

Article – Natural Resources
Section ~~10–101(q)~~ and 10–1101.1
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section ~~10–212(a)~~ and 10–1102
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

THE COMMITTEE ON APPROPRIATIONS REPORT #6

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 309 – Delegates Busch, Walker, Angel, B. Barnes, D. Barnes, Barron, Davis, Fennell, Frush, Gaines, Healey, Holmes, C. Howard, Jackson, Knotts, Pena–Melnyk, Proctor, Sanchez, Tarlau, Valderrama, Valentino–Smith, Vallario, Vaughn, and A. Washington

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2016

HB0309/194964/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 309

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “the Board of Directors of”; in line 5, after “System” insert “Corporation”; in line 8, strike “the Board of Directors of”; in the same line, after “System” insert “Corporation”; and in line 13, after “contingency,” insert “requiring a certain allocation of capital funding for a certain purpose”.

On page 2, in lines 30 and 35, in each instance, after “System” insert “Corporation”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 26 through 28, inclusive.

On page 3, in line 11, strike “**THE BOARD OF DIRECTORS OF**”; in the same line, after “**SYSTEM**” insert “**CORPORATION**”; strike beginning with “**IN**” in line 12 down through “**(II)**” in line 15; in line 17, strike “**AND**” and substitute “**OR**”; strike beginning with “**IF**” in line 18 down through “**AS**” in line 19 and substitute “**\$30,000,000, IF**”; in line 19, after “**GRANT**” insert “**OF \$15,000,000 IS NOT PROVIDED IN A FISCAL 2016 DEFICIENCY APPROPRIATION**”; in the same line, strike “**THE BOARD OF DIRECTORS OF**”; in line 20, after “**SYSTEM**” insert “**CORPORATION**”; in the same line, strike “**2017**,” and substitute “**2016**”; strike beginning with “**AN**” in line 20 down through “**\$15,000,000**” in line 21; in line 22, strike “**(III)**” and substitute “**(II)**”; in line 24, strike “**(IV)**” and substitute “**(III)**”; in line 28, strike “**THE BOARD OF DIRECTORS OF**”; and in line 29, after “**SYSTEM**” insert “**CORPORATION**”.

AMENDMENT NO. 3

On page 4, in line 16, strike “**PREDECESSOR**” and substitute “**AFFILIATED**”; strike beginning with “**\$45,000,000**” in line 21 down through “**\$90,000,000**” in line 22 and substitute “**\$67,500,000**”; in line 23, strike “**(III)**” and substitute “**(II)**”; and in the same line, strike “**\$8,000,000**” and substitute “**\$48,000,000**”.

AMENDMENT NO. 4

On page 4, in line 9, after “**SYSTEM**” insert “**CORPORATION**”; in line 28, after “Commission” insert “shall”; in the same line, strike “priority” and substitute “timely consideration”; and strike beginning with “applications” in line 29 down through “2016” in line 32 and substitute “application for a replacement facility for the Prince George’s Hospital Center”.

AMENDMENT NO. 5

On page 5, strike beginning with “transfer” in line 2 down through “Assembly” in line 9 and substitute “University of Maryland Medical System Corporation becoming the sole corporate member of Dimensions Health Corporation, and the University of Maryland Medical System Corporation assuming responsibility of the governance structure of the entity”; after line 9, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That from the capital contributions made by the State allocated for the Prince George’s County Regional Medical Center, not more than \$8,000,000 shall be allocated for the development and transformation plan for Laurel Regional Hospital.”;

and in line 10, strike “4.” and substitute “5.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Gaines moved to make the Bill a Special Order for March 9, 2016.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 381 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

**State Retirement and Pension System – Board of Trustees – Designee
Appointments and Fiduciary Duties**

HB0381/684162/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 381

(First Reading File Bill)

On page 1, in line 21, strike “**OR THE SECRETARY’S CHIEF OF STAFF**”.

On page 2, in line 2, strike “**OR THE COMPTROLLER’S CHIEF OF STAFF**”; and strike beginning with “**OR**” in line 3 down through “**STAFF**” in line 4.

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 with amendments:

House Bill 926 – Delegate Lierman

AN ACT concerning

Optional Retirement Program – Eligibility – Alterations

HB0926/584063/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 926

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “authorizing” and substitute “requiring”.

AMENDMENT NO. 2

On page 2, in line 19, strike “may” and substitute “SHALL”.

On page 3, in line 2, strike “MAY” and substitute “SHALL”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1002 – Delegates B. Barnes, Anderson, Atterbeary, Brooks, Busch, Clippinger, Cullison, Davis, Ebersole, Fennell, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kaiser, Korman, Krimm, Lafferty, Lam, Lierman, Luedtke, A. Miller, Moon, Morhaim, Platt, B. Robinson, Sanchez, Smith, Stein, Valderrama, and Waldstreicher

AN ACT concerning

Weapon-Free Higher Education Zones

HB1002/644169/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1002

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “firearms,” in line 3 down through “weapons” in line 4 and substitute “firearms”; and in line 6, strike “, knives, and deadly weapons”.

AMENDMENT NO. 2

On page 2, in line 16, strike “or”; and in line 20, after “purposes” insert “**;OR**”

(6) A PERSON CARRYING OR POSSESSING A FIREARM ON THE PROPERTY OF A PUBLIC INSTITUTION OF HIGHER EDUCATION WHO IS REQUIRED OR AUTHORIZED BY POLICIES OF THE PUBLIC INSTITUTION OF HIGHER EDUCATION TO POSSESS A FIREARM”.

AMENDMENT NO. 3

On page 2, in line 21, after “(b)” insert “**(1)**”; and in line 22, strike “**OR**” and substitute “**;**”

(2) A PERSON MAY NOT CARRY OR POSSESS A FIREARM”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Szeliga moved to make the Bill a Special Order for March 9, 2016.

The motion was adopted.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1149 – Frederick County Delegation

AN ACT concerning

**Frederick Center for Research and Education in Science and Technology –
Funding**

HB1149/254863/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1149

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “a certain amount”; in line 5, after “(CREST)” insert “an amount that is equivalent to an amount appropriated to a certain regional higher education center and that, for certain fiscal years, is in addition to an amount that covers certain costs”; and in line 6, strike “for certain purposes”.

AMENDMENT NO. 2

On page 2, in line 2, strike “COVERS START-UP COSTS AND IS IN ADDITION” and substitute “IS EQUIVALENT”; and in line 4, after “SUBTITLE” insert “AND, FOR FISCAL YEARS 2018 THROUGH 2020, IS IN ADDITION TO AN AMOUNT THAT COVERS START-UP COSTS INCURRED BY FREDERICK CREST”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 1581 – Harford County Delegation

EMERGENCY BILL

AN ACT concerning

Harford County Deputy Sheriff Patrick Dailey Benefits Memorial Act

HB1581/184068/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1581

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Sheriff Patrick Dailey” and substitute “Sheriffs Dailey and Logsdon”; and strike beginning with “providing” in line 10 down through “Act;” in line 11.

AMENDMENT NO. 2

On page 4, strike beginning with “It” in line 5 down through “effect.” in line 7.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #3

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 132 – Delegates Lafferty, Healey, Lierman, and S. Robinson

AN ACT concerning

State Government – Pollinator Habitat Plans

HB0132/390111/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 132

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and S. Robinson” and substitute “S. Robinson, Carr, and Bromwell”; in line 3, strike “certain State agencies that own or manage property or land” and substitute “the Department of Natural Resources, the Maryland Environmental Service, and the State Highway Administration”; in line 4, after “to” insert

“each”; in the same line, after “establish” insert “a”; in lines 5, 6, and 8, in each instance, strike “plans” and substitute “plan”; in lines 5, 7, and 8, in each instance, strike “certain State agencies” and substitute “the Department of Natural Resources, the Maryland Environmental Service, and the State Highway Administration”; in line 5, after “make” insert “a”; in line 7, after “implement” insert “a”; and in line 8, after the first “to” insert “each”.

AMENDMENT NO. 2

On page 1, in line 22, strike “A STATE AGENCY THAT OWNS OR MANAGES PROPERTY OR LAND” and substitute “THE DEPARTMENT OF NATURAL RESOURCES, THE MARYLAND ENVIRONMENTAL SERVICE, AND THE STATE HIGHWAY ADMINISTRATION”; and in line 23, after “DEPARTMENT,” insert “EACH”.

On page 2, strike beginning with “FOR” in line 1 down through “AGENCY” in line 2; in line 3, strike “THE” and substitute “A”; in the same line, strike “PLANS” and substitute “PLAN”; in line 4, strike “SHALL” and substitute “:”

(I) SHALL;

in line 6, after “HABITATS” insert “:”

(II) SHALL ADHERE TO THE DEPARTMENT’S MANAGED POLLINATOR PROTECTION PLAN;

(III) MAY NOT REQUIRE AN ACTION ON LAND THAT IS INCONSISTENT WITH ANY FEDERAL, STATE, OR LOCAL LAW, REGULATION, RULE, OR GUIDANCE THAT APPLIES TO THE LAND; AND

(IV) MAY NOT REQUIRE THE CREATION OF POLLINATOR HABITAT ON PRODUCTIVE FARMLAND;

strike beginning with “A” in line 7 down through “SECTION” in line 8 and substitute “THE DEPARTMENT OF NATURAL RESOURCES, THE MARYLAND ENVIRONMENTAL SERVICE, AND THE STATE HIGHWAY ADMINISTRATION EACH”; in line 9, after “AVAILABLE” insert “TO THE PUBLIC ON ITS WEB SITE”; in lines 10 and 11, in each instance, strike “REQUIRED”; in line 10, strike “PLANS ON THE STATE AGENCY’S WEB SITE” and substitute “PLAN ESTABLISHED IN ACCORDANCE WITH SUBSECTION (A) OF”

THIS SECTION"; in line 12, strike "PLANS" and substitute "PLAN ESTABLISHED IN ACCORDANCE WITH SUBSECTION (A) OF THIS SECTION"; strike line 14 in its entirety and substitute "the Department of Natural Resources, the Maryland Environmental Service, and the State Highway Administration each shall"; and in line 17, strike "plans" and substitute "plan established in accordance with § 2-1701 of the Agriculture Article, as enacted by Section 1 of this Act".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 169 – Carroll County Delegation

EMERGENCY BILL

AN ACT concerning

Carroll County – Turkey Hunting on Private Property – Sundays

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 234 – Delegates Grammer and Metzgar

AN ACT concerning

State Highways – Electronic Map of State Roads by State Legislative District

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 373 – Delegates Stein, Beidle, Fraser-Hidalgo, and Frush

AN ACT concerning

Motor Vehicles – Passenger Seat Belt Requirement – Primary Offense

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 410 – Delegates O’Donnell, Aumann, Beitzel, and Holmes

AN ACT concerning

Natural Resources – Poaching Restitution Act of 2016

HB0410/490818/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 410

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Holmes” and substitute “Holmes, Arentz, and Carey”; in line 3, after “requiring” insert “a court to order”; in the same line, strike “privately owned land” and substitute “any land in the State”; in line 4, after “State” insert “certain”; in the same line, strike “in accordance with certain requirements” and substitute “under certain circumstances and to perform community service under certain circumstances”; strike beginning with “authorizing” in line 4 down through “circumstances;” in line 6; in line 9, strike “Office of;” in line 10, strike “Hearings” and substitute “Office of the Courts”; in line 11, strike “Office of;” in the same line, after “Administrative” insert “Office of the Courts”; in the same line, strike “Hearings”; in line 15, strike “privately owned” and substitute “any”; and in the same line, after “land” insert “in the State”.

AMENDMENT NO. 2

On page 3, in line 19, after “SUBTITLE,” insert “IF”; in the same line, after “PERSON” insert “IS”; in line 20, strike “PRIVATELY OWNED LAND” and substitute “ANY LAND IN THE STATE, THE COURT”; in the same line, after “SHALL” insert “ORDER THE PERSON TO”; in line 25, strike “, ANTLERLESS WHITE-TAILED DEER,”; strike beginning with “ON”

in line 28 down through “LAND” in line 29; and in line 31, after “\$5,000” insert “, IN AN AMOUNT DEEMED REASONABLE BY THE COURT”.

On page 4, strike in their entirety lines 1 through 4, inclusive; in line 5, strike “(3)” and substitute “(2)”; in line 8, strike “ON PRIVATELY OWNED LAND”; in line 10, after “\$10,000” insert “, IN AN AMOUNT DEEMED REASONABLE BY THE COURT”; strike in their entirety lines 12 through 15, inclusive, and substitute:

“(3) FOR EACH ANTLERLESS WHITE-TAILED DEER, A PERSON CONVICTED OF POACHING DEER SHALL:

(I) PAY RESTITUTION OF NOT LESS THAN \$300 BUT NOT EXCEEDING \$500, IN AN AMOUNT DEEMED REASONABLE BY THE COURT; OR

(II) PERFORM 40 HOURS OF COMMUNITY SERVICE.”;

in line 32, strike “Office of”; and in line 33, strike “Hearings” and substitute “Office of the Courts”.

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 443 – Delegates Fraser–Hidalgo, Beidle, Lam, and Morhaim

AN ACT concerning

Agriculture – Industrial Hemp – Agricultural or Academic Research

HB0443/880814/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 443

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 5 and 9, in each instance, after “agricultural” insert “research”; in lines 7 and 8, strike “a certain term” and substitute “certain terms”.

AMENDMENT NO. 2

On page 1, strike line 21 in its entirety and substitute:

“(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) (1) “INDUSTRIAL HEMP” MEANS THE PLANT CANNABIS SATIVA”;

and after line 24, insert:

“(2) “INDUSTRIAL HEMP” DOES NOT INCLUDE ANY PLANT OR PART OF A PLANT INTENDED FOR A USE THAT IS REGULATED UNDER TITLE 13, SUBTITLE 33 OF THE HEALTH – GENERAL ARTICLE.

(C) “INSTITUTION OF HIGHER EDUCATION” HAS THE MEANING STATED IN § 10–101 OF THE EDUCATION ARTICLE.”.

AMENDMENT NO. 3

On page 2, in line 4, after “AGRICULTURAL” insert “RESEARCH”.

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 766 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Fish and Fisheries

HB0766/750919/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 766

(First Reading File Bill)

AMENDMENT NO. 1

On page 7, in lines 2, 4, 8, 11, 14, and 29, in each instance, strike the bracket; and in lines 8 and 11, strike “**(2)**” and “**(3)**”, respectively.

AMENDMENT NO. 2

On page 8, in lines 1, 6, 13, and 19, in each instance, strike the brackets; and in lines 1, 13, and 19, strike “**(1)**”, “**(2)**”, and “**(3)**”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #4

Delegate Barve, Chair, for the Committee on Environment and Transportation and Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 505 – Charles County Delegation

AN ACT concerning

Charles County Sheriff – Salaries and Collective Bargaining

HB0505/460111/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 505

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 12, after “time;” insert “requiring the Sheriff and the County Commissioners, under certain circumstances, to recognize certain exclusive representatives as of a certain date as the exclusive representatives of certain employees;”.

AMENDMENT NO. 2

On page 10, in line 19, strike “**CHOOSE**” and substitute “**REQUEST**”; in line 20, after “**ARBITRATORS**” insert “**TO BE**”; and in line 24, strike “**CHOSEN**” and substitute “**PROVIDED**”.

AMENDMENT NO. 3

On page 11, in line 16, strike “**REVIEW**” and substitute “**REVISE**”.

AMENDMENT NO. 4

On page 14, in line 3, strike “**IF**” and substitute “**SUBJECT TO SUBSUBSUBPARAGRAPH E OF THIS SUBSUBPARAGRAPH, IF**”; and in line 6, after “**E.**” insert “**THE COUNTY COMMISSIONERS MAY NOT ACCEPT A RECOMMENDATION OF THE ARBITRATOR THAT REQUIRES AN APPROPRIATION OF FUNDS UNLESS THE COUNTY COMMISSIONERS AND THE SHERIFF FIRST AGREE ON THE FUNDING SOURCE FOR THE APPROPRIATION.**”.

F.”.

AMENDMENT NO. 5

On page 15, after line 2, insert:

“(XIV) IF THE PARTIES FAIL TO REACH A NEW AGREEMENT WITHIN THE 180-DAY TIME PERIOD UNDER SUBPARAGRAPH (XIII)2 OF THIS PARAGRAPH, THE TERMS AND CONDITIONS OF THE PRIOR COLLECTIVE BARGAINING AGREEMENT SHALL CEASE TO BE EFFECTIVE.”;

and in lines 3 and 6, strike “**(XIV)**” and “**(XV)**”, respectively, and substitute “**(XV)**” and “**(XVI)**”, respectively.

AMENDMENT NO. 6

On page 15, after line 8, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, if the sworn law enforcement officers or correctional officers of Charles County seek to collectively bargain under § 2-309(j)(5)(iii)3 of the Courts Article, as enacted by Section 1 of this Act, the Sheriff and the County Commissioners of Charles County shall recognize the exclusive representative of the sworn law enforcement officers or the exclusive representative of correctional officers

as of September 30, 2016, as the exclusive representative of those respective employees unless the exclusive representative is decertified in accordance with § 2-309(j)(5)(v)4 of the Courts Article, as enacted by Section 1 of this Act.”;

and in line 9, strike “2.” and substitute “3.”.

The preceding 6 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 627 – Delegate Gilchrist

AN ACT concerning

Vehicle Laws – Drivers’ Education Schools and Instructors

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 688 – Delegate Lam

AN ACT concerning

Vehicle Laws – Electric Personal Assistive Mobility Device – Definition

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 849 – Delegates Sample–Hughes, Holmes, Anderton, Carr, Fennell, Ghrist, Healey, C. Howard, Jalisi, McCray, McKay, Otto, Patterson, Proctor, and Sanchez

AN ACT concerning

Public Safety – Rental Dwelling Units – Carbon Monoxide Alarms

HB0849/610212/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 849

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Sanchez” and substitute “Sanchez, and Queen”.

On page 4, strike beginning with the comma in line 26 down through “MONOXIDE;” in line 29 and substitute “:

(1) OUTSIDE AND IN THE IMMEDIATE VICINITY OF EACH SEPARATE SLEEPING AREA, AS DEFINED IN § 9–101 OF THIS ARTICLE; AND

(2) ON EVERY LEVEL OF THE UNIT, INCLUDING THE BASEMENT.”

On page 5, strike in their entirety lines 1 through 13, 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 with amendments:

House Bill 989 – Delegate Holmes

AN ACT concerning

Residential Real Property – Sales Contracts – Notice of Water and Sewer Charges

HB0989/100019/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 989
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after the semicolon insert “providing for the application of certain provisions of this Act;”.

AMENDMENT NO. 2

On page 2, in line 30, after “(5)” insert “(I) THIS PARAGRAPH DOES NOT APPLY IN A COUNTY THAT HAS ADOPTED A DISCLOSURE REQUIREMENT THAT IS SUBSTANTIALLY SIMILAR TO THE DISCLOSURE REQUIREMENT IN SUBPARAGRAPH (II) OF THIS PARAGRAPH.

(II)”.

On page 3, in line 4, after “MAINTAINING” insert “DURING CONSTRUCTION”.

AMENDMENT NO. 3

On page 4, in line 4, after “DISCLOSED” insert “, UNLESS THE SELLER WAS NEVER CHARGED A FEE OR ASSESSMENT TO DEFRAY THE COSTS OF PUBLIC WATER OR WASTEWATER FACILITIES BY THE DEVELOPER, A SUCCESSOR OF THE DEVELOPER, OR A SUBSEQUENT ASSIGNEE”.

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 1059 – Delegates Morales, Carr, Cullison, Ebersole, Fennell, Fraser-Hidalgo, Frush, Gutierrez, Healey, Hill, Hixson, C. Howard, Jalisi, Knotts, Lafferty, Lam, Moon, S. Robinson, Sanchez, Tarlau, A. Washington, and M. Washington

AN ACT concerning

Landlord and Tenant – Security Deposit – Contents of Lease

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 1161 – Delegate Lisanti

AN ACT concerning

Municipalities – Boat Docking and Storage – User Fees – Authorized Uses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #4

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 74 – The Speaker (By Request – Maryland Judiciary)

AN ACT concerning

Judgeships – Circuit Courts and District Court

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 190 – Delegates Lierman, Vallario, Dumais, Anderson, Atterbeary, Barron, Carter, Morales, Rosenberg, Sanchez, Smith, 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.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 263 – Delegate Rosenberg

AN ACT concerning

Civil Actions – Strategic Lawsuits Against Public Participation**HB0263/562913/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 263

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 6 down through “circumstances;” in line 14.

AMENDMENT NO. 2

On page 2, in line 13, after “**BROUGHT**” insert “IN BAD FAITH”; in line 14, after “**PERSON**” insert “OR TO PREVENT THE PERSON FROM MAKING A STATEMENT”; in line 35, strike “**(1)**”; and in the same line, strike the bracket.

On page 3, in lines 1 and 4, in each instance, strike the bracket; and in line 1, strike “**DISMISS**”.

On pages 3 and 4, strike in their entirety the lines beginning with line 5 on page 3 through line 10 on page 4, inclusive.

On page 4, in line 11, strike the brackets; and in the same line, strike “**(H)**”.

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 359 – Delegates Dumais and B. Wilson

AN ACT concerning

Criminal Procedure – Charges Against Correctional Officer – Review by State’s Attorney

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 606 – Delegate Dumais

AN ACT concerning

Patient Safety Early Intervention Programs

Favorable report adopted.

Delegate Waldstreicher moved to make the Bill a Special Order for March 9, 2016.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 612 – Delegates Vallario, Anderson, Atterbeary, Carter, Cluster, Dumais, Glass, Kittleman, Malone, McComas, Moon, Proctor, Rey, Rosenberg, Sanchez, Smith, Valentino-Smith, and B. Wilson

AN ACT concerning

Manslaughter by Motor Vehicle or Vessel – Penalty

HB0612/952616/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 612

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and B. Wilson” and substitute “B. Wilson, Barkley, Barve, Carr, Clippinger, Conaway, Cullison, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Lisanti, Luedtke, McKay, A. Miller, Morales, Platt, Reznik, S. Robinson, Sydnor, Waldstreicher, and C. Wilson”.

AMENDMENT NO. 2

On page 1, in line 2, after “Vessel” insert “While Under the Influence or Impaired”; strike beginning with “of” in line 3 down through “vessel” in line 4 and substitute “of establishing certain crimes of manslaughter by motor vehicle or vessel while under the influence of alcohol, under the influence of alcohol per se, impaired by a drug, a combination of drugs, or a combination of one or more drugs and alcohol, or impaired by a controlled dangerous substance; providing for certain penalties; providing for the form of certain charging documents; and generally relating to establishing certain crimes of manslaughter involving drunk or drugged driving”;

and strike in their entirety lines 5 through 9, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Criminal Law

The subtitle designation “Subtitle 5. Manslaughter and Homicide by Motor Vehicle or Vessel While Impaired or Under the Influence” immediately preceding Section 2–501

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 2–501

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Law

Section 2–502.1 through 2–502.4

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 2–507

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 3

Strike in their entirety the lines beginning with line 13 on page 1 through line 6 on page 2, inclusive, and substitute:

“Subtitle 5. MANSLAUGHTER AND Homicide by Motor Vehicle or Vessel While Impaired or Under the Influence.

2-501.

In this subtitle, “under the influence of alcohol per se” means an alcohol concentration at the time of testing of 0.08 or more as measured by grams of alcohol per 100 milliliters of blood or grams of alcohol per 210 liters of breath.

2-502.1.

(A) A PERSON MAY NOT CAUSE THE DEATH OF ANOTHER AS A RESULT OF THE PERSON’S GROSSLY NEGLIGENT DRIVING, OPERATING, OR CONTROLLING A MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF ALCOHOL.

(B) A VIOLATION OF THIS SECTION IS MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF ALCOHOL.

(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

2-502.2.

(A) A PERSON MAY NOT CAUSE THE DEATH OF ANOTHER AS A RESULT OF THE PERSON’S GROSSLY NEGLIGENT DRIVING, OPERATING, OR CONTROLLING A MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF ALCOHOL PER SE.

(B) A VIOLATION OF THIS SECTION IS MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF ALCOHOL PER SE.

(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

2-502.3.

(A) A PERSON MAY NOT CAUSE THE DEATH OF ANOTHER AS A RESULT OF THE PERSON'S GROSSLY NEGLIGENT DRIVING, OPERATING, OR CONTROLLING A MOTOR VEHICLE OR VESSEL WHILE THE PERSON IS SO FAR IMPAIRED BY A DRUG, A COMBINATION OF DRUGS, OR A COMBINATION OF ONE OR MORE DRUGS AND ALCOHOL THAT THE PERSON CANNOT DRIVE, OPERATE, OR CONTROL A MOTOR VEHICLE OR VESSEL SAFELY.

(B) A VIOLATION OF THIS SECTION IS MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE IMPAIRED BY DRUGS.

(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

(D) IT IS NOT A DEFENSE TO A CHARGE OF VIOLATING THIS SECTION THAT THE PERSON IS OR WAS ENTITLED UNDER THE LAWS OF THIS STATE TO USE A DRUG, COMBINATION OF DRUGS, OR COMBINATION OF ONE OR MORE DRUGS AND ALCOHOL, UNLESS THE PERSON WAS UNAWARE THAT THE DRUG, COMBINATION OF DRUGS, OR COMBINATION OF ONE OR MORE DRUGS AND ALCOHOL WOULD MAKE THE PERSON INCAPABLE OF DRIVING, OPERATING, OR CONTROLLING A MOTOR VEHICLE OR VESSEL IN A SAFE MANNER.

2-502.4.

(A) A PERSON MAY NOT CAUSE THE DEATH OF ANOTHER AS A RESULT OF THE PERSON'S GROSSLY NEGLIGENT DRIVING, OPERATING, OR CONTROLLING A MOTOR VEHICLE OR VESSEL WHILE IMPAIRED BY A CONTROLLED DANGEROUS SUBSTANCE, AS DEFINED UNDER § 5-101 OF THIS ARTICLE.

(B) A VIOLATION OF THIS SECTION IS MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE IMPAIRED BY A CONTROLLED DANGEROUS SUBSTANCE.

(C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A FELONY AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 15 YEARS OR A FINE NOT EXCEEDING \$5,000 OR BOTH.

(D) THIS SECTION DOES NOT APPLY TO A PERSON WHO IS ENTITLED TO USE THE CONTROLLED DANGEROUS SUBSTANCE UNDER THE LAWS OF THIS STATE.

2-507.

(a) An indictment, information, or other charging document for a crime under this subtitle is sufficient if it substantially states:

(1) “(NAME OF DEFENDANT) ON (DATE) IN (COUNTY) COMMITTED MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF ALCOHOL BY KILLING (NAME OF VICTIM) AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE.”;

(2) “(NAME OF DEFENDANT) ON (DATE) IN (COUNTY) COMMITTED MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE UNDER THE INFLUENCE OF ALCOHOL PER SE BY KILLING (NAME OF VICTIM) AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE.”;

(3) “(NAME OF DEFENDANT) ON (DATE) IN (COUNTY) COMMITTED MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE IMPAIRED BY DRUGS BY KILLING (NAME OF VICTIM) AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE.”;

(4) “(NAME OF DEFENDANT) ON (DATE) IN (COUNTY) COMMITTED MANSLAUGHTER BY MOTOR VEHICLE OR VESSEL WHILE IMPAIRED BY A CONTROLLED DANGEROUS SUBSTANCE BY KILLING (NAME OF VICTIM) AGAINST THE PEACE, GOVERNMENT, AND DIGNITY OF THE STATE.”;

[1] (5) “(name of defendant) on (date) in (county) committed homicide by motor vehicle or vessel while under the influence of alcohol by killing (name of victim) against the peace, government, and dignity of the State.”;

[(2)] (6) “(name of defendant) on (date) in (county) committed homicide by motor vehicle or vessel while under the influence of alcohol per se by killing (name of victim) against the peace, government, and dignity of the State.”;

[(3)] (7) “(name of defendant) on (date) in (county) committed homicide by motor vehicle or vessel while impaired by alcohol by killing (name of victim) against the peace, government, and dignity of the State.”;

[(4)] (8) “(name of defendant) on (date) in (county) committed homicide by motor vehicle or vessel while impaired by drugs by killing (name of victim) against the peace, government, and dignity of the State.”; or

[(5)] (9) “(name of defendant) on (date) in (county) committed homicide by motor vehicle or vessel while impaired by a controlled dangerous substance by killing (name of victim) against the peace, government, and dignity of the State.”.

(b) An indictment, information, or other charging document for a crime under this subtitle need not set forth the manner or means of death.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 649 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Law Enforcement Officers’ Bill of Rights – Extension of Time for Review and Final Order by Chief

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 661 – Delegate Conaway

AN ACT concerning

Public Safety – Law Enforcement Officers – Firearm Cameras

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 773 – Delegates Valentino–Smith, Atterbeary, and B. Wilson

AN ACT concerning

Drunk and Drugged Driving – Evidence of Blood Test

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 822 – Delegates Atterbeary, Dumais, Kittleman, McComas, Moon, Morales, Rosenberg, Sanchez, Smith, Sydnor, Valentino–Smith, and B. Wilson

AN ACT concerning

Criminal Law – Altering References From Mentally Defective to Substantially Cognitively Impaired Individual

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 1342 – Delegates Kramer, Fraser–Hidalgo, Adams, Angel, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Carter, Chang, Cluster, Cullison, Dumais, Ebersole, Fennell, Frick, Frush, Gilchrist, Glass, Gutierrez, Hammen, Hayes, Hettleman, Hill, Hixson, Jackson, Jalisi, Kaiser, Kelly, Kipke, Kittleman, Knotts, Korman, Krebs, Krimm, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, McKay, Metzgar, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Parrott, Patterson, Pena–Melnyk, Pendergrass, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Simonaire, Smith, Stein, Szeliga, Tarlau,

Valderrama, Waldstreicher, A. Washington, M. Washington, B. Wilson,
C. Wilson, and P. Young

AN ACT concerning

**Drunk Driving Reduction Act of 2016
(Noah's Law)**

HB1342/332410/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1342
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, Anderson, Conaway, Malone, Proctor, Queen, Rey, Sydnor, and Vallario”.

AMENDMENT NO. 2

On page 1, strike beginning with “increasing” in line 4 down through “impaired;” in line 6; in line 8, strike “and driving while impaired”; in line 10, after “regarding” insert “certain revocations and”; in line 11, strike “suspensions on” and substitute “revocations of”; strike beginning with “and” in line 13 down through “person” in line 16; in line 20, after “Program” insert “under certain circumstances”; and in line 21, strike “refuses or”.

On page 2, in line 1, after “a” insert “certain”; in the same line, strike “for breath alcohol concentration”; strike beginning with “authorizing” in line 2 down through “circumstances” in line 3 and substitute “repealing certain disqualifying criteria from participation in the Program”; in line 7, after “for” insert “certain participation toward certain”; strike beginning with “establishing” in line 7 down through the semicolon in line 10; and in line 11, strike “required”.

AMENDMENT NO. 3

On page 2, in line 15, after “16–205.1,” insert “and”; in the same line, strike “, and 27–107”; and strike in their entirety lines 18 through 27, inclusive.

AMENDMENT NO. 4

On page 2, in line 32, after “(a)” insert “**(1)**”; and in lines 33 and 36, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively.

On page 3, in lines 3, 6, 8, and 11, strike “(i)”, “(ii)”, “(iii)”, and “(iv)”, respectively, and substitute “1.”, “2.”, “3.”, and “4.”, respectively; and after line 12, insert:

“(2) IN THE NOTICE OF PROPOSED REVOCATION, THE ADMINISTRATION SHALL ADVISE AN INDIVIDUAL WHO IS CONVICTED UNDER § 21-902(A) OF THIS ARTICLE THAT THE INDIVIDUAL, IF ELIGIBLE, IS REQUIRED TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM FOR THE FOLLOWING PERIODS:

(I) 6 MONTHS THE FIRST TIME THE INDIVIDUAL IS REQUIRED TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM;

(II) 1 YEAR THE SECOND TIME THE INDIVIDUAL IS REQUIRED TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM; AND

(III) 3 YEARS THE THIRD OR ANY SUBSEQUENT TIME THE INDIVIDUAL IS REQUIRED TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM.”.

AMENDMENT NO. 5

On page 3, in line 22, strike the brackets; in the same line, strike “SUBSECTIONS (D) AND (E)”; in the same line, after “section” insert “AND § 16-404.1 OF THIS TITLE”; in line 23, strike the brackets; in the same line, strike “SHALL”; strike beginning with the bracket in line 24 down through “PERSON” in line 25; and strike beginning with the semicolon in line 28 down through “ARTICLE” in line 33, inclusive.

On page 4, in lines 5 and 16, in each instance, strike the bracket; in line 5, after “section” insert “AND § 16-404.1 OF THIS TITLE”; in line 16, strike “SUBSECTION”; and in line 17, after “section” insert “AND SUBJECT TO § 16-404.1 OF THIS TITLE”.

On page 5, in lines 14, 22, 23, 25, and 27, in each instance, strike the bracket; in line 14, after “subsection” insert “AND § 16-404.1 OF THIS TITLE”; strike beginning with the colon in line 15 down through “A” in line 20 and substitute “A”; in line 23, strike “SUBSECTION (C)”; in the same line, strike “SECTION”; in line 25, after “year” insert “SUBJECT TO § 16-404.1 OF THIS TITLE”; in line 26, strike beginning with “THE” through “SECTION”; in line 30, after “year” insert “OR A LONGER PERIOD REQUIRED UNDER § 16-404.1 OF THIS TITLE”; and in line 32, after the semicolon insert “AND”.

On page 6, strike beginning with “The” in line 1 down through “4.” in line 5; strike beginning with the colon in line 7 down through “A” in line 11 and substitute “A”; in lines 16, 17, 18, 19, and 31, in each instance, strike the bracket; in line 18, strike “(III)”; strike beginning with “PARTICIPATE” in line 31 down through “TITLE” in line 32; in line 33, strike “(IV)” and substitute “(VI)”; and in lines 34 and 35, strike “AS REQUIRED”.

On page 7, in lines 1, 15, and 17, in each instance, strike the bracket; in line 1, strike “(3)”; in the same line, strike “(2)”; strike beginning with the colon in line 5 down through “A” in line 13 and substitute “A”; in line 19, after “year” insert “OR A LONGER PERIOD IF REQUIRED UNDER § 16-404.1 OF THIS TITLE”; in line 21, strike “for 1 year”; and strike beginning with the colon in line 23 down through “Work” in line 27 and substitute “WORK”.

On pages 7 and 8, strike beginning with the colon in line 29 on page 7 down through “A” in line 1 on page 8 and substitute “A”.

On page 8, in lines 9, 14, 19, and 34, in each instance, strike “3” and substitute “6”.

On page 9, in line 13, strike “3” and substitute “6”; in lines 15, 16, 18, and 23, in each instance, strike the bracket; in line 16, strike “(4)”; in line 18, strike “(5)”; and in line 25, strike “§ 21-902(a) or (d)” and substitute “§ 21-902(D)”.

On page 10, in line 3, strike “(F)”; and in lines 2, 3, and 4, in each instance, strike the bracket.

AMENDMENT NO. 6

On page 12 in line 2, on page 13 in line 3, on page 18 in line 25, and on page 25 in line 2, in each instance, strike “270 days; or” and substitute “180 DAYS;”.

On page 12 in line 3, on page 13 in line 4, on page 18 in line 26, and on page 25 in line 3, in each instance, strike “or subsequent”.

On page 12 in line 4, and on page 13 in line 5, in each instance, strike “2 YEARS;” and substitute “1 YEAR; OR”

C. FOR A THIRD OR SUBSEQUENT OFFENSE, SUSPEND THE DRIVER’S LICENSE FOR 2 YEARS;”.

On page 18, in line 27, strike “**2 YEARS; and**” and substitute “**1 YEAR; OR**”

C. FOR A THIRD OR SUBSEQUENT OFFENSE, SUSPEND THE DRIVER’S LICENSE FOR 2 YEARS; AND”.

On page 25, in line 4, strike “**2 YEARS**” and substitute “**1 YEAR; OR**”

C. FOR A THIRD OR SUBSEQUENT OFFENSE, A SUSPENSION FOR 2 YEARS”.

AMENDMENT NO. 7

On page 13, strike beginning with “, **INCLUDING**” in line 33 down through “**TITLE,**” in line 35.

On pages 13 and 14, strike beginning with “**A**” in line 35 on page 13 down through “**FOR**” in line 1 on page 14.

On page 14, in lines 2, 3, and 8, in each instance, strike the bracket; in line 2, strike “**AND**”; and strike beginning with “, **INCLUDING**” in line 33 down through “**TITLE**” in line 35.

On page 15, in line 7, after the semicolon insert “**AND**”; strike beginning with “The” in line 8 down through “3.” in line 11; in line 16, strike the brackets; strike beginning with the first “**A**” in line 16 down through “**SUBSECTION**” in line 17; and in lines 19 and 20, strike “**AS REQUIRED**”.

On page 16, in lines 3 and 4, in each instance, strike the brackets; in line 3, strike “**0.08**”; in line 4, strike “**ELIGIBLE**”; and strike beginning with “**§ 16-404.1**” in line 5 down through “**TITLE**” in line 6 and substitute “**SUBSECTION (O) OF THIS SECTION**”.

On page 24, strike beginning with “**UNDER**” in line 5 down through “**PARAGRAPH**” in line 6.

On page 25, in line 20, after the semicolon insert “**AND**”; strike beginning with “**THE**” in line 21 down through “**(3)**” in line 25; and strike in their entirety lines 30 through 32, inclusive, and substitute:

“(II) ELECTS IN WRITING TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM FOR 1 YEAR.”.

AMENDMENT NO. 8

On page 29, in line 7, after “(L)” insert “(1)”; after line 9, insert:

“(2) THIS SUBSECTION MAY NOT BE CONSTRUED AS LIMITING THE PROVISIONS OF § 16-404.1(M) OF THIS TITLE.”;

in line 20, strike the bracket; in the same line, strike “(n)” and substitute “(O)”; strike beginning with the colon in line 20 down through “Who” in line 21 and substitute “WHO”; and strike beginning with the semicolon in line 22 down through “years” in line 26.

On page 30, in lines 11, 21, and 32, strike “(o)”, “(p)”, and “(O)”, respectively, and substitute “(P)”, “(Q)”, and “(R)”, respectively; in line 12, after the semicolon insert “OR”; strike beginning with the semicolon in line 14 down through “section” in line 17; and in line 31, strike the bracket.

AMENDMENT NO. 9

On page 32, in lines 5, 11, 12, 20, 25, 26, 30, and 32, in each instance, strike the bracket; in line 5, strike “SHALL”; in line 7, strike “§ 21-902(a), (b), or (c)” and substitute “§ 21-902(B) OR (C)”; in line 8, strike “or (37)”; in line 10, in each instance, strike the bracket; in line 11, strike “restrictive” and substitute “RESTRICTED”; in line 12, strike “INDIVIDUAL’S LICENSE IS SUSPENDED”; strike beginning with the semicolon in line 13 down through “ARTICLE” in line 19; in line 21, strike “the individual is convicted of a violation of”; in line 22, strike “§ 21-902(a)(1) or (2)” and substitute “THE INDIVIDUAL IS CONVICTED OF A VIOLATION OF § 21-902(A)”; strike beginning with “and” in line 22 down through “more” in line 23; in line 23, strike “or”; in line 24, strike “§ 21-902(a)(3) or (b)(2)” and substitute “THE INDIVIDUAL IS CONVICTED OF A VIOLATION OF § 21-902(B)(2)”; in line 25, strike the period and substitute “;

3. THE INDIVIDUAL’S LICENSE IS SUSPENDED OR REVOKED UNDER § 16-205 OF THIS TITLE OR § 16-402(A)(37) OF THIS SUBTITLE FOR A VIOLATION OF § 21-902(A) OF THIS ARTICLE; OR

4. THE INDIVIDUAL’S LICENSE IS REVOKED UNDER § 16-205(B) OF THIS TITLE FOR:

A. HOMICIDE BY MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL OR ALCOHOL PER SE, HOMICIDE BY MOTOR VEHICLE WHILE IMPAIRED BY ALCOHOL, OR HOMICIDE WHILE IMPAIRED BY A COMBINATION OF ONE OR MORE DRUGS AND ALCOHOL; OR

B. LIFE-THREATENING INJURY BY MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL OR ALCOHOL PER SE, LIFE-THREATENING INJURY BY MOTOR VEHICLE WHILE IMPAIRED BY ALCOHOL, OR LIFE-THREATENING INJURY BY MOTOR VEHICLE WHILE IMPAIRED BY ONE OR MORE DRUGS AND ALCOHOL.”;

in lines 26 and 30, strike “(I)” and “(II)”, respectively; in line 27, strike “SUBSECTION (C) OF THIS SECTION”; in line 32, strike “(P)”; and after line 32, insert:

“(IV) THE ADMINISTRATION SHALL ISSUE A RESTRICTED LICENSE TO AN INDIVIDUAL WHO IS REQUIRED TO PARTICIPATE IN THE PROGRAM UNDER THIS SECTION AND WHO IS OTHERWISE ELIGIBLE.”.

AMENDMENT NO. 10

On page 33, in lines 1 and 19, in each instance, strike the bracket; in line 6, strike “§ 21-902(a) or (b)” and substitute “**§ 21-902(B)**”; in line 13, strike “§ 21-902(a), (b), or (c)” and substitute “**§ 21-902(B) OR (C)**”; in line 19, before “THE” insert “**.**”

(IV)”;

in line 21, after “SECTION” insert “**AND WHO IS OTHERWISE ELIGIBLE**”; in line 22, strike “An” and substitute “**EXCEPT AS PROVIDED IN § 16-205.1 OF THIS TITLE, AN**”; and strike beginning with “THE” in line 23 down through “SPECIFIED” in line 24.

On page 34, in lines 3 and 10, in each instance, strike the brackets; in line 10, strike “SHALL”; in line 17, strike “§ 21-902(a), (b), or (c)” and substitute “**§ 21-902(B) OR (C)**”; in line 18, strike “§ 16-402(a)(37)” and substitute “**§ 16-402(A)(28)**”; in line 19, strike “§ 21-902(a)” and substitute “**§ 21-902(B) OR (C)**”; in line 24, strike “§ 21-902(a), (b), or (c)” and substitute “**§ 21-902(B) OR (C)**”; in line 25, strike “§ 16-402(a)(37)” and substitute “**§ 16-402(A)(28)**”; in line 26, strike “§ 21-902(a)” and substitute “**§ 21-902(B) OR (C)**”; after line 27, insert:

“(2) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, THE ADMINISTRATION SHALL:

(I) MODIFY A SUSPENSION AND ISSUE A RESTRICTED LICENSE TO AN INDIVIDUAL WHO IS A PARTICIPANT IN THE PROGRAM DURING THE SUSPENSION PERIOD AS PROVIDED UNDER § 16–205 OR § 16–205.1 OF THIS TITLE OR § 16–404 OF THIS SUBTITLE;

(II) REINSTATE THE DRIVER’S LICENSE OF A PARTICIPANT WHOSE LICENSE HAS BEEN REVOKED:

1. FOR A VIOLATION OF § 21–902(A) OF THIS ARTICLE;

2. FOR AN ACCUMULATION OF POINTS UNDER § 16–402(A)(37) OF THIS SUBTITLE FOR A VIOLATION OF § 21–902(A) OF THIS ARTICLE; OR

3. UNDER § 16–205.1(B) OR (F) OF THIS TITLE.

(III) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IMPOSE ON A PARTICIPANT A PERIOD OF SUSPENSION IN ACCORDANCE WITH § 16–404(2) AND (3) OF THIS SUBTITLE IN LIEU OF A LICENSE REVOCATION:

1. FOR A VIOLATION OF § 21–902(A) OF THIS ARTICLE;

2. FOR AN ACCUMULATION OF POINTS UNDER § 16–402(A)(37) OF THIS SUBTITLE FOR A VIOLATION OF § 21–902(A) OF THIS ARTICLE; OR

3. UNDER § 16–205.1(B) OR (F) OF THIS TITLE.”;

and in line 28, strike “(2)” and substitute “**(3)**”.

On page 35, in line 1, strike “(3)” and substitute “**(4)**”; in line 3, strike the brackets; and in the same line, strike “§ 27–107(H)”.

On page 36, in line 2, strike “**REQUIRED**” and substitute “**AUTHORIZED**”; in the same line, after “**SECTION**” insert “**OR AS REQUIRED UNDER SUBSECTION (D) OF THIS SECTION**”; strike in their entirety lines 3 through 19, inclusive; and in lines 20, 23, and 34, strike “**(O)**”, “**(P)**”, and “**(Q)**”, respectively, and substitute “**(N)**”, “**(O)**”, and “**(P)**”, respectively.

On page 37, in line 3, strike “**(R)**” and substitute “**(Q)**”.

AMENDMENT NO. 11

On pages 37 through 42, strike beginning with line 17 on page 37 through line 2 on page 42, inclusive.

The preceding 11 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Vallario moved to make the Bill a Special Order for March 9, 2016.

The motion was adopted.

THE COMMITTEE ON WAYS AND MEANS REPORT #5

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 202 – Delegates Bromwell, Aumann, Brooks, Ciliberti, Cluster, Folden, Grammer, Jameson, Luedtke, Metzgar, Miele, Morgan, O’Donnell, Patterson, West, and C. Wilson

AN ACT concerning

Gaming Payouts – Donation of Coins – Maryland Veterans Trust Fund

HB0202/675067/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 202

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 7, in each instance, strike “requiring” and substitute “authorizing”.

AMENDMENT NO. 2

On page 3, in line 23, strike “**REQUIRING**” and substitute “**AUTHORIZING**”.

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 344 – Delegates Afzali and C. Howard

AN ACT concerning

**Voter Registration – Affiliation With Political Party and Participation in
Primary Election, Caucus, or Convention**

HB0344/985466/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 344

(First Reading File Bill)

On page 6, in line 7, strike “and” and substitute “for”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 378 – Delegates Tarlau, Anderson, D. Barnes, Carr, Clippinger, Ebersole, Fennell, Frush, Hayes, Hettleman, Hill, Jalisi, Kelly, Korman, Luedtke, McCray, Moon, Morales, Patterson, Pena–Melnik, Pendergrass, Platt, Sanchez, Turner, Walker, A. Washington, and M. Washington

AN ACT concerning

Homeowners’ Property Tax Credit Program – Eligibility Awareness Campaign

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

House Bill 385 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Abandoned Property – Tax Sales – Ground Rent

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 873 – Delegates Smith, Luedtke, Hixson, and P. Young

AN ACT concerning

Election Law – Special Elections – Absentee Ballots for Absent Uniformed Services Voters and Overseas Voters

HB0873/775365/1

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 873

(First Reading File Bill)

On page 2, in line 22, strike “GENERAL”; and strike beginning with the second “THE” in line 23 down through “MANNER” in line 25 and substitute: “ABSENT UNIFORMED SERVICES VOTERS AND OVERSEAS VOTERS TO:

(I) REQUEST AN ABSENTEE BALLOT FOR A SPECIAL ELECTION;

AND

(II) RETURN AN ABSENTEE BALLOT BY MAIL IN A TIMELY MANNER’.

On page 3, in line 6, strike “**60**” and substitute “**65**”; and in line 8, strike “**50**” and substitute “**65**”.

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 1148 – Delegates Gilchrist, Barkley, Kipke, and Simonaire

AN ACT concerning

Income Tax – Subtraction Modification – Retirement Income

HB1148/645867/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1148

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Simonaire” and substitute “Simonaire, Afzali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Tarlau, Turner, Walker, and M. Washington”.

AMENDMENT NO. 2

On page 1, strike line 2 in its entirety and substitute:

“Income Tax – Retirement Income – Collection of Information”.

AMENDMENT NO. 3

On pages 1 through 7, strike in their entirety the lines beginning with line 3 on page 1 through line 7 on page 3, inclusive, and substitute:

“FOR the purpose of requiring the Comptroller to collect certain information on State income tax forms; requiring the Comptroller to produce a certain report; authorizing the Comptroller to adopt certain regulations; and generally relating to the collection of information pertaining to retirement income.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That:

(a) On or before January 1, 2017, the Comptroller shall alter the State personal income tax form as necessary to collect information on the amount of retirement income reported by an individual, and each spouse in case of a joint return from the following sources:

(1) a retirement plan that is part of an employee retirement system, as defined by § 10–209 of the Tax – General Article;

(2) an individual retirement account or annuity under § 408 of the Internal Revenue Code, including accounts consisting entirely of contributions rolled over from a defined benefit plan;

(3) a simplified employee pension under § 408(k) of the Internal Revenue Code; and

(4) other retirement income, including a Roth individual retirement account under § 408(a) of the Internal Revenue Code and an ineligible deferred compensation plan under § 457(f) of the Internal Revenue Code.

(b) Additionally, the Comptroller shall alter the personal income tax form as necessary to collect information on the total benefits received from Social Security and the subtraction modification under § 10–209 of the Tax – General Article claimed by an individual, and each spouse in the case of a joint return.

(c) The Comptroller may adopt regulations to carry out the provisions of this section.

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1, 2018, the Comptroller shall report to the General Assembly, in accordance with § 2–1246 of the State Government Article, on the information collected under Section 1 of this Act.”.

AMENDMENT NO. 4

On page 3, in line 8, 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.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 256)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #19

House Bill 66 – Chair, Appropriations Committee (By Request – Departmental – Office for Children)

AN ACT concerning

Residential Child Care Capital Grant Program – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 257)

The Bill was then sent to the Senate.

House Bill 164 – Chair, Appropriations Committee (By Request – Departmental – Comptroller)

SECOND PRINTING

AN ACT concerning

State Personnel Management System – Background Investigation and Criminal History Records Check – Prospective and Current Employees

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 258)

The Bill was then sent to the Senate.

House Bill 280 – Delegates Moon, Barron, Gutierrez, Hayes, Hill, Krimm, Luedtke, McCray, Reznik, West, ~~and K. Young~~ K. Young, Jackson, Hammen, Pendergrass, McMillan, Oaks, Pena-Melnyk, Miele, Saab, McDonough, Bromwell, Morgan, Kipke, Cullison, Sample-Hughes, Rose, and Krebs

AN ACT concerning

Birth Certificates – Homeless Individuals – Prohibition on Collection of Fee

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 259)

The Bill was then sent to the Senate.

House Bill 352 – Delegates Ghrist, Arentz, Hornberger, S. Howard, and Jacobs

AN ACT concerning

Office of Legislative Audits – Local School System Audits – Repeal

Delegate Jones moved to reconsider the vote by which **House Bill 352** was ordered printed for Third Reading.

The motion was adopted.

Delegate Jones moved the Bill be recommitted.

The motion was adopted.

House Bill 684 – Delegates Hammen, Anderson, Branch, Busch, Carey, Carter, Clippinger, Conaway, Glenn, Hayes, Haynes, Lafferty, Lierman, Lisanti, McCray, McIntosh, Oaks, Pena-Melnyk, Pendergrass, B. Robinson, S. Robinson, Rosenberg, Smith, Sophocleus, M. Washington, West, and P. Young

AN ACT concerning

Baltimore Regional Neighborhood Initiative Program – Codified

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 45 (See Roll Call No. 260)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #1

Senate Bill 506 – 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 – 139 Negative – 0 (See Roll Call No. 261)

The Bill was then returned to the Senate.

Senate Bill 507 – 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 – 139 Negative – 0 (See Roll Call No. 262)

The Bill was then returned to the Senate.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 263)

ADJOURNMENT

At 10:51 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Wednesday, March 9, 2016.

Annapolis, Maryland
Wednesday, March 9, 2016

The House met at 10:07 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 130 Members present.

(See Roll Call No. 264)

EXCUSES:

Del. Barve – illness

Del. Carter – personal

Del. Shoemaker – illness

Del. Valentino-Smith – illness

The Journal of March 8, 2016 was read and approved.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 3 – Senator Astle

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Board of License Commissioners
– Attorneys**

FOR the purpose of increasing by a certain amount the salary of an attorney employed by the Board of License Commissioners for Anne Arundel County; authorizing the Board to hire an attorney on a contractual basis to perform certain work under certain conditions; prohibiting the Board from spending more than a certain amount each year to hire a certain attorney; and generally relating to the Board of License Commissioners for Anne Arundel County.

~~BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 15 – 112(c)(5)~~

~~Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 11–101(a) and (b) and 11–102

Annotated Code of Maryland

(As enacted by Chapter _____ (S.B. 724) of the Acts of the General Assembly of
2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 11–204(b)

Annotated Code of Maryland

(As enacted by Chapter _____ (S.B. 724) of the Acts of the General Assembly of
2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 9 – Senator Reilly

EMERGENCY BILL

AN ACT concerning

**Anne Arundel County and the City of Annapolis – Alcoholic Beverages – Limited
Distillery License**

FOR the purpose of authorizing a Class 9 limited distillery license to be issued in Anne Arundel County and the City of Annapolis; making this Act an emergency measure; making certain provisions of this Act subject to a certain contingency; providing for the termination of certain provisions of this Act; and generally relating to a Class 9 distillery license in Anne Arundel County and the City of Annapolis.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 2–202.1

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 10–102 and 11–102

Annotated Code of Maryland

(As enacted by Chapter _____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic BeveragesSection 10–401 and 11–401Annotated Code of Maryland(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)Read the first time and referred to the Committee on Economic Matters.**Senate Bill 33 – Senator Astle**

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Licenses

~~FOR the purpose of allowing a license holder in Anne Arundel County to be issued a second or third alcoholic beverages license of a certain type for a restaurant if the restaurant is located in a shopping center that has a certain zoning classification; exempting certain alcoholic beverages licenses in the County from a prohibition against issuing multiple licenses to any one person; exempting a certain class of license from a prohibition against issuing an alcoholic beverages license for a location within a certain distance from a place of worship or school; authorizing a holder of a certain license to be issued a special music license, special entertainment license, special outdoor license, or special outdoor entertainment license; authorizing a holder of a certain license to be issued a special dancing license, except under certain conditions; making certain stylistic changes~~ authorizing in Anne Arundel County a holder of a certain license to be issued a music permit, an entertainment permit, an outdoor permit, or an outdoor entertainment permit; authorizing a holder of a certain license to be issued a dancing permit, except under certain circumstances; exempting certain alcoholic beverages licenses in the county from a prohibition against issuing multiple licenses to any one person; exempting a certain class of license from a prohibition against issuing an alcoholic beverages license for a location within a certain distance from a place of worship or school; allowing a license holder to be issued a second or third alcoholic beverages license of a certain type for a restaurant if the restaurant is located in a shopping center that has a certain zoning classification; and generally relating to alcoholic beverages licenses in Anne Arundel County.

~~BY repealing and reenacting, without amendments,~~~~Article 2B – Alcoholic Beverages~~~~Section 8–202.1(a) and 9–102(a)~~~~Annotated Code of Maryland~~~~(2011 Replacement Volume and 2015 Supplement)~~~~BY repealing and reenacting, with amendments,~~~~Article 2B – Alcoholic Beverages~~~~Section 8–202.1(j) and (k), 9–102(i), 9–203(e), and 12–202(a)~~~~Annotated Code of Maryland~~~~(2011 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 11-102

Annotated Code of Maryland

(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 11-1102, 11-1507, 11-1603, and 11-1607

Annotated Code of Maryland

(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 130 – Senator Mathias

AN ACT concerning

Worcester County – Alcoholic Beverages – Refillable Container Permit for Draft Beer

FOR the purpose of establishing a refillable container permit for draft beer in Worcester County; authorizing the Worcester County Board of License Commissioners to issue a refillable container permit for draft beer to certain holders of certain licenses under certain circumstances and conditions; ~~specifying that a refillable container permit authorizes a holder to sell draft beer for off-premises consumption in a certain refillable container under certain circumstances and conditions; specifying the term, hours for sale, and advertising, posting of notice, and public hearing requirements associated with a refillable container permit; specifying the hours of sale for the permit; specifying a permit fee; requiring an applicant for a refillable container permit to take certain actions before the Board may issue a refillable container permit to an applicant; requiring that certain receipts collected be included in certain calculations of average daily receipts; defining a certain term; and generally relating to refillable container permits for draft beer in Worcester County.~~

~~BY repealing and reenacting, with amendments,~~

~~Article 2B – Alcoholic Beverages~~

~~Section 8-103~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2015 Supplement)~~

~~BY adding to~~

~~Article 2B – Alcoholic Beverages~~

~~Section 8-224.1~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,
 Article 2B – Alcoholic Beverages
 Section 21-107
 Annotated Code of Maryland
 (2011 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,
 Article – Alcoholic Beverages
 Section 33-102
 Annotated Code of Maryland
 (As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,
 Article – Alcoholic Beverages
 Section 33-1101
 Annotated Code of Maryland
 (As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to
 Article – Alcoholic Beverages
 Section 33-1103
 Annotated Code of Maryland
 (As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 175 – Senator Astle

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Disposition of Fees

FOR the purpose of requiring the Anne Arundel County Board of License Commissioners to remit a certain administrative fee to the ~~Office of the~~ Comptroller instead of using the fee to cover certain expenses; requiring the Board to remit to the ~~Office of the~~ Comptroller, rather than to Anne Arundel County, all fees that the Board collects; requiring the ~~Office of the~~ Comptroller, ~~rather than the county,~~ from certain fees, to approve and remit to the county certain amounts necessary to pay from certain ~~receipts certain~~ salaries, benefits, and expenses ~~and;~~ requiring the Comptroller to remit the balance of certain fees to the county for certain purposes; and generally relating to the disposition of fees related to alcoholic beverages licenses in Anne Arundel County.

~~BY repealing and reenacting, with amendments,
 Article 2B – Alcoholic Beverages
 Section 10-104(c)(1) and 10-204(c)
 Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article 2B – Alcoholic Beverages~~

~~Section 10-204(a)~~

~~Annotated Code of Maryland~~

~~(2011 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 11-102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 11-207, 11-1405, and 11-1406

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 410 – Senators Ferguson, Brochin, Guzzone, Hough, and Klausmeier

AN ACT concerning

Distillery License Holders – Sale of Product to Participants in Guided Tours

FOR the purpose of repealing a certain provision of law that limits a distillery license holder to selling product and related merchandise to an individual on a guided tour of the distillery only if the license holder manufactures not more than a certain gallonage annually; and generally relating to sales of alcoholic beverages by holders of distillery licenses.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 2-202

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 483 – Senator Edwards

AN ACT concerning

Allegany County – Alcoholic Beverages – Minimum Age to Serve Liquor

FOR the purpose of altering in Allegany County the minimum age for an individual to serve liquor; and generally relating to alcoholic beverages in Allegany County.

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 9–1902
Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 523 – Washington County Senators

AN ACT concerning

Alcoholic Beverages – Washington County – Local Penalties

FOR the purpose of authorizing the Board of License Commissioners of Washington County to impose a certain fine on an employee of a holder of an alcoholic beverages license in the County under certain circumstances; and generally relating to the imposition of fines by the Board of License Commissioners of Washington County.

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 31–2702
Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 530 – Senator Eckardt

AN ACT concerning

Dorchester County – Class B Beer, Wine, and Liquor License – Minimum Seating Requirement

FOR the purpose of altering the minimum seating requirement for facilities for which a certain Class B beer, wine, and liquor license may be issued in Dorchester County; and generally relating to Class B beer, wine, and liquor licenses in Dorchester County.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 19–902

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 561 – Senator Ferguson

AN ACT concerning

Baltimore City – Alcoholic Beverages – ~~Class C Beer, Wine, and Liquor~~ Licenses

FOR the purpose of establishing in Baltimore City a Class D beer license to be issued to a holder of a Class 5 brewery license; specifying that the Class D beer license authorizes the license holder to sell at retail beer brewed on the brewery premises for on-premises consumption; requiring the Board of License Commissioners for Baltimore City to establish hours and days of sale under the license and an annual license fee; reducing the minimum amount of average daily receipts derived from the sale of food that is required for certain restaurants for which a Class B beer, wine, and liquor license is issued; authorizing the Board of License Commissioners for Baltimore City to issue Class C beer, wine, and liquor licenses and a Class D beer license in certain locations in Baltimore City; altering the areas for which the Board may waive certain distance restrictions between a building for which a license is transferred and a place of worship or school; and generally relating to ~~Class C beer, wine, and liquor~~ alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 12–102

Annotated Code of Maryland

(As enacted by Chapter __ (S.B. __)(6lr1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 12–604

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 12–1603, 12–1604(c)(2)(iv), and 12–1605(a)

Annotated Code of Maryland

(As enacted by Chapter __ (S.B. __)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 587 – Senators Madaleno, Nathan-Pulliam, Rosapepe, ~~and Young~~
Young, Conway, Simonaire, Bates, Salling, and Zucker**

AN ACT concerning

Alcoholic Beverages – Sale of Powdered Alcohol – Prohibition

FOR the purpose of prohibiting a person from selling or offering to sell alcoholic beverages that are sold in a powder or crystalline form for direct use or use in combination with water or any other substance; providing a certain penalty; and generally relating to a prohibition on the sale of powdered alcohol.

BY renumbering

Article – Alcoholic Beverages

Section 6–326, 6–327, 6–328, and 6–329, respectively

to be Section 6–327, 6–328, 6–329, and 6–330, respectively

Annotated Code of Maryland

(As enacted by Chapter ___ (S.B. ___)(6LR1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 6–326

Annotated Code of Maryland

(As enacted by Chapter ___ (S.B. ___)(6LR1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 624 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – Beer and Wine Festival (BWF) License

FOR the purpose of altering certain provisions of law relating to a wine festival in Calvert County; authorizing the Board of License Commissioners for Calvert County to issue a beer and wine festival (BWF) license to certain alcoholic beverages license holders or a certain nonprofit organization; providing for the scope of the beer and wine festival license; requiring the Board to choose not more than a certain number of weekends each year for the beer and wine festival; and generally relating to the sale of alcoholic beverages in Calvert County.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 14–1304

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 625 – Calvert County Senators

AN ACT concerning

Calvert County – Alcoholic Beverages – Special Event Festival Beer, Wine, and Liquor Permit – Attendance

FOR the purpose of repealing a requirement that an applicant for a special event festival beer, wine, and liquor permit in Calvert County demonstrate a reasonable expectation of attendance of at least a certain number of customers at the special event; and generally relating to alcoholic beverages in Calvert County.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 14–906

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 634 – Caroline County Senators

AN ACT concerning

Caroline County – Alcoholic Beverages – Refillable Container Permit

FOR the purpose of authorizing the Board of License Commissioners for Caroline County to issue a refillable container permit for draft beer to a holder of a Class B alcoholic beverages license or a Class H alcoholic beverages license; and generally relating to alcoholic beverages in Caroline County.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 15–1101

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 15–1102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 677 – Carroll County Senators

AN ACT concerning

Carroll County – Alcoholic Beverages Licenses – Beginning Hour of Sale

FOR the purpose of altering the beginning hour of sale for certain alcoholic beverages licenses issued in Carroll County; and generally relating to alcoholic beverages in Carroll County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 16–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 16–2004 and 16–2005

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 682 – Senator Edwards

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales

FOR the purpose of submitting to a referendum of the qualified voters of certain election districts and precincts of election districts in Garrett County the question of whether the holders of certain alcoholic beverages licenses in Garrett County should be authorized to sell alcoholic beverages for off–premises consumption on certain Sundays under certain circumstances; submitting to a referendum of the qualified voters of certain election districts and precincts of election districts in Garrett

County the question of whether the holders of certain alcoholic beverages licenses in Garrett County should be authorized to sell alcoholic beverages for on- or off-premises consumption on certain Sundays under certain circumstances; requiring the Board of County Commissioners and the Board of Supervisors of Elections of Garrett County to take certain actions regarding each referendum required under this Act; requiring the County Board of License Commissioners to report certain information to the Department of Legislative Services by a certain date; requiring the publishers of the Annotated Code of Maryland to list in the Annotated Code each district and precinct in Garrett County that has approved the sale of alcoholic beverages by certain license holders on Sundays; submitting this Act to a referendum of the qualified voters of certain election districts and precincts of election districts in Garrett County; and generally relating to the sale of alcoholic beverages in Garrett County on Sundays.

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 724 – The President (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

Alcoholic Beverages Article

FOR the purpose of adding a new article to the Annotated Code of Maryland, to be designated and known as the “Alcoholic Beverages Article”, to revise, restate, and recodify the laws of the State relating to the policy of the State regarding the regulation and control of the manufacture, sale, distribution, transportation, and storage of alcoholic beverages, the establishment of boards of license commissioners in certain jurisdictions, and the establishment of liquor control boards and departments of liquor control in certain jurisdictions; revising, restating, and recodifying certain provisions relating to the authority of the Office of the Comptroller to issue certain alcoholic beverages permits, manufacturer’s licenses, wholesaler’s licenses, boat licenses, railroad licenses, and airplane licenses; revising, restating, and recodifying certain provisions of law regarding beer regulation, including the Beer Franchise Fair Dealing Act and certain provisions regarding successor manufacturers; revising, restating, and recodifying certain provisions of law relating to the authority of certain boards of license commissioners in certain jurisdictions to issue certain beer licenses, beer and light wine licenses, beer and wine licenses, and beer, wine, and liquor licenses, the issuance of certain alcoholic beverages licenses for specific types of organizations and venues, and the authority of certain boards of license commissioners to authorize certain additional license privileges; revising, restating, and recodifying certain provisions relating to the authority of the Comptroller and certain boards to issue certain caterer’s licenses and the authority of certain boards to issue certain festival, sampling and tasting, per diem, multiple day, and multiple event licenses; revising, restating, and recodifying requirements for applying for certain licenses and requirements for the issuance or denial of certain licenses; revising, restating, and recodifying provisions

relating to certain licensing conditions, multiple licensing plans, requirements for the transfer of licenses, the substitution of names on licenses, and the renewal of licenses; revising, restating, and recodifying certain provisions regarding the conduct of license holders, the hours and days for the consumption and sale of alcoholic beverages, the revocation and suspension of licenses, and the expiration of licenses; revising, restating, and recodifying certain provisions of law relating to the death of a license holder, judicial review of decisions by a board of license commissioners, and unlicensed establishments; revising, restating, and recodifying certain provisions of law relating to the enforcement of the Alcoholic Beverages Article, prohibited acts, and penalties; defining certain terms; reestablishing certain provisions of law relating to the Board of License Commissioners for Kent County, subject to a certain contingency; repealing certain obsolete provisions; making certain conforming changes; providing for the construction and application of this Act; providing for the continuity of certain units and terms of certain officials; providing for the continuity of the status of certain transactions, employees, rights, duties, titles, interest, registrations, certifications, licenses, and permits; authorizing the publisher of the Annotated Code to make certain corrections in a certain manner; and generally relating to the laws of the State concerning alcoholic beverages.

BY repealing

Article 2B – Alcoholic Beverages

In its entirety

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY adding

New Article – Alcoholic Beverages

Section 1–101 through 33–2802 and the various titles

Annotated Code of Maryland

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 24–202 and 24–203

Annotated Code of Maryland

(As enacted by Section 2 of this Act)

BY repealing

Article – Alcoholic Beverages

Section 24–205

Annotated Code of Maryland

(As enacted by Section 2 of this Act)

Read the first time and referred to the Committee on Economic Matters.

**Senate Bill 725 – The President (By Request – Department of Legislative Services
– Code Revision)**

AN ACT concerning

Alcoholic Beverages – Cross-References and Corrections

FOR the purpose of correcting certain cross-references to the Alcoholic Beverages Article in the Annotated Code of Maryland; correcting certain errors in the Alcoholic Beverages Article; and generally relating to the Alcoholic Beverages Article and cross-references and corrections to it.

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 10–1201(e) and (f)
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 2–131(b), 16–2004(b)(2)(i), 21–903(d), 21–905(e)(1) and (2), 21–1304(c), and
21–1310(e)
Annotated Code of Maryland
(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 15–203(a)(5)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–409(a)(2)(xv)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–114(a)(1), 10–118(a)(1), 10–119(b)(1)(iii), 10–121(a), and 10–125(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 4–101(c)(1)(ii)1.
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law
Section 16–207(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 24–501(e)(2)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 2–401(c)(4)(vii) and 27–801(c)(3)(vii)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 5–105(a) and 18–203(a)(5)
Annotated Code of Maryland
(2013 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 11–116(a)(2)(xii) and (b)(2)(xii)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 14–123(e)(2)(iii), 14–124(e)(2)(iii), 14–125(e)(2)(iii), and 14–125.1(g)(2)(iii)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–24(b)(4), 9–1A–37(a), and 12–101(a)(9)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 5–301(c), 5–302, 10–735(a)(5), 13–834(b)(2), and 13–841(a)(1)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 11–101(m)(13)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 3 of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Transportation

Section 21–903(d)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #6

CONSENT CALENDAR #4

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>			
HB 543	FAV	Allegany County Delegation	Allegany County – Alcoholic Beverages – Minimum Age to Serve Liquor
HB 549	FAV	Caroline County Delegation	Caroline County – Alcoholic Beverages – Refillable Container Permit
HB 632	FAV	Howard County Delegation	Howard Co – Alchlc Bevs – Luxury Restaurants and Farm Breweries – Licenses Ho. Co. 14–16
HB 654	FAV	Howard County Delegation	Howard County – Alcoholic Beverages – Class D Beer, Wine, and Liquor Licenses Ho. Co. 10–16

BILL NO.	REPORT	SPONSOR	CONTENT
HB 706	FAV	Del. Jameson	Charles Co – Alchlc Bevs – Entertainment Concessionaire and Entertainment Facility Licenses
HB 717	FAV	Dorchester County Delegation	Dorchester County – Class B Beer, Wine, and Liquor License – Minimum Seating Requirement
HB 779	FAV	Del. Parrott	Alcoholic Beverages – Washington County – Local Penalties
HB 791	FAV	Carroll County Delegation	Carroll County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License
HB 840	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Theater License
HB 841	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Hotel Lobby License
HB 842	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Art Gallery Beer and Wine License
HB 844	FAV	Frederick County Delegation	Frederick County – Alcohol Awareness Program – Absence From Licensed Premises
HB 994	FAV	Allegany County Delegation	Allegany County – Alcoholic Beverages – Sunday Sales for Class A Licenses
HB 1029	FAV	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Class BD–BWL License – Hours of Sale MC 17–16

BILL NO.	REPORT	SPONSOR	CONTENT
HB 1031	FAV	Frederick County Delegation	Frederick County – Alcoholic Beverages – Refillable Container Permits
HB 1068	FAV	Del. Hammen	Baltimore City – Alcoholic Beverages – Pub Crawl Promoter’s Permits
HB 1073	FAV	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – License Applications – Online Notice MC 5–16
HB 1074 (Emerg)	FAV	Montgomery County Delegation	Montgomery County – Laytonsville – Alcoholic Beverages Licenses MC 22–16
HB 1076	FAV	Montgomery County Delegation	Montgomery County – Alcoholic Beverages – Sports Stadium License MC 19–16
HB 1109	FAV	Frederick County Delegation	Frederick County – Dry Election Districts – Repeal
HB 1156	FAV	Calvert County Delegation	Calvert County – Alcoholic Beverages – Beer or Wine Festival License
HB 1320 (Removed from Calendar)			
HB 1353	FAV	Calvert County Delegation	Calvert County – Alcoholic Beverages – Special Event Festival Permit

Favorable report adopted on all of the preceding bills.

Read the second time and ordered prepared for Third Reading on all of the preceding bills.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1320 – Delegate B. Wilson

AN ACT concerning

Washington County – Alcoholic Beverages – Class CT (Cinema/Theater) License

Favorable report adopted.

FLOOR AMENDMENT

HB1320/413098/2

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1320

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “sell” insert “and serve”; and in line 15, after “fee;” insert “providing for the termination of this Act.”.

AMENDMENT NO. 2

On page 4, in line 23, strike “**THE**” and substitute “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE**”; and in the same line, after “**SELL**” insert “**OR SERVE**”.

On page 5, after line 5, insert:

“(2) A LICENSE HOLDER MAY EXERCISE THE PRIVILEGES OF THE LICENSE ONLY ON THURSDAYS.”;

in lines 6 and 8, strike “**(2)**” and “**(3)**”, respectively, and substitute “**(3)**” and “**(4)**”, respectively; and strike in their entirety lines 20 through 23, inclusive.

On page 6, in line 28, after “2016.” insert “It shall remain effective for a period 15 months and, at the end of October 1, 2017, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #7

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 299 – Delegate Otto

AN ACT concerning

Worcester County – Alcoholic Beverages – Refillable Container Permit for Draft Beer

HB0299/623090/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 299

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “specifying” in line 7 through “permit;” in line 11 and substitute “specifying the hours of sale for the permit; specifying a permit fee;”; and in line 14, strike “defining a certain term;”.

On pages 1 and 2, strike in their entirety the lines beginning with line 16 on page 1 through line 2 on page 2, inclusive, and substitute:

“BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 33–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 33–1101

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 33–1103Annotated Code of Maryland

(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)”.

AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 5 on page 2 through line 7 on page 5, inclusive, and substitute:

“Article – Alcoholic Beverages

33–102.

This title applies only in Worcester County.

33–1101.

(a) The following sections of Title 4, Subtitle 11 (“Additional License Privileges”) of Division I of this article apply in the County without exception or variation:

(1) § 4–1102 (“Corkage – Consuming wine not purchased from license holder on licensed premises”); and

(2) § 4–1103 (“Removal of partially consumed bottle of wine from licensed premises”).

(b) [The following sections] SECTION 4–1105 (“REFILLABLE CONTAINER PERMIT – WINE”) of Title 4, Subtitle 11 (“Additional License Privileges”) of Division I of this article [do] DOES not apply in the County[:

(1) § 4–1104 (“Refillable container permit – Draft beer”); and

(2) § 4–1105 (“Refillable container permit – Wine”)].

(C) SECTION 4–1104 (“REFILLABLE CONTAINER PERMIT – DRAFT BEER”) OF TITLE 4, SUBTITLE 11 (“ADDITIONAL LICENSE PRIVILEGES”) OF DIVISION I OF THIS ARTICLE APPLIES IN THE COUNTY, SUBJECT TO § 33–1103 OF THIS SUBTITLE.

33–1103.

(A) THE BOARD MAY ISSUE A REFILLABLE CONTAINER PERMIT FOR DRAFT BEER TO A HOLDER OF A CLASS B OR CLASS D LICENSE.

(B) BEFORE THE BOARD ISSUES THE PERMIT TO AN APPLICANT, THE APPLICANT SHALL:

(1) COMPLETE THE FORM THAT THE BOARD PROVIDES; AND

(2) PAY AN ANNUAL PERMIT FEE OF \$500.

(C) THE HOURS OF SALE FOR THE PERMIT:

(1) BEGIN AT THE SAME TIME AS THOSE FOR THE UNDERLYING LICENSE; AND

(2) END AT MIDNIGHT.

(D) RECEIPTS COLLECTED UNDER THE PERMIT SHALL BE INCLUDED IN THE CALCULATION OF AVERAGE DAILY RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES UNDER A CLASS B RESTAURANT LICENSE AND A CLASS B HOTEL LICENSE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 642 – Delegates Sophocleus, Carey, and Chang

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Licenses

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 642

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Sophocleus, Carey, and Chang” and substitute “Anne Arundel County Delegation”.

AMENDMENT NO. 2

On page 1, in lines 3 and 5, in each instance, strike “certain” and substitute “Class BLX”.

AMENDMENT NO. 3

On page 7 in line 17, and on page 8 in line 16, in each instance, strike “**OR MDX-C**”; and in the same lines, in each instance, after “Commercial” insert “**OR MXD-C (MIXED USE COMMERCIAL)**”.

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 655 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Class D Licenses
Ho. Co. 7-16**

HB0655/573992/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 655

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “partnership, a corporation, or an unincorporated association” and substitute “person”; and strike in their entirety lines 10 through 14, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 23–1606

Annotated Code of Maryland

(As enacted by Chapter (SB. 724) of the Acts of the General Assembly of 2016)”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 17 on page 1 through line 4 on page 3, inclusive, and substitute:

“Article – Alcoholic Beverages

23–1606.

(a) **(1)** Subject to subsections (b) and (c) of this section, the Board may issue to an individual or for the use of a person ONE OF THE FOLLOWING GROUPS OF LICENSES BUT NOT BOTH:

[(1)](I) ONE CLASS D (ON- AND OFF-SALE) BEER, WINE, AND LIQUOR LICENSE, two Class B (on-sale) beer, wine, and liquor licenses and seven Class BLX (luxury restaurant)(on-sale) beer, wine, and liquor licenses; or

[(2)](II) ONE CLASS D (ON- AND OFF-SALE) BEER, WINE, AND LIQUOR LICENSE AND nine Class BLX (luxury restaurant)(on-sale) beer, wine, and liquor licenses.

(2) THE LICENSES SPECIFIED IN PARAGRAPH (1) OF THIS SUBSECTION ARE FOR SEPARATE PREMISES.

(b) A person may not have a direct or indirect interest in any combination of more than ONE CLASS D AND nine Class B and Class BLX licenses.

(c) For purposes of this section, an indirect interest is presumed to exist between two persons if both:

- (1) have a common parent company;
- (2) are linked by a franchise agreement, licensing agreement, or a concession agreement;
- (3) are part of a chain of businesses commonly owned and operated;
- (4) share:
 - (i) directors, stockholders, partners, or members; or
 - (ii) directors, stockholders, partners, or members of parents or subsidiaries;
- (5) share, directly or indirectly, profit from the sale of alcoholic beverages;
or
- (6) share a common trade name, trademark, logo, or theme, or mode of operation identifiable by the public.”.

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 737 – Carroll County Delegation

AN ACT concerning

Carroll County – Alcoholic Beverages Licenses – Beginning Hour of Sale

HB0737/883694/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 737

(First Reading File Bill)

On page 2, in line 3, strike “or 7–day”; in line 8, after “sell” insert “OR PROVIDE”; in line 9, strike “ON– OR off–premises” and substitute “ON–PREMISES”; in line 10, strike “11 p.m.” and substitute “1 A.M.”; and after line 12, insert:

“(3) A HOLDER OF A 7–DAY CLASS B BEER AND WINE LICENSE MAY SELL BEER AND WINE FOR OFF–PREMISES CONSUMPTION ON MONDAY THROUGH SUNDAY FROM 8 A.M. TO 11 P.M.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 995 – Allegany County Delegation

AN ACT concerning

Allegany County – Alcoholic Beverages – Sunday Sales

HB0995/293197/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 995

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after the semicolon insert “submitting this Act to a referendum of the qualified voters of Allegany County;”.

AMENDMENT NO. 2

On page 5, in line 4, after “That” insert “before this Act becomes effective it shall first be submitted to a referendum of the qualified voters of Allegany County at the general election to be held in November of 2016. The County governing body and the Allegany County Board of Elections shall do those things necessary and proper to provide for and hold the referendum required by this section. If a majority of the votes cast on the question are “For the referred law” the provisions of this Act shall become effective on the 30th day

following the official canvass of votes for the referendum, but if a majority of the votes cast on the question are “Against the referred law” the provisions of this Act are of no effect and null and void.

SECTION 3. AND BE IT FURTHER ENACTED, That, subject to the provisions of Section 2 of this Act and for the sole purpose of providing for the referendum required by Section 2 of this Act.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1028 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales

HB1028/103396/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 1028

(First Reading File Bill)

On page 2, in line 9, after “8–1,” insert “8–2.”

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1051 – Delegate Lisanti

AN ACT concerning

Harford County – Alcoholic Beverages – Community College License**HB1051/293692/2**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1051

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Lisanti” and substitute “Harford County Delegation”; in line 5, strike “an officer” and substitute “officers”; and in line 9, after “events;” insert “limiting the number of days per year the license holder may sell beer and wine at certain events;”.

AMENDMENT NO. 2

On page 2, in line 7, strike “AN OFFICER” and substitute “OFFICERS”; in line 21, after “(D)” insert “(1)”; in lines 23 and 24, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and after line 24, insert:

“(2) THE LICENSE HOLDER MAY SELL BEER AND WINE AT EVENTS THAT ARE HELD ON THE COMMUNITY COLLEGE CAMPUS FOR A MAXIMUM OF 25 DAYS PER YEAR.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1062 – St. Mary’s County Delegation

AN ACT concerning

**St. Mary’s County – Alcoholic Beverages – Permits, Training, Prohibited Acts,
and Violations**

HB1062/763195/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1062
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after “establishment;” insert “providing that a person who violates a certain law is subject to license revocation or suspension and a certain civil penalty imposed by the Board;”.

AMENDMENT NO. 2

On page 3, in lines 16, 18, and 20, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “(1)”, “(2)”, and “(3)”, respectively.

On page 4, in line 16, after “(a)” insert “(1)”; strike beginning with the colon in line 16 down through “(2)” in line 19; and after line 21, insert:

“(2) IF THE BOARD FINDS THAT A PERSON HAS VIOLATED A LAW RELATING TO LICENSING THE SALE OF ALCOHOLIC BEVERAGES, THE BOARD MAY:

(I) REVOKE OR SUSPEND THE PERSON’S LICENSE;

(II) IMPOSE A CIVIL PENALTY NOT EXCEEDING \$1,000; OR

(III) BOTH REVOKE OR SUSPEND THE PERSON’S LICENSE AND IMPOSE A CIVIL PENALTY NOT EXCEEDING \$1,000.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1064 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Sale of Alcoholic Beverages – Distance From Places of
Worship
MC 18–16**

HB1064/453594/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1064

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Worship” insert “, Schools, and Youth Centers”; in lines 7 and 10, in each instance, after “worship” insert “, an elementary or secondary school, or a certain youth center”; and in line 12, strike “and reenacting, with amendments,”.

AMENDMENT NO. 2

On pages 1 through 4, strike in their entirety the lines beginning with line 21 on page 1 through line 7 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1072 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Various Licenses

HB1072/643897/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1072

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “7–day”; in line 20, strike “21–903(f),”; and after line 23, insert:

“BY adding to

Article – Alcoholic BeveragesSection 21–602(e), 21–802(e), 21–803(f), 21–805(f), 21–902(h), 21–903(f) and (g), and 21–905(f)Annotated Code of Maryland(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)BY repealingArticle – Alcoholic BeveragesSection 21–903(f)Annotated Code of Maryland(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016).AMENDMENT NO. 2

On page 2, in line 8, strike “new–license” and substitute “**BOARD SHALL CHARGE A ONE–TIME**”; in the same line, strike “is \$150 and shall be paid in addition” and substitute “**FOR A NEW LICENSE IN AN AMOUNT EQUAL**”; in line 12, after “The” insert “**ANNUAL LICENSE**”; in line 13, after “(1)” insert “**\$150**”; strike beginning with the colon in line 13 down through “fee” in line 15; in line 16, after “(2)” insert “**\$250**”; strike beginning with the colon in line 16 down through “fee” in line 18; in line 19, after “(3)” insert “**\$175**”; strike beginning with the colon in line 19 down through “**FEE**” in line 21; and in line 22, after “(4)” insert “**\$275**”.

On pages 2 and 3, strike beginning with the colon in line 22 on page 2 down through “**FEE**” in line 1 on page 3.

On page 3 after line 1 and on page 4 after line 11, in each instance, insert:

“(E) THE BOARD SHALL CHARGE A ONE–TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE FEE.”

On page 3, in line 7, strike “new–license issuing fee is \$150 and” and substitute “**BOARD**”; in the same line, strike “be paid in addition” and substitute “**CHARGE A ONE–TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL**”; strike beginning with “one–time” in line 11 down through “The” in line 12; after line 14, insert:

“(2) THE BOARD SHALL CHARGE A ONE–TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE FEE.”;

in line 20, strike “issuing fee for a new license is \$350, in addition” and substitute “**BOARD SHALL CHARGE A ONE-TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL**”; in line 24, after “(d)” insert “**THE ANNUAL LICENSE FEES ARE:**”; and in the same line, strike “For” and substitute “**\$350 FOR**”.

AMENDMENT NO. 3

On pages 3 and 4, strike beginning with the colon in line 24 on page 3 down through the period in line 2 on page 4 and substitute a semicolon.

On page 4, in line 3, strike “For” and substitute “**\$475 FOR**”; strike beginning with the colon in line 3 down through the period in line 5 and substitute a semicolon; in line 6, strike “FOR” and substitute “**\$410 FOR**”; strike beginning with the colon in line 6 down through the period in line 8 and substitute “**; AND**”; in line 9, strike “FOR” and substitute “**\$535 FOR**”; strike beginning with the colon in line 9 down through “**\$535**” in line 11; in line 14, after “(e)” insert “**THE ANNUAL LICENSE FEES ARE:**”; in the same line, strike “For” and substitute “**\$500 FOR**”; strike beginning with the colon in line 14 down through the period in line 16 and substitute a semicolon; in line 17, strike “For” and substitute “**\$625 FOR**”; in the same line, strike beginning with the colon in line 17 down through the period in line 19 and substitute a semicolon; in line 20, strike “FOR” and substitute “**\$585 FOR**”; strike beginning with the colon in line 20 down through the period in line 22 and substitute “**; AND**”; and in line 23, strike “FOR” and substitute “**\$710 FOR**”.

On pages 4 and 5, strike beginning with the colon in line 23 on page 4 down through “**\$710**” in line 2 on page 5.

On page 5, after lines 2 and 16, in each instance, insert:

“(F) THE BOARD SHALL CHARGE A ONE-TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE FEE.”;

in line 5, after “(e)” insert “**THE ANNUAL LICENSE FEES ARE:**”; in the same line, strike “For” and substitute “**\$350 FOR**”; strike beginning with the colon in line 5 down through the period in line 7 and substitute a semicolon; in line 8, strike “For” and substitute “**\$475 FOR**”; strike beginning with the colon in line 8 down through the period in line 10 and substitute a semicolon; in line 11, strike “FOR” and substitute “**\$410 FOR**”; strike beginning with the colon in line 11 down through the period in line 13 and substitute “**; AND**”; in line 14, strike “FOR” and substitute “**\$535 FOR**”; strike beginning with the colon

in line 14 down through “**\$535**” in line 16; in line 19, after “(g)” insert “**THE ANNUAL LICENSE FEES ARE:**”; in the same line, strike “For” and substitute “**\$1,500 FOR**”; strike beginning with “, the” in line 19 down through the period in line 20 and substitute a semicolon; in line 21, strike “For” and substitute “**\$2,000 FOR**”; strike beginning with “, the” in line 21 down through the period in line 22 and substitute a semicolon; in line 23, strike “**FOR**” and substitute “**\$1,750 FOR**”; and strike beginning with “, **THE**” in line 23 down through the period in line 24 and substitute “**; AND**”.

AMENDMENT NO. 4

On page 6, in line 1, strike “**FOR**” and substitute “**\$2,250 FOR**”; strike beginning with “, **THE**” in line 1 down through “**\$2,000**” in line 2; after line 2, insert:

“(H) THE BOARD SHALL CHARGE A ONE-TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE FEE.”;

strike in their entirety lines 5 through 10, inclusive, and substitute:

“(F) THE ANNUAL LICENSE FEES ARE:

(1) \$2,250 FOR A 6-DAY LICENSE WITHOUT A CATERING OPTION;

(2) \$2,750 FOR A 6-DAY LICENSE WITH A CATERING OPTION;

(3) \$2,625 FOR A 7-DAY LICENSE WITHOUT A CATERING OPTION; AND

(4) \$3,125 FOR A 7-DAY LICENSE WITH A CATERING OPTION.

“(G) THE BOARD SHALL CHARGE A ONE-TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE FEE.”;

in line 16, strike “issuance” and substitute “**BOARD SHALL CHARGE A ONE-TIME ISSUING**”; in the same line, strike “is \$1,500, in addition” and substitute “**IN AN AMOUNT EQUAL**”; and in line 22, after “(e)” insert “**THE ANNUAL LICENSE FEES ARE:**”.

AMENDMENT NO. 5

On pages 6 and 7, strike beginning with “(1)” in line 22 on page 6 down through the period in line 14 on page 7 and substitute:

- “(1) \$1,500 FOR A 6-DAY (ON-SALE) LICENSE WITHOUT A CATERING OPTION;
- (2) \$2,000 FOR A 6-DAY (ON-SALE) LICENSE WITH A CATERING OPTION;
- (3) \$3,000 FOR A 6-DAY (OFF-SALE) LICENSE;
- (4) \$1,750 FOR A 7-DAY (ON-SALE) LICENSE WITHOUT A CATERING OPTION;
- (5) \$2,250 FOR A 7-DAY (ON-SALE) LICENSE WITH A CATERING OPTION; AND
- (6) \$3,500 FOR A 7-DAY (OFF-SALE) LICENSE.

(F) THE BOARD SHALL CHARGE A ONE-TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE FEE.”.

On page 7, in line 17, strike “fee FOR A 6-DAY LICENSE is” and substitute “FEES ARE”; in lines 18, 19, and 21, in each instance, after “a” insert “6-DAY”; in line 20, strike “and”; strike beginning with the period in line 21 down through “IS:” in line 22 and substitute a semicolon; in lines 23, 25, and 27, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “(IV)”, “(V)”, and “(VI)”, respectively; in lines 23, 25, and 27, in each instance, after “A” insert “7-DAY”; in line 29, strike “(3)” and substitute “(F)”; in the same line, strike “an” and substitute “A ONE-TIME”; and in the same line, after “fee” insert “FOR A NEW LICENSE”.

AMENDMENT NO. 6

On page 8, in line 3, strike “FOR A 6-DAY LICENSE”; in line 4, after “(i)” insert “\$3,000 FOR A 6-DAY LICENSE”; in the same line, strike “, \$3,000; and” and substitute a semicolon; in line 5, after “(ii)” insert “\$1,500”; in the same line, strike “, \$1,500.” and substitute “FOR A 6-DAY LICENSE;”; strike beginning with “(2)” in line 6 down through “(I)” in line 7 and substitute:

“(III) \$3,500 FOR A 7-DAY LICENSE”;

in line 7, strike “, \$3,500”; in line 8, strike “(II)” and substitute “(IV) \$1,750”; in the same line, strike “, \$1,750” and substitute “FOR A 7-DAY LICENSE”; and in line 9, strike “(3)” and substitute “(F)”.

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 1210 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class C Beer, Wine, and Liquor Licenses

HB1210/413898/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1210

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Class C Beer, Wine, and Liquor”; in line 3, after the first “of” insert “establishing in Baltimore City a Class D beer license to be issued to a holder of a Class 5 brewery license; specifying that the Class D beer license authorizes the license holder to sell at retail beer brewed on the brewery premises for on-premises consumption; requiring the Board of License Commissioners for Baltimore City to establish hours and days of sale under the license and an annual license fee; reducing the minimum amount of average daily receipts derived from the sale of food that is required for certain restaurants for which a Class B beer, wine, and liquor license is issued;”; in the same line, strike “of License Commissioners for Baltimore City”; in line 4, after “licenses” insert “and a Class D beer license”; in line 7, strike “Class C beer, wine, and liquor” and substitute “alcoholic beverages”; after line 12, insert:

“BY adding to

Article – Alcoholic Beverages

Section 12-604

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)”;

and in line 15, after “12-1603” insert “, 12-1604(c)(2)(iv).”.

AMENDMENT NO. 2

On page 1, after line 22, insert:

“12-604.

(A) THERE IS A CLASS D BEER LICENSE.

(B) THE LICENSE MAY BE ISSUED TO A HOLDER OF A CLASS 5 BREWERY LICENSE.

(C) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL AT RETAIL BEER BREWED ON THE BREWERY PREMISES FOR ON-PREMISES CONSUMPTION.

(D) THE BOARD SHALL ESTABLISH:

(1) THE HOURS AND DAYS OF SALE UNDER THE LICENSE; AND

(2) THE ANNUAL LICENSE FEE.”.

AMENDMENT NO. 3

On page 2, in line 25, strike “OR”; and in line 28, after “DISTRICT” insert “;OR

(6) SUBJECT TO SUBSECTION (D) OF THIS SECTION, A CLASS D BEER LICENSE FOR THE AREA IN WARD 24, PRECINCT 5 THAT IS BOUNDED BY EAST FORT AVENUE ON THE NORTH, THE CSX ACCESS WAY ON THE EAST, EAST MCCOMAS STREET ON THE SOUTH, AND WHETSTONE WAY ON THE WEST.

(D) A CLASS D BEER LICENSE MAY BE TRANSFERRED INTO THE AREA SPECIFIED UNDER SUBSECTION (C)(6) OF THIS SECTION IF ORIGINALLY ISSUED FOR ANOTHER AREA”;

and after line 28, insert:

“12-1604.

(c) (2) The Board may issue a Class B beer, wine, and liquor license:

(iv) for not more than three restaurants in a business planned unit development in ward 24, precinct 5, if each restaurant:

1. has a minimum capital investment of \$700,000;
2. has seating for more than 75 individuals, but not more than 150 individuals;
3. has average daily receipts from the sale of food that are at least [65%] 51% of the total daily receipts of the restaurant; and
4. except as provided in paragraph (5) of this subsection, may not sell for off-premises consumption.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #8

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 550 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Distillery License Holders – Sale of Product to Participants in Guided Tours

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 616 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Class 1 Distillery Licenses

HB0616/283397/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 616

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 13 down through “fee;” in line 14.

AMENDMENT NO. 2

On page 4, in line 1, strike the brackets; and in the same line, strike “\$1,000”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 739 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Nonprofit Beer Festival Permit – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1316 – Delegate Arentz

AN ACT concerning

Alcoholic Beverages – Class 9 Limited Distillery 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:

House Bill 1337 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Liquor – Manufacturer’s and Wholesaler’s Licenses and Permits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #9

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 744 – Delegates Kramer, Angel, Barkley, B. Barnes, Barve, Branch, Brooks, Chang, Cullison, Fraser-Hidalgo, Frush, Healey, Krimm, Luedtke, McComas, Morales, Pena-Melnyk, Platt, Reznik, Valderrama, and Waldstreicher

AN ACT concerning

Senior Call-Check Service Program – Establishment

HB0744/423590/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 744

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, Carey, Frick, Glenn, Jameson, Lisanti, Vaughn, and C. Wilson”; and strike beginning with “altering” in line 4 down through “circumstances;” in line 5.

AMENDMENT NO. 2

On page 3, in line 28, on page 5, in lines 5 and 10, and on page 6, in line 3, in each instance, strike “§ 3A-602(a) AND §” and substitute “§§ 3A-602(A) AND”.

On page 4, in lines 16 and 17, strike “§ 3A-602(a) AND §” and substitute “§§ 3A-602(A) AND”.

On page 6, in line 8, strike “(1)”; and in lines 10, 12, 14, 16, 21, 22, 25, 28, and 29, strike “(2)”, “(3)”, “(4)”, “(5) (I)”, “(II)”, “1.”, “2.”, “3.”, and “2”, respectively, and substitute “(B)”, “(C)”, “(D)”, “(E) (1)”, “(2)”, “(I)”, “(II)”, “(III)”, and “(II)”, respectively; and in line 29, strike “SUBPARAGRAPH” and substitute “PARAGRAPH”.

AMENDMENT NO. 3

On page 4, in line 21, strike the brackets; strike beginning with “EXCEPT” in line 21 down through “THE” in line 22; and strike beginning with “THE” in line 24 down through “(III)” in line 28.

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:

House Bill 1144 – Delegate W. Miller

AN ACT concerning

Gas and Electric Companies – Retail Choice Customer Education and Protection Fund

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1182 – Delegate Sydnor

AN ACT concerning

**Charitable Organizations and Representatives – Fund-Raising Counsel –
Definition**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters recommended the following Bill be re-referred to the Committee on Environment and Transportation:

**House Bill 1552 – Prince George’s County Delegation and Montgomery County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Polybutylene Connection Pipe
Replacement Loan Program
PG/MC 115-16**

The Bill was re-referred to the Committee on Environment and Transportation.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT
#4**

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**House Bill 403 – Delegates Morhaim, Branch, Bromwell, Fennell, Glenn, Kipke,
Krebs, Lam, McCray, Miele, W. Miller, Oaks, B. Robinson, Szeliga, Vaughn,
Walker, and West**

AN ACT concerning

**Construction Contracts – Change Orders
(State Procurement Change Order Fairness Act)**

HB0403/546189/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 403
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “order;” insert “providing that certain acceptance letters for certain procurement contracts for construction have the same force and effect as change orders for certain purposes until certain units issue written change orders;”; strike beginning with “prime” in line 8 down through “refuse” in line 9 and substitute “refusal”; in line 11, after “officer;” insert “prohibiting a change order from being required, under certain circumstances, for work to continue and be completed beyond certain quantities; requiring a certain unit to make a certain determination and issue a certain change order after certain work is completed;”; and in line 20, after “law” insert “or regulation”.

AMENDMENT NO. 2

On page 6, in line 24, after “(1)” insert “(I)”; in the same line, strike “PARAGRAPH (2) OF THIS SUBSECTION” and substitute “SUBPARAGRAPH (II) OF THIS PARAGRAPH”; in line 26, strike “(2)” and substitute “(II)”; after line 28, insert:

“(2) FOR PURPOSES OF THIS SECTION, A WRITTEN ACCEPTANCE LETTER FOR A STATE HIGHWAY ADMINISTRATION OR MARYLAND AVIATION ADMINISTRATION PROCUREMENT CONTRACT FOR CONSTRUCTION SHALL HAVE THE SAME FORCE AND EFFECT AS A CHANGE ORDER UNTIL THE STATE HIGHWAY ADMINISTRATION OR MARYLAND AVIATION ADMINISTRATION ISSUES A WRITTEN CHANGE ORDER.”;

and in line 29, strike “PARAGRAPH (2)” and substitute “PARAGRAPHS (2) AND (3)”.

AMENDMENT NO. 3

On page 7, strike beginning with “ON” in line 1 down through “BASIS” in line 3 and substitute a comma; in line 3, after “CONTRACT” insert “, ON:”

(I) AN AGREED-TO PRICE WHICH MAY INCLUDE A PRE-ESTABLISHED CATALOG OR UNIT PRICES BASED ON LOCAL PREVAILING WAGE RATES AND EQUIPMENT AND MATERIAL COSTS FOR EACH TASK REQUIRED FOR THE CHANGE ORDER AS INCLUDED IN THE BID DOCUMENTS AT THE TIME OF BID;

(II) A FORCE ACCOUNT;

(III) A CONSTRUCTION CHANGE DIRECTIVE; OR

(IV) A TIME AND MATERIALS BASIS”;

in line 11, strike “PRIME CONTRACTOR TO REFUSE” and substitute “REFUSAL”; and after line 23, insert:

“(3) (I) IF A UNIT IS TO PAY FOR A CONTRACT OR A PART OF A CONTRACT USING A UNIT PRICE METHODOLOGY, A CHANGE ORDER MAY NOT BE REQUIRED FOR WORK TO CONTINUE AND BE COMPLETED BEYOND THE ESTIMATED QUANTITIES IN THE CONTRACT.

(II) AFTER WORK IS COMPLETED, A UNIT SHALL:

1. DETERMINE THE ACTUAL QUANTITY USED TO COMPLETE THE CONTRACT; AND

2. IF NECESSARY, ISSUE A FINAL ADJUSTMENT CHANGE ORDER TO THE CONTRACTOR.”

AMENDMENT NO. 4

On page 8, in line 7, after “LAW” insert “OR REGULATION”; and in line 24, strike “of Metro Washington”.

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 490 – Delegate Cullison

AN ACT concerning

Maryland Nurse Practice Act – Peer Review and Advisory Committees and Penalties

HB0490/296686/1

BY: Health and Government Operations Committee

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “advice;” insert “providing that a member of a peer advisory committee is entitled to receive certain compensation and reimbursement for certain expenses;”.

AMENDMENT NO. 2

On page 2, in line 22, before “**THE**” insert “**(A)**”; and after line 24, insert:

“**(B) A MEMBER OF A PEER ADVISORY COMMITTEE IS ENTITLED TO RECEIVE:**

(1) COMPENSATION, AS DETERMINED BY THE BOARD; AND

(2) REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.”

AMENDMENT NO. 3

On page 3, strike beginning with “**(1)**” in line 6 down through “a” in line 7 and substitute “**A**”; in line 8, strike “**(E)**” and substitute “**(E-1)**”; and strike in their entirety lines 11 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:

House Bill 555 – Delegate Kipke

AN ACT concerning

**Office of Cemetery Oversight – Perpetual Care Trust Funds – 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:

House Bill 639 – Delegates Kelly, Frick, Jalisi, Korman, Lam, Reznik, and Waldstreicher

AN ACT concerning

Health Insurance – Provider Claims – Payment by Credit Card – Prohibited

HB0639/176587/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 639

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, Hill, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnik, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”; in line 2, strike “– Prohibited” and substitute “or Electronic Funds Transfer Payment Method”; in line 3, strike “prohibiting” and substitute “authorizing”; in line 4, strike “from paying” and substitute “, under certain circumstances, to pay”; and in line 5, after “card” insert “or electronic funds transfer payment method that imposes a fee or similar charge; requiring the acceptance by a certain provider or the provider’s designee of a certain payment method to apply to certain claims”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 18 through 25, inclusive, and substitute:

“(D) (1) (I) IN THIS SUBSECTION, “CREDIT CARD” MEANS A CREDIT, DEBIT, PREPAID, OR STORED–VALUE CARD USED TO MAKE A PAYMENT THROUGH A PRIVATE CARD NETWORK.

(II) “CREDIT CARD” INCLUDES A METHOD OF PAYMENT TO A PROVIDER WHERE NO PHYSICAL CARD IS PRESENTED.

(2) AN INSURER, A NONPROFIT HEALTH SERVICE PLAN, OR A HEALTH MAINTENANCE ORGANIZATION MAY PAY A CLAIM UNDER SUBSECTION (C) OF THIS SECTION, OR A PORTION OF A CLAIM UNDER SUBSECTION (F) OF THIS SECTION,

USING A CREDIT CARD OR AN ELECTRONIC FUNDS TRANSFER PAYMENT METHOD THAT IMPOSES ON THE PROVIDER A FEE OR SIMILAR CHARGE TO PROCESS THE PAYMENT IF:

(I) THE INSURER, NONPROFIT HEALTH SERVICE PLAN, OR HEALTH MAINTENANCE ORGANIZATION NOTIFIES THE PROVIDER IN ADVANCE OF THE PAYMENT THAT:

1. A FEE OR SIMILAR CHARGE ASSOCIATED WITH THE USE OF THE CREDIT CARD OR ELECTRONIC FUNDS TRANSFER PAYMENT METHOD WILL APPLY; AND

2. THE PROVIDER WILL NEED TO CONSULT THE PROVIDER'S MERCHANT PROCESSOR OR FINANCIAL INSTITUTION FOR THE SPECIFIC RATES;

(II) THE INSURER, NONPROFIT HEALTH SERVICE PLAN, OR HEALTH MAINTENANCE ORGANIZATION OFFERS THE PROVIDER AN ALTERNATIVE PAYMENT METHOD THAT DOES NOT IMPOSE A FEE OR SIMILAR CHARGE ON THE PROVIDER; AND

(III) THE PROVIDER OR THE PROVIDER'S DESIGNEE ELECTS TO ACCEPT PAYMENT OF THE CLAIM OR A PORTION OF THE CLAIM USING THE CREDIT CARD OR ELECTRONIC FUNDS TRANSFER PAYMENT METHOD.

(3) IF A PROVIDER PARTICIPATES ON A PROVIDER PANEL OF AN INSURER, A NONPROFIT HEALTH SERVICE PLAN, OR A HEALTH MAINTENANCE ORGANIZATION, THE ACCEPTANCE BY THE PROVIDER OR THE PROVIDER'S DESIGNEE OF A PAYMENT METHOD OFFERED UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION OR ELECTED UNDER PARAGRAPH (2)(III) OF THIS SUBSECTION SHALL APPLY TO ALL CLAIMS PAID FOR BY THE INSURER, NONPROFIT HEALTH SERVICE PLAN, OR HEALTH MAINTENANCE ORGANIZATION UNLESS OTHERWISE NOTIFIED BY THE PROVIDER OR THE PROVIDER'S DESIGNEE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 680 – Delegate Kipke

AN ACT concerning

Health Occupations – Dental Hygienists – Local Anesthesia

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 730 – Delegates Sample–Hughes, Anderton, Angel, Aumann, Barkley, Clippinger, Cullison, Hayes, Hill, C. Howard, Jameson, Kelly, Kramer, Krebs, Krimm, McComas, McDonough, McMillan, Miele, A. Miller, Morales, Morhaim, Oaks, Patterson, Pena–Melnyk, Saab, Valentino–Smith, M. Washington, and West

AN ACT concerning

**Virginia I. Jones Alzheimer’s Disease and Related Disorders Council –
Membership and Extension of Termination Date**

HB0730/886985/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 730

(First Reading File Bill)

On page 2, strike in their entirety lines 17 and 18, and substitute:

**“(6) THE EXECUTIVE DIRECTOR OF THE ALZHEIMER’S ASSOCIATION,
GREATER MARYLAND CHAPTER, OR THE EXECUTIVE DIRECTOR’S DESIGNEE;**

**(7) THE PRESIDENT OF THE ALZHEIMER’S ASSOCIATION, NATIONAL
CAPITAL AREA CHAPTER, OR THE PRESIDENT’S DESIGNEE;**

(8) A REPRESENTATIVE OF THE MARYLAND MEDICAL ASSISTANCE PROGRAM, APPOINTED BY THE SECRETARY; AND;

in line 19, strike “(7)” and substitute “**(9)**”; strike in their entirety lines 24 and 25; and in lines 26 and 28, strike “(iv)” and “(v)”, respectively, and substitute “**(III)**” and “**(IV)**”, respectively.

On page 3, in lines 1, 3, 5, 7, 9, 11, 13, 14, 16, 18, and 19, strike “(vi)”, “(vii)”, “(viii)”, “(ix)”, “(x)”, “(xi)”, “(xii)”, “(xiii)”, “(xiv)”, “(xv)”, and “(xvi)”, respectively, and substitute “**(V)**”, “**(VI)**”, “**(VII)**”, “**(VIII)**”, “**(IX)**”, “**(X)**”, “**(XI)**”, “**(XII)**”, “**(XIII)**”, “**(XIV)**”, and “**(XV)**”, respectively; strike in their entirety lines 20 and 21; in line 22, strike “**(XVIII)**” and substitute “**(XVI)**”; strike in their entirety lines 24 and 25; in line 26, strike “**(XX)**” and substitute “**(XVII)**”; and in line 27, after “**EXPERIENCE**” insert “**; AND**”

(XVIII) A REPRESENTATIVE OF THE HOME CARE INDUSTRY”.

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 752 – Delegate Cullison

EMERGENCY BILL

AN ACT concerning

Physicians – Prescriptions Written by Physician Assistants – Preparing and Dispensing

HB0752/286189/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 752

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Assistants” insert “or Nurse Practitioners”; in line 5, after “physician” insert “who complies with certain requirements”; in line 6, after “agreement” insert “or a nurse practitioner who is authorized to practice under a certain provision of law and is working with the physician in a certain setting”; strike beginning with “if” in line 6 down through “requirements” in line 7; strike beginning with “delegation” in line 8 down through the first “and” in line 9; in line 9, after “dispensing” insert “by physicians”; and in lines 9 and 10, strike “by physicians” and substitute “written by physician assistants or nurse practitioners”.

AMENDMENT NO. 2

On page 3, in line 21, after “PHYSICIAN” insert “WHO COMPLIES WITH THE REQUIREMENTS OF ITEM (II) OF THIS PARAGRAPH”; in line 22, strike the second “A” and substitute “;”

1. A;

and strike beginning with “IF” in line 24 down through “PARAGRAPH” in line 25 and substitute “;**OR**”

2. A NURSE PRACTITIONER WHO IS AUTHORIZED TO PRACTICE UNDER TITLE 8, SUBTITLE 3 OF THIS ARTICLE AND IS WORKING WITH THE PHYSICIAN IN THE SAME OFFICE SETTING”.

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 798 – Chair, Health and Government Operations Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Health Insurance – Reporting Requirements – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 984 – Delegates Saab, Cullison, Grammer, Kelly, Kittleman, Krebs, Metzgar, Miele, W. Miller, Morgan, Pena–Melnik, Rose, Shoemaker, and West

AN ACT concerning

Open Meetings Act – Retention of Minutes and Recordings – Revision

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 1342 – Delegates Kramer, Fraser–Hidalgo, Adams, Angel, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Carter, Chang, Cluster, Cullison, Dumais, Ebersole, Fennell, Frick, Frush, Gilchrist, Glass, Gutierrez, Hammen, Hayes, Hettleman, Hill, Hixson, Jackson, Jalisi, Kaiser, Kelly, Kipke, Kittleman, Knotts, Korman, Krebs, Krimm, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, McKay, Metzgar, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Parrott, Patterson, Pena–Melnik, Pendergrass, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Simonaire, Smith, Stein, Szeliga, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, B. Wilson, C. Wilson, and P. Young

AN ACT concerning

**Drunk Driving Reduction Act of 2016
(Noah’s Law)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

Delegate Vallario moved to make the Bill a Special Order for March 11, 2016.

The motion was adopted.

House Bill 309 – Delegates Busch, Walker, Angel, B. Barnes, D. Barnes, Barron, Davis, Fennell, Frush, Gaines, Healey, Holmes, C. Howard, Jackson, Knotts, Pena–Melnyk, Proctor, Sanchez, Tarlau, Valderrama, Valentino–Smith, Vallario, Vaughn, and A. Washington

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2016

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB0309/643223/1

BY: Delegate Szeliga

AMENDMENTS TO HOUSE BILL 309, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 9, before “requiring” insert “prohibiting certain funds from being transferred or expended for a fiscal year until the University of Maryland Medical System notifies the Governor that the Medical System has received certain financial assistance that Prince George’s County is required to provide for the same fiscal year;”; in line 13, strike “a”; and in the same line, strike “contingency” and substitute “contingencies”.

AMENDMENT NO. 2

On page 3 of the bill, in line 8, after “TO” insert “PARAGRAPH (3) OF THIS SUBSECTION AND”.

On page 4 of the bill, after line 3, insert:

“(3) THE FUNDS SPECIFIED IN PARAGRAPH (1) OF THIS SUBSECTION MAY NOT BE TRANSFERRED OR EXPENDED FOR A FISCAL YEAR UNTIL THE UNIVERSITY OF MARYLAND MEDICAL SYSTEM NOTIFIES THE GOVERNOR THAT THE MEDICAL SYSTEM HAS RECEIVED THE FINANCIAL ASSISTANCE THAT PRINCE GEORGE’S COUNTY IS REQUIRED TO PROVIDE FOR THE SAME FISCAL YEAR UNDER PARAGRAPH (2) OF THIS SUBSECTION.”

On page 5 of the bill, before line 10, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect contingent on the failure of the State, Prince George’s County, the University of Maryland Medical System, Dimensions Health Corporation, and the University System of Maryland to enter into a Memorandum of Understanding that includes the provisions of Section 1 of this Act on or before April 11, 2016.”;

and in line 10, strike “Section 3” and substitute “Sections 3 and 5”.

On page 2 of the Appropriations Committee Amendments (HB0309/194964/1), in line 10 of Amendment No. 5, strike “5.” and substitute “6.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49 Negative – 87 (See Roll Call No. 265)

Read the second time and ordered prepared for Third Reading.

House Bill 606 – Delegate Dumais

AN ACT concerning

Patient Safety Early Intervention Programs

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

FLOOR AMENDMENT

HB0606/553322/1

BY: Delegate Barkley

AMENDMENTS TO HOUSE BILL 606

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 3 down through “action;” in line 5; in line 11, after “defining” insert “a”; in the same line, strike “terms” and substitute “term”; strike beginning with “providing” in line 11 down through “Act;” in line 12; strike beginning with the second “and” in line 12 down through “malpractice” in line 14; and strike in their entirety lines 15 through 19, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 14, inclusive.

On page 3, strike in their entirety lines 26 through 28, inclusive; and in line 29, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

House Bill 1002 – Delegates B. Barnes, Anderson, Atterbeary, Brooks, Busch, Clippinger, Cullison, Davis, Ebersole, Fennell, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kaiser, Korman, Krimm, Lafferty, Lam, Lierman, Luedtke, A. Miller, Moon, Morhaim, Platt, B. Robinson, Sanchez, Smith, Stein, Valderrama, and Waldstreicher

AN ACT concerning

Weapon-Free Higher Education Zones

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1002/863222/1

BY: Delegate Hornberger

AMENDMENT TO HOUSE BILL 1002, AS AMENDED

In the Appropriations Committee Amendments (HB1002/644169/1), in line 1 of Amendment No. 2, strike “OR”; and in line 5, after “FIREARM” insert “; OR”

(7) A PERSON ISSUED A PERMIT UNDER TITLE 5, SUBTITLE 3 OF THE PUBLIC SAFETY ARTICLE TO CARRY, WEAR, OR TRANSPORT A HANDGUN IN THE STATE”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 83 (See Roll Call No. 266)

FLOOR AMENDMENT

HB1002/513222/1

BY: Delegate Simonaire

AMENDMENTS TO HOUSE BILL 1002, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 5, after “prohibition;” insert “requiring the Secretary of State Police to issue a certain letter to a certain applicant under certain circumstances;”; and after line 12, insert:

“BY adding to

Article – Public Safety

Section 5–306(e)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

In the Appropriations Committee Amendments (HB1002/644169/1), in line 1 of Amendment No. 2, strike “OR”; and in line 5, after “FIREARM” insert “; OR

(7) A PERSON ISSUED:

(I) A PERMIT UNDER TITLE 5, SUBTITLE 3 OF THE PUBLIC SAFETY ARTICLE TO CARRY, WEAR, OR TRANSPORT A HANDGUN IN THE STATE; AND

(II) A LETTER FROM THE SECRETARY OF STATE POLICE DESCRIBED IN § 5–306(E) OF THE PUBLIC SAFETY ARTICLE”.

AMENDMENT NO. 3

On page 2 of the bill, after line 28, insert:

“Article – Public Safety

5–306.

(E) ON REQUEST OF AN APPLICANT TO WHOM THE SECRETARY HAS ISSUED A PERMIT UNDER THIS SECTION ON THE GROUNDS THAT THE APPLICANT HAS OBJECTIVELY ESTABLISHED THAT THE APPLICANT’S LIFE IS IN DANGER OR THAT THE APPLICANT IS BEING TARGETED BY INDIVIDUALS WISHING TO DO THE APPLICANT HARM, THE SECRETARY SHALL ISSUE A LETTER TO THE APPLICANT AFFIRMING THAT THE PERMIT HAS BEEN ISSUED FOR THOSE REASONS.”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 56 Negative – 78 (See Roll Call No. 267)

FLOOR AMENDMENT

HB1002/343521/1

BY: Delegate Afzali

AMENDMENTS TO HOUSE BILL 1002, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 5, after “prohibition;” insert “requiring the Secretary of State Police to issue a certain letter to a certain applicant under certain circumstances;”; and after line 12, insert:

“BY adding to

Article – Public Safety

Section 5–306(e)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

In the Appropriations Committee Amendments (HB1002/644169/1), in line 1 of Amendment No. 2, strike “OR”; and in line 5, after “FIREARM” insert “; OR

(7) UNLESS THE PERSON IS A STUDENT AT THE INSTITUTION OF HIGHER LEARNING AND HAS REQUESTED AND BEEN PROVIDED PERSONAL, 24-HOUR SECURITY FROM THE STATE AT ANY TIME THE STUDENT IS ON THE CAMPUS OF THE INSTITUTION, A PERSON ISSUED:

(I) A PERMIT UNDER TITLE 5, SUBTITLE 3 OF THE PUBLIC SAFETY ARTICLE TO CARRY, WEAR, OR TRANSPORT A HANDGUN IN THE STATE; AND

(II) A LETTER FROM THE SECRETARY OF STATE POLICE DESCRIBED IN § 5-306(E) OF THE PUBLIC SAFETY ARTICLE”.

AMENDMENT NO. 3

On page 2 of the bill, after line 28, insert:

“Article – Public Safety

5-306.

(E) ON REQUEST OF AN APPLICANT TO WHOM THE SECRETARY HAS ISSUED A PERMIT UNDER THIS SECTION ON THE GROUNDS THAT THE APPLICANT HAS OBJECTIVELY ESTABLISHED THAT THE APPLICANT’S LIFE IS IN DANGER OR THAT THE APPLICANT IS BEING TARGETED BY INDIVIDUALS WISHING TO DO THE APPLICANT HARM, THE SECRETARY SHALL ISSUE A LETTER TO THE APPLICANT AFFIRMING THAT THE PERMIT HAS BEEN ISSUED FOR THOSE REASONS.”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53 Negative – 81 (See Roll Call No. 268)

FLOOR AMENDMENT

HB1002/553923/2

BY: Delegate Rey

AMENDMENTS TO HOUSE BILL 1002, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 4, after “education;” insert “providing that a certain prohibition does not apply to a person who has been issued a certain permit except under certain circumstances;”.

AMENDMENT NO. 2

In the Appropriations Committee Amendments (HB1002/644169/1), in line 3 of Amendment No. 3, after “**(2)**” insert “**(1)**”; and in the same line, strike “**A**” and substitute “**EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A**”.

AMENDMENT NO. 3

On page 2 of the bill, after line 23, insert:

“(II) THIS PARAGRAPH DOES NOT APPLY UNLESS THE PERSON COMMITTING THE VIOLATION IS USING THE HANDGUN IN FURTHERANCE OF ANOTHER CRIME.”

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 83 (See Roll Call No. 269)

FLOOR AMENDMENT

HB1002/643422/3

BY: Delegate Rey

AMENDMENTS TO HOUSE BILL 1002, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “prohibition;” insert “providing a civil penalty for a violation of this Act by a certain individual;”.

AMENDMENT NO. 2

On page 2, in line 25, after “violates” insert “**SUBSECTION (B)(1) OF**”; after line 26, insert:

“(2) A PERSON WHO VIOLATES SUBSECTION (B)(2) OF THIS SECTION IS GUILTY OF A CIVIL OFFENSE AND IS SUBJECT TO A CIVIL PENALTY NOT EXCEEDING \$100.”;

and in line 27, strike “(2)” and substitute “**(3)**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50 Negative – 82 (See Roll Call No. 270)

Delegate Flanagan moved to make the Bill a Special Order for March 10, 2016.

The motion was adopted.

INTRODUCTION OF BILLS

Delegate Hayes moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 131 Negative – 0 (See Roll Call No. 271)

In compliance with the rules, the Bill was introduced.

House Bill 1637 – Delegate Hayes

AN ACT concerning

Health Insurance – Clinically Integrated Organizations

FOR the purpose of altering the definition of “clinically integrated organization” for purposes of provisions of law governing contracts between certain health insurance carriers and clinically integrated organizations and the sharing of certain medical information by the health insurance carriers with clinically integrated organizations; and generally relating to clinically integrated organizations.

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–1901

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

Delegate McKay moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 130 Negative – 1 (See Roll Call No. 272)

In compliance with the rules, the Bill was introduced.

House Bill 1638 – Delegates McKay, Beitzel, Ghrist, Kittleman, and McConkey

AN ACT concerning

**Criminal Procedure – Initial Appearance Before a District Court Commissioner
– Funding**

FOR the purpose of requiring the Governor to include in the budget bill for each fiscal year sufficient funds to cover the administration of the District Court of Maryland Appointed Attorneys Program; specifying that local governments may not be charged for any costs associated with the administration of the Program; requiring the Governor to include in the budget bill a deficiency appropriation to cover the excess costs of the Program under certain circumstances; defining a certain term; and generally relating to funding for the District Court of Maryland Appointed Attorneys Program.

BY adding to

Article – Criminal Procedure

Section 5–216

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

Note: The Chief Clerk's Office delivered House Bill No. 204 to the Governor's Office after session today.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 273)

ADJOURNMENT

At 12:28 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Thursday, March 10, 2016.

Annapolis, Maryland
Thursday, March 10, 2016

THE HONORABLE ADRIENNE A. JONES, SPEAKER PRO TEM, PRESIDING

The House met at 10:04 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Kathy Szeliga of Baltimore and Harford counties.

QUORUM CALL

The presiding officer announced a quorum call, showing 122 Members present.

(See Roll Call No. 274)

EXCUSES:

Speaker Busch – funeral

Del. Angel – legislative business

Del. Barron – late – legislative business

Del. Barve – illness

Del. Carr – personal

Del. Carter – late – personal

Del. C. Howard – personal

Del. Knotts – late – legislative business

Del. Sanchez – late – legislative business

Del. Sophocleus – funeral

Del. Valderrama – late – legislative business

Del. Vaughn – late – legislative business

Del. Walker – late – legislative business

The Journal of March 9, 2016 was read and approved.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 310 – Senators Raskin, Cassilly, Hough, Lee, and Ramirez

AN ACT concerning

Child Abuse and Neglect – Failure to Report

FOR the purpose of requiring an agency that is participating in a child abuse or neglect investigation and that has substantial grounds to believe that a person has knowingly failed to report child abuse as required under a certain provision of law to file a certain complaint with a certain board, agency, institution, or facility; and generally relating to child abuse and neglect.

BY adding to

Article – Family Law

Section 5–705.3

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 359 – ~~Senator Zirkin~~ Senators Zirkin and Norman

AN ACT concerning

Family Law – Divorce – Corroboration of Testimony and Filing Procedures

FOR the purpose of repealing the prohibition on a court entering a decree of divorce on the uncorroborated testimony of the party seeking the divorce; ~~requiring~~ authorizing parties to jointly file a certain complaint in order to initiate proceedings for an absolute divorce on the grounds of mutual consent; requiring the Court of Appeals to establish a certain joint complaint form and procedures for filing certain joint complaints; and generally relating to divorce.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 7–101 and 7–103(f)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Family Law

Section 7–103(a)(8)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Family Law

Section 7–103(f)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 539 – Senator Conway

AN ACT concerning

Real Estate Brokers – Licensure Requirement – Exemption for Lawyers

FOR the purpose of altering an exemption from the real estate broker licensure requirement for certain lawyers under certain circumstances; and generally relating to real estate brokerage services.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 17–301
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 687 – Senator Middleton

AN ACT concerning

Charles County – Alcoholic Beverages – Entertainment Concessionaire and Entertainment Facility Licenses

FOR the purpose of authorizing the Board of License Commissioners for Charles County to issue a certain entertainment concessionaire license to certain persons for certain purposes in conjunction with an entertainment facility; authorizing the Board to issue a certain entertainment facility license to a person that owns an entertainment facility in which video lottery terminals and table games are offered to the public; providing that an applicant for an entertainment facility license need not meet certain requirements; specifying the scope of the licenses; providing that beer, wine, and liquor sold under either license may be taken and consumed anywhere in the licensed premises; specifying that the licenses authorize the playing of music and dancing; specifying for the licenses the annual fee and payment date; providing for the application to certain persons of certain penalties and sanctions for violations occurring on certain premises; defining certain terms; and generally relating to alcoholic beverages and entertainment facilities in Charles County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 18–102
Annotated Code of Maryland
(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 18–1002.1 and 18–1002.2

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 693 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Hotel Lobby License

FOR the purpose of establishing in Frederick County a hotel lobby license; authorizing the Board of License Commissioners to issue the license for use by a certain hotel; establishing that the license authorizes the license holder to sell beer and wine by the bottle to patrons of the hotel for on–premises consumption; providing for the hours of sale; specifying an annual license fee; and generally relating to alcoholic beverages in Frederick County.

BY adding to

Article – Alcoholic Beverages

Section 20–1007.1

Annotated Code of Maryland

(As enacted by Chapter __ (S.B. __)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 694 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcohol Awareness Program – Absence From Licensed Premises

FOR the purpose of authorizing in Frederick County an individual certified by an approved alcohol awareness program to be absent from a licensed premises for a personal or business reason under certain circumstances; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 20–1903

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 699 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Theater ~~License~~ and Entertainment Center License

FOR the purpose of altering the scope of a certain alcoholic beverages license in Frederick County so that it may be issued to all theaters that meet a certain seating requirement; altering the scope of a Class EC (entertainment center) license so that it may be issued to a holder of a Class B beer, wine, and liquor license; making a certain technical correction corrections; and generally relating to alcoholic beverages licenses in Frederick County.

BY renumbering

Article – Alcoholic Beverages

Section 20–1008, 20–1009, 20–1010, 20–1011, 20–1012, and 20–1013, respectively to be Section 20–1013, 20–1008, 20–1009, 20–1010, 20–1011, and 20–1012, respectively

Annotated Code of Maryland

(As enacted by Chapter __ ~~(S.B. __)(6lr1406)~~ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 20–1008 and 20–1013

Annotated Code of Maryland

(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 736 – Senator Edwards

AN ACT concerning

Allegany County – Alcoholic Beverages – Sunday Sales for Class A Licenses

FOR the purpose of authorizing a holder of a Class A beer license, a Class A beer and light wine license, or a Class A beer, wine, and liquor license to sell certain alcoholic beverages during certain hours under certain circumstances in Allegany County; authorizing the Board of License Commissioners for Allegany County to issue a certain Sunday sales permit to holders of certain licenses under certain

circumstances; specifying that an applicant for a certain Sunday sales permit need not have certain kitchen facilities on the licensed premises; providing that a certain Sunday sales permit authorizes the holder to sell certain alcoholic beverages for off-premises consumption during certain hours on not more than a certain number of Sundays in a year; specifying the fee for each time a certain Sunday sales permit is used; and generally relating to alcoholic beverages in Allegany County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 9–101(a) and (b), 9–102, and 9–2005

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 9–2002(a), 9–2003(a), and 9–2004(a)

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 746 – Senators Ready, Bates, and Hough

AN ACT concerning

Carroll County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License

FOR the purpose of creating in Carroll County a beer, wine, and liquor (BWL) tasting license; specifying to whom the license may be issued; authorizing the license holder and the holder of a solicitor's permit to allow the consumption of beer, wine, and liquor for tasting by certain individuals under certain circumstances; requiring the Board of License Commissioners to regulate the quantity of beer and wine served to certain individuals and the number of bottles of beer or wine or other containers of beer from which a certain quantity is served; specifying the quantity of liquor an individual may consume at a liquor tasting; specifying the time the license is valid; specifying a certain license fee; and generally relating to alcoholic beverages in Carroll County.

BY adding to

Article – Alcoholic Beverages

Section 16–308.1

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 795 – Senators Jennings, Cassilly, and Norman

AN ACT concerning

Harford County – Alcoholic Beverages – Movie Theater License

FOR the purpose of establishing a Class MT (movie theater) license in Harford County; authorizing the Harford County Board of License Commissioners to issue the license to an owner of a movie theater; specifying that the license entitles the holder to sell beer and wine for on-premises consumption; specifying the hours and days of sale; requiring that beer and wine be sold only in a certain manner; providing that a movie theater for which the license is issued is subject to certain alcohol awareness training requirements and shall offer for sale food other than candy and popcorn; specifying a certain annual license fee; and generally relating to the sale of alcoholic beverages in Harford County.

BY adding to

Article – Alcoholic Beverages

Section 22-1005.1

Annotated Code of Maryland

(As enacted by Chapter ____ ~~(S.B. _____)(Ch. 1406)~~ (S.B. 724) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 806 – Senator Pugh

AN ACT concerning

State Board of Physicians – Naturopathic Doctors – Establishment of Naturopathic Doctors Formulary Council and Naturopathic Formulary

FOR the purpose of establishing a Naturopathic Doctors Formulary Council within the State Board of Physicians; providing for the membership, terms, compensation, chair, and staff the Council; requiring the Council to develop and recommend to the Board a certain formulary, provide certain reviews of the formulary adopted by the Board, and make certain recommendations to the Board; requiring the Board to adopt a certain formulary; authorizing the Board to modify or reject any recommendation of the Council regarding the formulary; requiring a certain formulary to include certain nonprescription drugs and devices and certain prescription drugs and contraceptives; prohibiting a certain formulary from including certain prescription drugs and devices and controlled substances; providing that a license authorizes a licensed naturopathic doctor to dispense, order, or administer certain natural medicines and nonprescription drugs listed in a certain formulary; altering the routes of administration for certain natural medicines and

nonprescription drugs that a license authorizes a licensee to use; authorizing a licensee to administer auto-injectable epinephrine; excluding prescription drugs and devices included in the formulary from the prohibition against a licensed naturopathic doctor prescribing, dispensing, or administering prescription drugs and devices; providing that a license does not authorize a licensed naturopathic doctor to prescribe, dispense, or administer certain drugs or devices for cosmetic purposes; defining certain terms; and generally relating to the establishment of the Naturopathic Doctors Formulary Council and naturopathic formulary.

BY repealing and reenacting, with amendments,
 Article – Health Occupations
 Section 14–5F–01 and 14–5F–14
 Annotated Code of Maryland
 (2014 Replacement Volume and 2015 Supplement)

BY adding to
 Article – Health Occupations
 Section 14–5F–04.1
 Annotated Code of Maryland
 (2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 198 – Senators Nathan–Pulliam, Benson, Ferguson, Guzzone, Kagan, Kelley, King, Lee, McFadden, Muse, Pugh, Rosapepe, and Young

AN ACT concerning

**Neonicotinoid Pesticides – ~~Labeling, Signage, and~~ Restrictions on Sales and Use
 (Pollinator Protection Act of 2016)**

FOR the purpose of ~~prohibiting a person from selling at retail in the State certain seeds, material, or plants that have been treated with a neonicotinoid pesticide unless the seeds, material, or plants bear a label with, or are in close proximity to a sign that displays in a certain manner, a certain statement~~; prohibiting a person from selling at retail in the State, on or after a certain date, a neonicotinoid pesticide unless the person also sells a restricted use pesticide; prohibiting a person from using a neonicotinoid pesticide on or after a certain date unless the person is a certified applicator or a person working under the direct supervision of a certified applicator, a farmer or a person working under the direct supervision of a farmer who uses the product for a certain purpose, or a veterinarian; ~~establishing~~ prohibiting the Department of Agriculture from limiting the use of certain pesticides in a certain manner; requiring the Department to incorporate certain practices into a certain pollinator protection plan; requiring the Department to study and make recommendations regarding certain matters; requiring the Department to report its findings and recommendations to the Governor and the General Assembly within a certain period of time after the publication of a certain pollinator risk assessment;

establishing certain civil penalties for a violation of this Act; providing for the application of certain provisions of this Act; defining a certain ~~terms~~ term; and generally relating to neonicotinoid pesticides.

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 5–201(a), (c), and (r)

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)

BY adding to

Article – Agriculture

Section 5–2A–01 through ~~5–2A–02~~ ~~5–2A–03~~ 5–2A–05 to be under the new subtitle
“Subtitle 2A. Neonicotinoid Pesticides”

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 493 – Senators Pinsky, Conway, King, ~~and Madaleno~~ Madaleno, and Middleton

AN ACT concerning

Teacher Induction, Retention, and Advancement Act of 2016

FOR the purpose of altering the maximum amount of a certain State stipend awarded to certain teachers or other school–based employees who hold certain certificates and who teach in certain public schools; requiring certain public schools to utilize certain teachers in certain leadership roles; establishing the Teacher Induction, Retention, and Advancement Program; authorizing each county board of education to choose to participate in the Program; requiring a county board to select certain teachers to participate in the Program; requiring certain teachers to be afforded a certain amount of time to be spent on mentoring, peer observation, assistance with planning, or other preparation activities under the Program; prohibiting a certain amount of time from including student supervision or administrative responsibilities; authorizing a certain amount of time to include support from certain teachers under certain circumstances; requiring a certain county ~~boards of education~~ board to provide certain information regarding the availability of certain resources to ~~be provided to~~ certain teachers; providing for the sharing of certain costs incurred under a certain program; requiring the Governor to include annually a certain appropriation in the State budget; providing for the use of certain funds under a certain program; requiring the State Department of Education to develop certain criteria; requiring the Department to disburse certain funds subject to certain provisions of law; specifying the intent of the General Assembly; defining certain terms; requiring the Department to convene a certain workgroup and submit certain reports on or before certain dates; providing for the termination of certain provisions

of this Act; and generally relating to the induction, retention, and advancement of public school teachers.

BY repealing and reenacting, without amendments,
 Article – Education
 Section 6–306(a)
 Annotated Code of Maryland
 (2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
 Article – Education
 Section 6–306(b)(2) and (5)
 Annotated Code of Maryland
 (2014 Replacement Volume and 2015 Supplement)

BY adding to
 Article – Education
 Section 6–117.1 and 6–306(b)(5)
 Annotated Code of Maryland
 (2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 551 – Senators Pugh, Astle, Benson, Feldman, Kelley, Klausmeier, ~~and Middleton~~ Middleton, and Mathias

AN ACT concerning

~~Department of Health and Mental Hygiene Behavioral Health Advisory Council~~
– Clinical Crisis Walk-In Services and Mobile Crisis Teams – Strategic Plan

FOR the purpose of requiring the ~~Department of Health and Mental Hygiene Behavioral Health Advisory Council~~, in consultation with certain agencies ~~and~~, certain health providers, and certain stakeholders, to develop a strategic plan for ensuring that certain crisis services and certain teams are available statewide and operating in a certain manner; requiring the strategic plan to include certain elements; requiring the ~~Department to submit the plan to the Governor and the General Assembly on or before a certain date~~ Council to include in a certain report an update on the development of the plan on or before a certain date; requiring the Council to submit the plan as part of a certain report on or before a certain date; and generally relating to the ~~Department of Health and Mental Hygiene Behavioral Health Advisory Council~~ and a strategic plan for clinical crisis walk-in services and mobile crisis teams.

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 586 – Senators King, Feldman, Kagan, and Madaleno

AN ACT concerning

Department of Health and Mental Hygiene – Regional Institutes for Children and Adolescents – Report Before Closure

FOR the purpose of requiring the Department of Health and Mental Hygiene to submit a certain report to the Governor and certain legislative committees before a regional institute for children and adolescents may be closed; requiring the report to address certain items; requiring the legislative committees to have a certain period of time to review and comment on the report; and generally relating to regional institutes for children and adolescents in the Department of Health and Mental Hygiene.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–406
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 752 – Senators Klausmeier, Madaleno, and Middleton

AN ACT concerning

State Highway Administration – Policy Concerning Sound Barriers Along Highways

FOR the purpose of requiring the State Highway Administration, in collaboration with county governing bodies, to develop and adopt by regulation a policy concerning sound barriers along highways in the State; requiring the Administration to review and evaluate the sound barrier policy for effectiveness and continued viability at certain intervals; requiring the Administration to conduct a certain study concerning sound barriers along highways in the State and report its findings to the Governor and the General Assembly; defining a term; and generally relating to sound barriers along highways in the State.

BY adding to
Article – Transportation
Section 8–657
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 753 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Mathias, Middleton, Pugh, and Reilly

EMERGENCY BILL

AN ACT concerning

**Health – Sale of Food Products Containing Alcohol – Requirements and
Restrictions**

FOR the purpose of repealing a certain provision of law that provided that a confectionary food product is adulterated if it contains any alcohol in excess of a certain percent by volume or any alcohol derived from anything but flavoring extracts; prohibiting certain provisions of law from being construed to prohibit the addition of alcohol to a food product, including a confectionary and a frozen dessert; prohibiting the sale of a food product that contains more than a certain percent of alcohol per volume to certain individuals; requiring that a food product that contains more than a certain percent of alcohol per volume state certain information on the label of the food product; providing that a certain provision of this Act may not be construed to limit the application of certain laws and regulations to certain food products; repealing certain provisions of law rendered obsolete by this Act; making this Act an emergency measure; and generally relating to the sale of food products containing alcohol.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–209
Annotated Code of Maryland
(2015 Replacement Volume)

BY adding to
Article – Health – General
Section 21–214
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

INTRODUCTION OF BILLS

Delegate B. Robinson moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 124 Negative – 0 (See Roll Call No. 275)

In compliance with the rules, the Bill was introduced.

House Bill 1639 – Delegates B. Robinson and Conaway

AN ACT concerning

Creation of a State Debt – Baltimore City – Arena Players

FOR the purpose of authorizing the creation of a State Debt not to exceed \$150,000, the proceeds to be used as a grant to the Board of Directors of the Arena Players, Inc. for certain development or improvement purposes; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; establishing a deadline for the encumbrance or expenditure of the loan proceeds; and providing generally for the issuance and sale of bonds evidencing the loan.

Read the first time and referred to the Committee on Rules and Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 276)

ADJOURNMENT

At 10:21 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Friday, March 11, 2016.

**Annapolis, Maryland
Friday, March 11, 2016**

The House met at 11:25 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 137 Members present.

(See Roll Call No. 277)

EXCUSES:

Del. Carter – personal

Del. Hayes – illness

Del. C. Howard – personal

The Journal of March 10, 2016 was read and approved.

MESSAGE FROM THE CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 3 – FISCAL YEAR 2017

(See Exhibit K of Appendix II)

Read and referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 148 – Senator Feldman

AN ACT concerning

**Corporations and Real Estate Investment Trusts – Directors and Trustees
– Duties and Immunity From Liability**

FOR the purpose of clarifying the duties of a director of a corporation and the manner in which a director must act; clarifying that a director who acts in accordance with a certain provision of law shall have certain immunity from liability; clarifying that a

director of a corporation is not required to act solely because of the effect the act may have on, or the amount or type of consideration offered or paid to stockholders in, certain transactions involving the corporation; clarifying that an act of a director of a corporation relating to or affecting certain transactions involving the corporation may not be subject to a certain duty or scrutiny; repealing a limitation on the enforcement of a duty of a director; clarifying that certain provisions of law are the sole source of duties of a director of a corporation to the corporation or its stockholders, and apply to any act of a director; clarifying the circumstances under which a director of a corporation is immune from certain liability; making certain provisions of law relating to certain duties and immunity from liability of a director of a corporation applicable to a trustee of a real estate investment trust; defining a certain term; providing for the application of certain provisions of this Act; making certain conforming and stylistic changes; and generally relating to directors of a corporation.

BY repealing and reenacting, with amendments,
 Article – Corporations and Associations
 Section 2–401(a), 2–405.1, and 8–601.1
 Annotated Code of Maryland
 (2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
 Article – Courts and Judicial Proceedings
 Section 5–417
 Annotated Code of Maryland
 (2013 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 161 – Senators ~~Hough, Raskin, and Zirkin~~ Brochin, Cassilly, Lee, Muse, Ramirez, Raskin, Ready, and Zirkin

AN ACT concerning

Criminal Procedure – Seizure and Forfeiture

FOR the purpose of authorizing the forfeiture of certain property under certain circumstances; ~~prohibiting a certain law enforcement agency or prosecuting authority from directly or indirectly transferring or referring seized property to a federal government agency or law enforcement authority for forfeiture under federal law unless certain conditions are met; authorizing a certain defendant or third party to file a motion for replevin in a certain criminal case at a certain time if the defendant or third party claims that he or she has the right to possession of certain property; requiring a motion for replevin under this Act to be in writing and state in detail the grounds on which it is based; requiring a claimant to notify the State's Attorney in writing of the filing of a motion for replevin under this Act; authorizing the State's Attorney to file a response to a motion for replevin at a certain time;~~

~~requiring the court to hold a hearing on a motion for replevin at a certain time under certain circumstances; authorizing the court to dismiss a motion for replevin without a hearing under certain circumstances; requiring the court to grant a motion for replevin under certain circumstances; authorizing the court to order the return of funds or property sufficient to obtain legal counsel but less than the total amount seized; authorizing the court to take certain actions in lieu of ordering issuance of the writ of replevin;~~ authorizing the court, following a conviction for certain violations involving a gang, to order the divestiture of certain property, the dissolution or reorganization of a certain enterprise, or the suspension or revocation of a certain license, permit, or approval; requiring that certain proceeds be deposited in the General Fund; requiring that a certain seizing authority provide a receipt for property on seizure that includes certain information; requiring that a certain seizing authority mail notice with certain information to the owner of seized property within a certain time; authorizing the owner of certain seized property to make a request that includes certain information for return of the seized property within a certain time; requiring a seizing authority to take certain actions in response to a certain request; altering the circumstances by which a certain law enforcement agency may transfer seized property to a certain federal law enforcement agency; altering the time in which a complaint for forfeiture of money must be filed; requiring that a certain forfeiting authority return property to an owner if a complaint for forfeiture is not filed in a certain time under certain circumstances; providing that a certain seizing authority or forfeiting authority may request an extension for time to file a complaint for forfeiture under certain circumstances; providing that a court may grant a certain extension for time to file a complaint for forfeiture; requiring a court to order that a certain motion be sealed; prohibiting the use of a certain statement regarding seized property from use in a criminal prosecution except under certain circumstances; requiring that a certain amount of forfeiture proceeds be appropriated to the Department of Health and Mental Hygiene to fund certain drug programs; requiring a certain law enforcement agency seizing authority to report, on an annual basis, certain information about each individual seizure and forfeiture ~~certain seizures and forfeitures completed by the agency under State or federal forfeiture law;~~ authorizing the Maryland Statistical Analysis Center (MSAC) to require a law enforcement agency seizing authority to provide relevant information not specified in this Act; requiring a certain law enforcement agency seizing authority 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 seizing authority 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 seizing authorities not in compliance with this Act to the Police Training Commission; requiring the Police Training Commission to contact a certain law enforcement agency seizing authority and request 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~~ seizing authority to use forfeiture proceeds to pay the cost of compiling and reporting information required under this Act; making a conforming change; defining certain terms; and generally relating to seizure and forfeiture.

BY adding to

Article – Criminal Law

Section 9–807

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

~~BY repealing and reenacting, without amendments,~~

~~Article – Criminal Procedure~~

~~Section 12–102(a)~~

~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section ~~12–103 and 12–203~~ 12–102(a), 12–104, and 12–212

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 5 of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 12–203 and 12–304

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Procedure

Section ~~12–203.1; and 13–601 and 13–602~~ 12–304.1, 12–313, and 12–405; and
12–601 and 12–602 to be under the new subtitle “Subtitle 6. Reporting”

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 12–312

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 5 of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 249 – Senator Middleton**EMERGENCY BILL**

AN ACT concerning

Income Tax Credit – Qualified Farms – Food Donation Pilot Program

FOR the purpose of allowing certain qualified farms a credit, up to a certain amount, against the State income tax equal to a certain percentage of the value of certain food donations; providing for the carry forward of the credit; providing for the calculation of the amount of the credit; requiring the Secretary of Agriculture to establish certain values on a weekly basis; requiring the Secretary, in consultation with the Comptroller, to establish a certain certification procedure for certain tax credit administrators; requiring a tax credit certificate administrator that receives a certain donation to issue a certain tax credit certificate; requiring that a tax credit certificate contain certain information; requiring the Secretary, in consultation with the Comptroller, to prepare certain tax credit certificate forms; requiring the Secretary to notify certain administrators to stop issuing certain certificates if a certain limit is reached; providing that the total amount of tax credit certificates issued may not exceed a certain amount for certain fiscal years; requiring that the Secretary, in consultation with the Comptroller and the Task Force to Study the Implementation of a Hub and Spoke Program in the Southern Maryland Region submit a certain report by a certain date each year; reestablishing the Task Force to Study the Implementation of a Hub and Spoke Program in the Southern Maryland Region; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the Secretary and the General Assembly on or before a certain date each year; requiring the Secretary, in consultation with the Comptroller, to adopt certain regulations; defining certain terms; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; making this Act an emergency measure; and generally relating to a tax credit for certain food donations.

BY adding to

Article – Tax – General

Section 10–737

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 263 – Senators Edwards, Astle, Bates, Cassilly, Conway, Currie, DeGrange, Eckardt, Hershey, Hough, Jennings, Kagan, Kasemeyer, King, Klausmeier, Madaleno, Manno, Mathias, McFadden, Middleton, Miller,

Muse, Norman, Ready, Salling, Serafini, ~~and Waugh~~ Waugh, Ferguson, Guzzone, and Peters

AN ACT concerning

Payment in Lieu of Taxes – State Forests, State Parks, and Wildlife Management Areas

FOR the purpose of prohibiting a county from receiving certain revenues derived from a State forest or State 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 State park if the county receives a certain payment in a fiscal year; requiring certain payments to counties for State forests, State parks, and wildlife management areas that are exempt from the property tax; providing for the amount of the payments; establishing eligibility criteria for a county to receive certain payments for State forests, State parks, and wildlife management areas that are exempt from the property tax; providing for a triennial adjustment to the amount of the payments beginning in a certain fiscal year; 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, State 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 each year; 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 percent 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; defining certain terms; and generally relating to payments to counties for State forests, State parks, and wildlife management areas within a county.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 5–101(a) and (e) and 10–801
Annotated Code of Maryland
(2012 Replacement Volume and 2015 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 2015 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 2015 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 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

**Senate Bill 283 – Senators Lee, Gladden, Guzzone, Hershey, Madaleno, Manno,
Raskin, Ready, and Young**

AN ACT concerning

Criminal Law – Cruelty to Animals – Implement of Dogfighting

FOR the purpose of prohibiting a person from possessing, with the intent to unlawfully use, a certain implement of dogfighting; ~~establishing certain factors that a court may consider to determine whether an object is an implement of dogfighting;~~ establishing penalties for a violation of this Act; authorizing a court to order a certain defendant to participate in and pay for psychological counseling as a condition of sentencing; providing that each implement of dogfighting possessed in violation of this Act is a separate offense; defining a certain term; and generally relating to cruelty to animals.

BY adding to

Article – Criminal Law
Section 10–607.1
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

**Senate Bill 322 – Senators Pinsky, Astle, Benson, Conway, Currie, Ferguson,
Guzzone, Kasemeyer, King, Lee, Manno, McFadden, Middleton, Miller,
Ramirez, Rosapepe, Young, and Zirkin**

AN ACT concerning

Homeowners’ Property Tax Credit Program – Eligibility Awareness Campaign

FOR the purpose of requiring, on or before a certain date, the State Department of Assessments and Taxation to provide the Comptroller information identifying

certain residential property owners who failed to claim a certain homeowners' property tax credit; requiring the Comptroller to review certain information, identify certain individuals who may be eligible for but failed to claim the credit, and provide the Department the contact information of those individuals; requiring, on or before a certain date, the Department to contact certain individuals identified under this Act by mail for certain purposes; repealing certain provisions of law requiring the Department and the Comptroller to provide certain notices about the credit; and generally relating to the homeowners' property tax credit program.

BY repealing

Article – Tax – Property

Section 9–104(e) and (f)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Tax – Property

Section ~~9–104(w)~~ 9–104(e)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY renumbering

Article – Tax – Property

Section 9–104(g) through (v), respectively

to be Section 9–104(f) through (u), respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 342 – Senators Feldman, Benson, Guzzone, Kelley, Klausmeier, Madaleno, ~~and Pugh~~ Pugh, and Manno

AN ACT concerning

**State Finance and Procurement – Public Senior Higher Education Institutions
– Policies Concerning Procurement Contracts**

FOR the purpose of requiring that certain policies of public senior higher education institutions promote certain purposes and be similar to certain provisions concerning required clauses for procurement contracts; and generally relating to public senior higher education institutions and the application of certain policies concerning procurement contracts.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 11–203(e)

Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 346 – Senators Ramirez, Brochin, Cassilly, Hough, Lee, Madaleno, Muse, ~~and Raskin~~ Raskin, Ready, and Zirkin

AN ACT concerning

Peace Orders – Grounds for Relief

FOR the purpose of adding certain offenses to the list of offenses alleged to have been committed by a certain respondent against a certain victim for which a peace order request or a peace order petition may be filed under certain circumstances; and generally relating to peace orders.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–8A–19.1 and 3–1503(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 355 – Senators Feldman, Raskin, Astle, Benson, Brochin, Cassilly, Conway, Currie, DeGrange, Ferguson, Gladden, Guzzone, Hershey, Jennings, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Ready, Rosapepe, Serafini, Simonaire, Waugh, Young, ~~and Zirkin~~ Zirkin, Edwards, Eckardt, and Zucker

AN ACT concerning

Maryland Achieving a Better Life Experience (ABLE) Program – Establishment

FOR the purpose of requiring the College Savings Plans of Maryland Board to establish the Maryland Achieving a Better Life Experience (ABLE) Program for certain purposes subject to certain provisions; renaming the College Savings Plans of Maryland Board to be the Maryland 529 Board; requiring the Board to oversee the establishment and 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; declaring that the goal of the State is that the Maryland ABLE Program be fully operational by a certain date; requiring the Board to work in consultation with the Department of Disabilities regarding the Maryland ABLE Program; authorizing the Board to collaborate and participate with other states or

entities regarding the Maryland ABLE Program; 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; prohibiting money and assets in an ABLE account in any state from being considered for a certain determination of eligibility for, or the amount of, certain assistance or benefits from certain local or State means-tested programs; authorizing the Maryland ABLE Program to receive money from certain sources; 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; requiring the Board to issue certain refunds under certain circumstances; authorizing any state to file a certain claim on the death of a designated beneficiary of an ABLE account; altering a certain power of attorney form; allowing a subtraction modification under the State income tax for certain contributions to and distributions from 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; defining certain terms; requiring the publisher of the Annotated Code of Maryland, in consultation with the Department of Legislative Services, to correct cross-references and terminology in the Code that are rendered incorrect by this Act; providing for the application of certain provisions of this Act; and generally relating to the College Savings Plans of Maryland and the Maryland ABLE Program.

BY repealing and reenacting, with amendments,

Article – Education

Section 18–1901, 18–1902.1, 18–1904(a) through (d), 18–1905(d)(3), (e), and (f),
18–19A–05, and 18–19B–05

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 18–1905(d)(1)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education

Section 18–19C–01 through 18–19C–10 to be under the new subtitle “Subtitle 19C.
Maryland ABLE Program”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Estates and Trusts

Section 17–203

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 11–203(f)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–803(a)(11)(ii)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 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 2015 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 2015 Supplement)

Read the first time and referred to the Committee on Health and Government Operations.

Senate Bill 368 – Senators Ferguson, McFadden, and Nathan–Pulliam

AN ACT concerning

Baltimore City – Police Commissioner – Length of Term

FOR the purpose of repealing a provision requiring that the Police Commissioner of Baltimore City be appointed for a term of a certain number of years; providing that the Police Commissioner shall serve at the pleasure of the Mayor of Baltimore City;

and generally relating to the appointment and term of office for the Police Commissioner of Baltimore City.

BY repealing and reenacting, with amendments,
The Public Local Laws of Baltimore City
Section 16–5(a)
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 Environment and Transportation.

Senate Bill 370 – Senators Madaleno, Feldman, Ferguson, Guzzone, Kelley, Lee, Peters, Raskin, Rosapepe, ~~and Young~~ Young, and McFadden

AN ACT concerning

Board of Public Works Transparency Act of 2016

FOR the purpose of requiring the Secretary of Budget and Management to provide certain public notice within a certain period of time before the Board of Public Works may approve a reduction of appropriations; requiring the Secretary to provide certain notice within a certain period of time to the Board of Public Works and certain committees of the General Assembly; and generally relating to the State budget and the Department of Budget and Management.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–213
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 372 – Senators Peters, Currie, and McFadden

AN ACT concerning

~~**Horse Racing – Track Winnings – Intercepts for Restitution and Child Support Payments**~~

Task Force to Study Intercepting Horse Racing Winnings for Child Support and Restitution

~~FOR the purpose of authorizing the Central Collection Unit and Child Support Enforcement Administration to certify to the State Racing Commission or a licensee of the Commission that an obligor is in arrears on certain restitution or child support payments; requiring the certification to contain certain information; requiring a~~

~~licensee to provide an obligor who wins a certain prize with a certain notice; requiring the Commission or a licensee to withhold and make certain transfers of a certain amount of the prize of an obligor; authorizing an obligor to appeal a transfer; requiring the Commission or a licensee to honor interception requests in a certain order; authorizing the Secretary of Budget and Management, the Secretary of Human Resources, and the Commission to adopt certain regulations; providing that a licensee may not be held liable for certain acts; providing for the application of this Act; and generally relating to the interception of certain prizes at horse racing tracks.~~

~~BY adding to~~

~~Article – Business Regulation~~

~~Section 11-215~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Criminal Procedure~~

~~Section 11-616(b)~~

~~Annotated Code of Maryland~~

~~(2008 Replacement Volume and 2015 Supplement)~~

FOR the purpose of establishing a Task Force to Study Intercepting Horse Racing Winnings for Child Support and Restitution; 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 General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Intercepting Horse Racing Winnings for Child Support and Restitution.

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 378 – The President (By Request – Administration)

AN ACT concerning

State Employees – Merit Increases in Salary

FOR the purpose of excluding certain State employees from a certain prohibition against certain merit increases in salary; and generally relating to merit increases in salary for certain State employees.

BY repealing and reenacting, with amendments,

Chapter 489 of the Acts of the General Assembly of 2015

Section 7(a)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 408 – Senator Manno

AN ACT concerning

**Election Law – State Elected Officials – Campaign Fund–Raising During
General Assembly Session – Civil Penalty**

FOR the purpose of clarifying that certain persons are prohibited from soliciting a contribution during the General Assembly session; authorizing the State Board of Elections to impose a civil penalty for a violation by a campaign finance entity of the prohibition on fund–raising during the General Assembly session; authorizing the State Board to impose a lesser civil penalty than prescribed by law for certain violations under certain circumstances; repealing provisions of law that authorized the State Board, represented by the State Prosecutor, to institute a civil action in a circuit court against a campaign finance entity for a violation of the prohibition on fund–raising during the General Assembly session; and generally relating to campaign fund–raising during the General Assembly session and civil penalties.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 13–235 and 13–604.1
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 411 – Senators Eckardt, Hershey, and Mathias

AN ACT concerning

**Income Tax – Credit for ~~Physician~~ Preceptors in Areas With Health Care
Workforce Shortages**

FOR the purpose of authorizing a credit against the State income tax for certain individuals who, under certain circumstances, serve as ~~physician~~ preceptors in certain preceptorship programs and work in certain areas of the State with health care workforce shortages; providing that the credit may not exceed the State income tax for that taxable year and that any unused credit may not be carried over to any other taxable year; providing for the calculation of the credit; requiring the Department of Health and Mental Hygiene, on application of a taxpayer, to issue a tax credit certificate under certain circumstances; requiring the application to contain certain information; providing for the maximum amount of a tax credit certificate that may be issued; requiring the Department to approve applications on a first–come, first–served basis and notify applicants of approval or denial of an application within a certain number of days of receipt of the application; providing that the total number

of tax credit certificates issued by the Department may not exceed a certain amount for each taxable year; providing that tax credit certificate amounts not issued during a taxable year may be carried over and issued during the next taxable year; requiring the Department to report certain information to the Comptroller and the General Assembly on or before a certain date each year; requiring the Department, in consultation with the Governor's Workforce Investment Board, to adopt certain regulations; establishing the Nurse Practitioner Preceptorship Tax Credit Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; authorizing a certain amount of the unspent portion of money transferred to the Office of Student Financial Assistance for use under the Health Personnel Shortage Incentive Grant Program to be transferred or revert to the General Fund only for a certain purpose; requiring the State Board of Nursing to assess a certain fee for the renewal of a certain certification; requiring the Board to pay the fee collected into the Fund; defining certain terms; providing for the application of this Act; providing for the termination of this Act; and generally relating to a credit against the State income tax for certain ~~physician~~ preceptors in certain areas with health care workforce shortages.

BY adding to

Article – Tax – General
Section 10–737 and 10–738
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Education
Section 18–803(b)(1) and (2)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education
Section 18–803(e)(2)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education
Section 18–803(e)(3)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 8-206(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 421 – Senators Ramirez, Raskin, Cassilly, and Rosapepe

AN ACT concerning

Special Education – Translations of Individualized Education Programs or Individualized Family Service Plans – Native Language

FOR the purpose of authorizing the parents of a child with a disability to request the translation into their native language of a completed individualized education program or a completed individualized family service plan under certain circumstances; requiring certain school personnel to provide the parents with a certain translation of a completed individualized education program or a completed individualized family service plan within a certain time frame; requiring the State Department of Education and county boards of education to submit certain reports on or before certain dates; defining certain terms; and generally relating to individualized education programs and individualized family service plans.

BY repealing and reenacting, with amendments,
Article – Education
Section 8-405
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 422 – ~~Senator Kasemeyer~~ Senators Kasemeyer and McFadden

AN ACT concerning

Education – Maryland School for the Blind – Funding

FOR the purpose of requiring teachers and professional personnel at the Maryland School for the Blind to be paid an annual salary at least equal to a certain amount paid in Baltimore County to certain personnel; requiring the Governor to appropriate a certain amount for certain services; adding to a certain calculation one-half of the average number of children served by the School for the Blind for a certain program; requiring the School for the Blind to submit certain information in a certain form; reorganizing and recodifying without substantive change provisions of law relating to the Maryland School for the Deaf; making stylistic changes; repealing obsolete provisions of law; making conforming changes; and generally relating to funding for

the Maryland School for the Blind and reorganizing and recodifying provisions of law for the Maryland School for the Deaf.

BY repealing

Article – Education

Section 8–304, 8–305, 8–310.1 through 8–310.3, 8–312, and 8–313

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 7–101(b)(4); and 8–301 through 8–303, 8–306, 8–307, 8–307.1, and 8–308 through 8–310, 8–311, and 8–314 through 8–319 to be under the amended subtitle “Subtitle 3. Education of Blind Children”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education

Section 8–3A–01 through 8–3A–11 to be under the new subtitle “Subtitle 3A. Education of Deaf Children”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 423 – Senators Norman, Brochin, Cassilly, Gladden, Hough, Lee, Muse, Ramirez, Raskin, Ready, and Zirkin

AN ACT concerning

Motor Vehicles – Driver Education Program Curriculum – Police Traffic Stop Procedures

FOR the purpose of requiring the Motor Vehicle Administration to adopt regulations requiring that classroom instruction for the driver education program include instruction on what to do when stopped by a police officer; and generally relating to the driver education program curriculum.

BY repealing and reenacting, with amendments,

Article – Transportation

Section 16–505

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 439 – Senator Lee

AN ACT concerning

**Correctional Training Commission – Department of Juvenile Services
Employees – Revocation of Certification and Reinstatement**

FOR the purpose of authorizing the Correctional Training Commission to revoke the certification of a Department of Juvenile Services employee in conjunction with certain disciplinary actions; authorizing the court to reinstate the certification of a correctional officer under certain circumstances; authorizing the Office of Administrative Hearings to reinstate the certification of a Department of Juvenile Services employee with no further examination or condition under certain circumstances; and generally relating to the Correctional Training Commission and the revocation of certification and reinstatement of Department of Juvenile Services employees.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 8–209.2
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 473 – Senator Peters (Chair, Joint Committee on Pensions)

AN ACT concerning

**Correctional Officers' Retirement System – Clifton T. Perkins Maximum
Security Guards – ~~Vested~~ Allowances**

FOR the purpose of altering the age at which a normal service retirement allowance begins for a member of the Correctional Officers' Retirement System who is a maximum security attendant at the Clifton T. Perkins Hospital Center ~~and begins membership after a certain date~~; altering the age at which a vested allowance begins for ~~a member~~ certain members of the Correctional Officers' Retirement System who ~~is a~~ serve as maximum security ~~attendant~~ attendants at the Clifton T. Perkins Hospital Center ~~and begins membership after a certain date~~; providing for the application of certain provisions of this Act; and generally relating to allowances for members of the Correctional Officers' Retirement System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 25–401(a) and 29–302(c)
Annotated Code of Maryland
(2015 Replacement Volume)

Read the first time and referred to the Committee on Appropriations.

Senate Bill 475 – Senator Rosapepe

AN ACT concerning

Vehicle Laws – School Crossing Guards – Authority to Direct Traffic

FOR the purpose of expanding the authority of school crossing guards to direct traffic by authorizing a school crossing guard who meets certain qualifications to direct vehicles and pedestrians on a highway or on school grounds in order to assist nonschool vehicles in entering and leaving school grounds; and generally relating to the authority of school crossing guards to direct traffic.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–107
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 520 – Washington County Senators

AN ACT concerning

~~Washington County Board~~ **County Boards of Education – Motor Fuel Tax
Exemption and Refund**

FOR the purpose of exempting from the motor fuel tax certain motor fuel that is bought by a county board of education or a school bus operator under contract with a county board of education for use in certain vehicles; authorizing ~~the Washington County Board of Education~~ a county board of education to claim a refund of motor fuel tax paid on motor fuel purchased for use in vehicles owned by the ~~Washington County Board of Education~~ county board; authorizing a school bus operator under contract with a county board of education to claim a refund of motor fuel tax paid on motor fuel purchased for use in vehicles used to transport the county's public school students; and generally relating to an exemption from and a refund of motor fuel tax for ~~the Washington County Board of Education~~ a county board of education.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section ~~9–303(d)~~ and 13–901(f)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 526 – Senator Bates

AN ACT concerning

Agriculture – ~~Donation~~ of Commercial Feed – Exemption

FOR the purpose of altering the defined term ~~“distribute”~~ “commercial feed” ~~and defining~~ “donation” as used in the Maryland Commercial Feed Law to exempt certain materials; and generally relating to the Maryland Commercial Feed Law.

~~BY renumbering~~

~~Article – Agriculture~~

~~Section 6–101(i) through (o), respectively~~

~~to be Section 6–101(j) through (p), respectively~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Agriculture~~

~~Section 6–101(a), (d), (e), and (g)~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Agriculture~~

~~Section 6–101(h)~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

~~BY adding to~~

~~Article – Agriculture~~

~~Section 6–101(i)~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 6–101(a)

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 6–101(d)

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 541 – Senator Feldman

AN ACT concerning

Portable Electronics Insurance – Required Notices – Method of Mailing

FOR the purpose of altering the method of mailing that an insurer or vendor is required to use when the insurer or vendor sends to a policyholder or covered customer certain notices about a termination or any other change in the terms and conditions of a policy of portable electronics insurance; and generally relating to required notices about portable electronics insurance.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 19–903(a) and (h)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 19–903(h)(2)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 552 – Senators Pugh, Conway, Ferguson, McFadden, ~~and Nathan Pulliam~~ Nathan Pulliam, and Gladden

AN ACT concerning

Baltimore City – Property Tax Credit – Public Safety Officers

FOR the purpose of authorizing the Mayor and City Council of Baltimore City to grant, by law, a certain property tax credit against the county property tax imposed on a certain dwelling in Baltimore City that is owned by a certain public safety officer under certain circumstances; providing that the credit may not exceed a certain amount ~~and may not be granted to more than one public safety officer~~ per dwelling; prohibiting a certain recipient of the property tax credit from receiving certain other property tax credits; authorizing the receipt of certain additional property tax credits subject to a certain limitation; authorizing the Mayor and City Council of Baltimore City to provide, by law, for certain matters relating to the tax credit; defining certain

terms; providing for the application of this Act; and generally relating to a property tax credit for certain public safety officers in Baltimore City.

BY adding to

Article – Tax – Property

Section 9–304(i)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 575 – Senator Ramirez

AN ACT concerning

County Boards of Education – Limit on Liability

FOR the purpose of increasing the limit on liability of a county board of education; increasing the minimum amount of liability coverage that a county board must maintain and for which the State Board of Education must establish standards; making stylistic and conforming changes; providing for the application of this Act; and generally relating to the limit on liability of a county board of education.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5–518(b) and (c)

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 4–105

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 591 – Senator King

AN ACT concerning

Tax Sales – Condominium Assessments and Homeowners Association Fees

FOR the purpose of requiring a certain notice of an action to foreclose the right of redemption to be sent to a homeowners association or a condominium association under certain circumstances; requiring a plaintiff in a certain action to foreclose the right of redemption on property to be liable for the payment of certain assessments

or fees incurred after the date of judgment foreclosing the right of redemption; authorizing a certain action to be filed to collect certain assessments or fees; prohibiting a certain defense from being raised in a certain action to collect certain assessments or fees; and generally relating to tax sales of property.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 14–836(b)(1), (2), and (3)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–836(b)(4)(i) and 14–844
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

Senate Bill 603 – Senator Pugh

AN ACT concerning

Criminal Law – Pretrial Release – Prior ~~Crime of Violence~~ Crimes

FOR the purpose of prohibiting a District Court commissioner from authorizing the pretrial release of a defendant charged with a crime of violence if the defendant has previously been convicted of a certain crime; prohibiting a District Court commissioner from authorizing release of a defendant charged with a certain crime if the defendant has previously been convicted of a crime of violence; and generally relating to pretrial release.

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 14–101(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 1–101(a) and (e)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section ~~5–202(f)~~ 5–202(c) and (f)

Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 629 – 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 2015 Supplement)

Read the first time and referred to the Committee on Judiciary.

Senate Bill 651 – Senator Bates

AN ACT concerning

**State Department of Education – Virtual Learning Opportunities – Survey and
Report**

FOR the purpose of requiring the State Department of Education to conduct a survey of the county boards of education to make a certain determination about the use of virtual learning opportunities for students; requiring the Department to submit a certain report to the General Assembly on or before a certain date; requiring the Department

to develop and adopt certain guidelines and policies regarding the utilization of certain virtual learning opportunities; and generally relating to a survey and report of virtual learning opportunities by the State Department of Education.

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 670 – Senator Kasemeyer

AN ACT concerning

**Howard County – Alcoholic Beverages – Continuing Care Retirement
Community License**

FOR the purpose of creating in Howard County an exception to the alcoholic beverages license application or renewal requirements for a Class C (continuing care retirement community) beer, wine, and liquor license issued to a nonprofit organization; requiring that the license be applied for and issued to a manager or supervisor and two officers under certain circumstances; allowing residents and their guests in a continuing care retirement community that holds the license to consume beer, wine, or liquor not purchased from the community under certain circumstances; and generally relating to continuing care retirement community alcoholic beverages licenses in Howard County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 23–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 23–1404(a) and 23–2704

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 23–1404(d)

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 695 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Beauty Salon License

FOR the purpose of establishing in Frederick County a beauty salon beer and wine license; requiring that a recipient of the license be a holder of a beauty salon permit; authorizing a holder of the license to provide beer and wine by the glass for consumption by a certain customer when a certain cosmetology service is provided or a certain fund-raising event is held; prohibiting the license from being transferred to another location; specifying the hours that the license privilege may be exercised; specifying an annual license fee; providing that an establishment for which the license is issued is subject to certain alcohol awareness training requirements; and generally relating to alcoholic beverages licenses in Frederick County.

BY renumbering

Article – Alcoholic Beverages

Section 20–1002 through 20–1014, respectively

to be Section 20–1003 through 20–1015, respectively

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 20–1002

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. ____)(6LR1406) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, without amendments,

Article – Business Occupations and Professions

Section 5–101(a), (c), (d), (l), (m), (n), and (o) and 5–501

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 696 – Senators Young and Hough

AN ACT concerning

**Frederick County and St. Mary's County – Alcoholic Beverages – Art Gallery
Beer and Wine License**

FOR the purpose of authorizing the Board of License Commissioners for Frederick County and the Board of License Commissioners for St. Mary's County to issue an art gallery

beer and wine license to nonprofit and for-profit retail businesses that display and sell original artwork or certain copies of original artwork by an individual or a group of artists; prohibiting a certain type of business from being issued the license; specifying that a holder of the license may sell or serve beer and wine at retail for on-premises consumption when snacks are served during certain hours; specifying a license fee; prohibiting the license from being transferred from the location for which the license was originally issued to another location; and generally relating to an art gallery license in Frederick County and St. Mary's County.

BY renumbering

Article – Alcoholic Beverages

Section 20-1001 and 28-1001, respectively

to be Section 20-1001.1 and 28-1001.1, respectively

Annotated Code of Maryland

(As enacted by Chapter ___ (S.B.____)(6lr1406) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 20-1001 and 28-1001

Annotated Code of Maryland

(As enacted by Chapter ___ (S.B.____)(6lr1406) of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 830 – Senator Conway

AN ACT concerning

State Board of Cosmetologists – Limited License – Hair Services – Blow Drying

FOR the purpose of establishing a limited license to provide hair services – blow drying; requiring the State Board of Cosmetologists to establish by regulation certain curriculum standards for providing hair services – blow drying for use by certain entities for a certain purpose; establishing qualifications for a limited license to provide hair services – blow drying; providing that a certain limited license authorizes the licensee to provide only certain services; authorizing the establishment of a limited practice beauty salon for providing hair services – blow drying; prohibiting a person from providing hair services – blow drying in certain places subject to certain exceptions; defining certain terms; altering the definitions of certain terms; and generally relating to a limited license to provide hair services – blow drying.

BY repealing and reenacting, with amendments,

Article – Business Occupations and Professions

Section 5-101, 5-205(c), 5-301, 5-305, 5-310, 5-501, and 5-605

Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Economic Matters.

Senate Bill 905 – Senators King, Miller, Astle, Conway, DeGrange, Ferguson, Gladden, Guzzone, Kagan, Klausmeier, Madaleno, Manno, McFadden, Middleton, Muse, Nathan–Pulliam, Peters, Pugh, Ramirez, Raskin, Rosapepe, Zirkin, and Zucker

AN ACT concerning

Commission on Innovation and Excellence in Education

FOR the purpose of establishing the Commission on Innovation and Excellence in Education; providing for the composition, chair, and staffing of the Commission; requiring certain appointments to be made to ensure diversity within 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 findings and recommendations of a certain study, review certain education finance formulas, review certain accountability measures and review certain other matters; requiring the Commission to make certain recommendations on certain matters; requiring the Commission to make a preliminary and a final report of its findings and recommendations to the Governor and the General Assembly on or before certain dates; requiring certain appointments to the Commission to be made within a certain period of time; providing for the termination of this Act; and generally relating to the Commission on Innovation and Excellence in Education.

Read the first time and referred to the Committee on Ways and Means.

Senate Bill 1033 – Senator Mathias

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2015 – Worcester
County – Delmarva Discovery Center and Museum**

FOR the purpose of amending the Maryland Consolidated Capital Bond Loan of 2015 to add a grantee to certain grants; making this Act an emergency measure; and generally relating to amending the Maryland Consolidated Capital Bond Loan of 2015.

BY repealing and reenacting, with amendments,
Chapter 495 of the Acts of the General Assembly of 2015

Section 1(3) Item ZA02(BC) and Item ZA03(BQ)

Read the first time and referred to the Committee on Appropriations.

Senate Joint Resolution 7 – Senator Madaleno

A Senate Joint Resolution concerning

Extending the Lewis and Clark National Historic Trail

FOR the purpose of urging the National Park Service in the U.S. Department of the Interior to expeditiously complete and provide to Congress the Eastern Legacy Special Resource Study and include within the Study a certain recommendation.

Read the first time and referred to the Committee on Environment and Transportation.

THE COMMITTEE ON APPROPRIATIONS REPORT #7

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 352 – Delegates Ghrist, Arentz, Hornberger, S. Howard, and Jacobs

AN ACT concerning

Office of Legislative Audits – Local School System Audits – Repeal

HB0352/244264/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 352

(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 2, strike “– Repeal”; strike beginning with “repealing” in line 3 down through “changes” in line 13 and substitute “exempting a local school system from a certain audit requirement under certain circumstances; authorizing the Joint Audit Committee to direct the Office of Legislative Audits to conduct an audit of a local school system”; and in line 13, strike “the repeal of”.

On pages 1 and 2, strike in their entirety the lines beginning with line 15 on page 1 through line 8 on page 2 and substitute:

“BY repealing and reenacting, with amendments,
Article – State Government
Section 2–1220(e)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 12 through 15, inclusive; strike in their entirety lines 17 through 20, inclusive; in lines 21 and 26, in each instance, strike the bracket; in line 21, strike “At” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION, AT**”; and after line 26, insert:

“(4) BEGINNING IN FISCAL YEAR 2017, A LOCAL SCHOOL SYSTEM SHALL BE EXEMPT FROM THE AUDIT REQUIREMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION IF THE COUNTY GOVERNING BODY, THE COUNTY BOARD OF EDUCATION, AND THE COUNTY DELEGATION TO THE MARYLAND GENERAL ASSEMBLY CONSISTING OF THE COUNTY SENATORS AND DELEGATES EACH SUBMITS A LETTER TO THE JOINT AUDIT COMMITTEE REQUESTING AN EXEMPTION ON OR BEFORE NOVEMBER 1 OF FISCAL YEAR 2017, OR ON OR BEFORE NOVEMBER 1 OF THE LAST YEAR OF A 6–YEAR AUDIT CYCLE UNDER PARAGRAPH (1) OF THIS SUBSECTION, AS DETERMINED BY THE OFFICE OF LEGISLATIVE AUDITS.

(5) NOTWITHSTANDING PARAGRAPH (4) OF THIS SUBSECTION, THE JOINT AUDIT COMMITTEE MAY DIRECT THE OFFICE OF LEGISLATIVE AUDITS TO CONDUCT AN AUDIT OF A LOCAL SCHOOL SYSTEM AT ANY TIME.”.

On pages 2 and 3, strike in their entirety the lines beginning with line 27 on page 2 through line 24 on page 3.

On page 3, in line 25, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

**House Bill 445 – Delegates Lierman, Chang, Hettleman, Jackson, Korman, Krimm,
and P. Young**

AN ACT concerning

Food Stamp Program – Minimum Benefit – State Supplement

HB0445/974069/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 445

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “requiring” and substitute “authorizing”; and in line 5, after “program;” insert “requiring the Department of Human Resources to notify the Department of Legislative Services within a certain time period after the federal government fully funds a certain minimum benefit; providing for the termination of this Act.”.

AMENDMENT NO. 2

On page 2, in line 3, strike “SHALL” and substitute “MAY”; and after line 4, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Human Resources shall notify the Department of Legislative Services within 5 days after the federal government fully funds a minimum benefit of at least \$30 under the federal Supplemental Nutrition Assistance Program, formerly known as the Food Stamp Program.”;

in line 5, strike “2.” and substitute “3.”; and in line 6, after “2016.” insert “It shall remain effective until 30 days after the day on which the Department of Legislative Services receives notice under Section 2 of this Act, and at the end of the 30th day, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 593 – Delegates M. Washington, Hettleman, Krimm, Lierman, and McKay

AN ACT concerning

Human Services – Interagency Council on Homelessness – Membership

HB0593/464465/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 593

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “advocacy;” insert “altering the method of selecting and qualifications of the chair of the Council; stating the intent of the General Assembly that certain designees have certain decision making authority under certain circumstances;”; and in line 14, after “6–419” insert “and 6–420”.

AMENDMENT NO. 2

On page 2, in line 16, strike “and” and substitute:

“(12) THE SECRETARY OF DISABILITIES, OR THE SECRETARY’S DESIGNEE; AND”;

in line 17, strike “(12)” and substitute “**(13)**”; after line 25, insert:

“6–420.

(a) **[From among its members, the Council shall elect a chair] THE GOVERNOR SHALL DESIGNATE AS CHAIR OF THE COUNCIL A MEMBER WHO IS A SECRETARY OR A SECRETARY’S DESIGNEE WITH DECISION MAKING AUTHORITY ON ISSUES THAT RELATE TO THE WORK OF THE COUNCIL.**

[(b) After the election of the first chair, a candidate for chair must be a member of the Council who attended at least a majority of the Council’s meetings during the year immediately preceding the election.]

[(c) (B) The term of the chair is 2 years.]

[(d) (C) The chair may not serve consecutive terms.]

SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that a Secretary’s or State Superintendent’s designee on the Interagency Council on Homelessness have decision making authority on issues that relate to the work of the Council.”;

and in line 26, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

House Bill 878 – Delegate Parrott

AN ACT concerning

**Maryland Higher Education Commission – Religious Educational
Institutions – Authority to Operate**

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 1140 – Prince George’s County Delegation and Montgomery County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Ratemaking Structure – Review
by Office of Legislative Audits**

PG/MC 108-16

HB1140/654762/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 1140

(First Reading File Bill)

In line 12, after “with” insert “;

(1)”;and in lines 12 and 13 strike “that are comparable in size” and substitute “that:(i) are comparable in size;(ii) are controlled and funded by governmental agencies;(iii) provide both water and sewer services;(iv) are not publicly traded; and(v) are consistent with industry ratemaking best practices for entities of similar size and functions as the Commission; and(2) other governmental, not-for-profit, or national trade associations specializing in providing water and wastewater service, such as:(i) the American Water Works Association;(ii) the National Association of Clean Water Agencies;(iii) the United States Environmental Protection Agency; and(iv) any other entities the Office considers appropriate”.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 with amendments:

House Bill 1162 – Delegate Reznik

AN ACT concerning

Foster Youth Summer Internship Program

HB1162/224767/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 1162

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Reznik” and substitute “Delegates Reznik and Carozza”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #10

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 843 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Beauty Salon License

HB0843/873898/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 843

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 11, insert:

“BY renumbering

Article – Alcoholic Beverages

Section 20–1002 through 20–1014, respectively

to be Section 20–1003 through 20–1015, respectively

Annotated Code of Maryland

(As enacted by Chapter _____ (S.B. 724) of the Acts of the General Assembly of 2016)”;

in line 14, strike “20–1001.1” and substitute “20–1002”; strike in their entirety lines 16 and 17 and substitute:

“(As enacted by Chapter _____ (S.B. 724) of the Acts of the General Assembly of 2016)”;

after line 22, insert:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 20–1002 through 20–1014, respectively, of Article – Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s) 20–1003 through 20–1015, respectively.”;

in line 23, strike “1.” and substitute “2.”; and in the same line, strike “BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND” and substitute “AND BE IT FURTHER ENACTED”.

AMENDMENT NO. 2

On page 2, in line 9, strike “UNDER § 5–101(L)” and substitute “DESCRIBED IN § 5–101(L)(1)”; and in line 12, after “INSPECTIONS” insert “, IF REQUIRED,”.

AMENDMENT NO. 3

On page 2, in line 1, strike “20–1001.1.” and substitute “20–1002.”; after line 1, insert:

“(A) THERE IS A BEAUTY SALON BEER AND WINE LICENSE.”;

in lines 2, 5, 14, and 16, strike “(A)”, “(B)”, “(C)”, and “(D)”, respectively, and substitute “(B)”, “(C)”, “(D)”, and “(E)”, respectively; in line 2, strike “A SPECIAL BEAUTY SALON BEER AND WINE” and substitute “THE”; in lines 5 and 14, in each instance, strike “A BEAUTY SALON” and substitute “THE”; in line 16, strike “A HOLDER OF THE” and substitute “THE”; in the same line, after “LICENSE” insert “HOLDER”; strike in its entirety line 19; in line 20, strike “AN” and substitute “THE”; in line 22, after “ARTICLE” insert “, SUBJECT TO § 20–1903 OF THIS TITLE”; and after line 22, insert:

“(G) THE ANNUAL LICENSE FEE IS \$100.”.

On page 4, in line 24, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 892 – Delegate Impallaria

AN ACT concerning

Harford County – Alcoholic Beverages – Movie Theater License

HB0892/933194/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 892

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Impallaria” and substitute “Harford County Delegation”; in line 5, after “theater;” insert “requiring the owner of a movie theater to provide certain documentation to the Board to be eligible for the license;”; in line 6, strike “and wine” and substitute “, wine, and liquor”; in the same line, after “sale;” insert “requiring that beer, wine, and liquor be sold only in a certain manner; providing that a movie theater for which the license is issued is subject to certain alcohol awareness training”

requirements and shall offer for sale food other than candy and popcorn;” and in line 13, strike “(S.B. _____)(6lr1406)” and substitute “(S.B. 724)”.

AMENDMENT NO. 2

On page 1, in line 19, strike “AND WINE” and substitute “, WINE, AND LIQUOR”; in line 20, after “(B)” insert “(1)”; and after line 21, insert:

“(2) TO BE ELIGIBLE FOR THE LICENSE, THE OWNER OF A MOVIE THEATER IS REQUIRED TO PROVIDE DOCUMENTATION TO THE BOARD THAT THE OWNER HAS MADE AN INVESTMENT OF AT LEAST \$250,000 IN THE MOVIE THEATER.”

AMENDMENT NO. 3

On page 2, in line 1, after “(C)” insert “(1)”; in the same line, strike “AND WINE” and substitute “, WINE, AND LIQUOR”; in line 2, strike “DURING THE SAME HOURS AND” and substitute “FROM 4 P.M. TO MIDNIGHT ON THE”; and after line 3, insert:

“(2) BEER, WINE, AND LIQUOR MAY BE SOLD ONLY:

(I) IN SINGLE-SERVE CONTAINERS; AND

(II) FROM A COUNTER SEPARATE FROM A COUNTER SERVING CANDY, POPCORN, AND NONALCOHOLIC BEVERAGES.

(3) A MOVIE THEATER FOR WHICH THE LICENSE IS ISSUED:

(I) IS SUBJECT TO THE ALCOHOL AWARENESS TRAINING REQUIREMENTS UNDER § 4-505 OF THIS ARTICLE; AND

(II) SHALL OFFER FOR SALE FOOD OTHER THAN CANDY AND POPCORN.”

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 969 – Delegates Impallaria and Lisanti

AN ACT concerning

Harford County – Alcoholic Beverages – Business Establishments Near Schools

HB0969/213397/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 969

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Impallaria and Lisanti” and substitute “Harford County Delegation”; strike beginning with “altering” in line 3 down through “by” in line 4 and substitute “authorizing”; and in line 5, after “Commissioners” insert “to issue a license to a business establishment in Harford County if the business establishment is not located within a certain distance of a public or private school”.

AMENDMENT NO. 2

On page 2, in lines 26 and 27, in each instance, strike the brackets; in line 26, strike “**THE**”; and in line 27, strike “**300**”.

On page 3, in lines 4, 7, and 8, in each instance, strike the bracket; in line 4, after “in” insert “**HARFORD COUNTY AND IN**”; in line 5, after “municipality” insert “**IN HARFORD COUNTY**”; and in line 8, strike “**300**”.

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 1090 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Continuing Care Retirement
Community License
Ho. Co. 15–16**

HB1090/153491/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1090
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “application” insert “or renewal”; in line 7, after the first “license” insert “issued to a nonprofit organization”; and in line 10, strike “wine” and substitute “beer, wine, or liquor”.

AMENDMENT NO. 2

On page 2, in line 21, after “FOR” insert “OR RENEWAL OF”; and in line 22, after “LICENSE” insert “BY A NONPROFIT ORGANIZATION”.

On page 3, in line 15, strike the second “WINE” and substitute “BEER, WINE, OR LIQUOR”; and in line 17, strike “WINE” and substitute “BEER, WINE, OR LIQUOR”.

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 1291 – Delegates Davis and Kelly

AN ACT concerning

State Board of Cosmetologists – Limited License – Hair Services – Blow Drying

HB1291/593097/1

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 1291

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegates Davis and” and substitute “Delegate”.

On page 5, in line 8, strike “OR”; after line 8, insert:

“(6) SINGEING THE HAIR; OR”;

and in line 9, strike “(6)” and substitute “(7)”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1503 – Delegates Simonaire, D. Barnes, Buckel, Fennell, Folden, Glass, McKay, Metzgar, A. Washington, and M. Washington

AN ACT concerning

Adult Education – GED Testing Fees – Exemption for Homeless Youth

Favorable report adopted.

FLOOR AMENDMENT

HB1503/533226/1

BY: Delegate Rey

AMENDMENT TO HOUSE BILL 1503

(First Reading File Bill)

On page 1, in line 19, after “ACT” insert “, 42 U.S.C. § 11302(A)”.

On page 2, in line 11, after “ACT” insert “, 42 U.S.C. § 5601 ET SEQ.”; and in line 14, after “ACT” insert “, 42 U.S.C. § 11431 ET SEQ.”.

The preceding amendment was read only.

Delegate Davis moved to make the Bill and Amendment a Special Order for Tuesday.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 278)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #26

House Bill 299 – Delegate Otto

AN ACT concerning

Worcester County – Alcoholic Beverages – Refillable Container Permit for Draft Beer

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 279)

The Bill was then sent to the Senate.

House Bill 309 – Delegates Busch, Walker, Angel, B. Barnes, D. Barnes, Barron, Davis, Fennell, Frush, Gaines, Healey, Holmes, C. Howard, Jackson, Knotts, Pena–Melnyk, Proctor, Sanchez, Tarlau, Valderrama, Valentino–Smith, Vallario, Vaughn, and A. Washington

AN ACT concerning

Prince George’s County Regional Medical Center Act of 2016

Read the third time and passed by yeas and nays as follows:

Affirmative – 92 Negative – 46 (See Roll Call No. 280)

The Bill was then sent to the Senate.

House Bill 490 – Delegate Cullison

AN ACT concerning

Maryland Nurse Practice Act – Peer Review and Advisory Committees and Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 281)

The Bill was then sent to the Senate.

House Bill 550 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Distillery License Holders – Sale of Product to Participants in Guided Tours

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 282)

The Bill was then sent to the Senate.

House Bill 616 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Class 1 Distillery Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 283)

The Bill was then sent to the Senate.

House Bill 632 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Luxury Restaurants and Farm
Breweries – Licenses
Ho. Co. 14–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 284)

The Bill was then sent to the Senate.

House Bill 639 – Delegates Kelly, Frick, Jalisi, Korman, Lam, Reznik, ~~and Waldstreicher~~ Waldstreicher, Hill, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young

AN ACT concerning

Health Insurance – Provider Claims – Payment by Credit Card ~~– Prohibited or~~ Electronic Funds Transfer Payment Method

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 285)

The Bill was then sent to the Senate.

House Bill 654 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Class D Beer, Wine, and Liquor Licenses
Ho. Co. 10–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 286)

The Bill was then sent to the Senate.

House Bill 655 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Class D Licenses
Ho. Co. 7–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 287)

The Bill was then sent to the Senate.

House Bill 680 – Delegate Kipke

AN ACT concerning

Health Occupations – Dental Hygienists – Local Anesthesia

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 288)

The Bill was then sent to the Senate.

House Bill 706 – Delegates Jameson, Patterson, and C. Wilson

AN ACT concerning

**Charles County – Alcoholic Beverages – Entertainment Concessionaire and
Entertainment Facility Licenses**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 289)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 1342 – Delegates Kramer, Fraser–Hidalgo, Adams, Angel, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Carter, Chang, Cluster, Cullison, Dumais, Ebersole, Fennell, Frick, Frush, Gilchrist, Glass, Gutierrez, Hammen, Hayes, Hettleman, Hill, Hixson, Jackson, Jalisi, Kaiser, Kelly, Kipke, Kittleman, Knotts, Korman, Krebs, Krimm, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, McKay, Metzgar, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Parrott, Patterson, Pena–Melnyk, Pendergrass, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Simonaire, Smith, Stein, Szeliga, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, B. Wilson, C. Wilson, and P. Young

AN ACT concerning

**Drunk Driving Reduction Act of 2016
(Noah’s Law)**

STATUS OF BILL: BILL ON 2ND READING. 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.

House Bill 1002 – Delegates B. Barnes, Anderson, Atterbeary, Brooks, Busch, Clippinger, Cullison, Davis, Ebersole, Fennell, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kaiser, Korman, Krimm, Lafferty, Lam, Lierman, Luedtke, A. Miller, Moon, Morhaim, Platt, B. Robinson, Sanchez, Smith, Stein, Valderrama, and Waldstreicher

AN ACT concerning

Weapon-Free Higher Education Zones

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1002/513224/1

BY: Delegate B. Barnes

AMENDMENT TO HOUSE BILL 1002, AS AMENDED

In the Appropriations Committee Amendments (HB1002/644169/1), in line 1 of Amendment No. 2, strike “OR”; and in line 5, after “FIREARM” insert “; OR

(7) PROPERTY USED BY A PUBLIC INSTITUTION OF HIGHER EDUCATION THAT IS OWNED BY AN INDIVIDUAL OR A PRIVATE ENTITY, UNLESS THE PROPERTY IS USED FOR STUDENT HOUSING”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

HB1002/863923/1

BY: Delegate S. Howard

AMENDMENT TO HOUSE BILL 1002, AS AMENDED
(First Reading File Bill)

On page 2, in line 25, after “violates” insert “:

(I) SUBSECTION (B)(1) OF;

and in line 26, after “both” insert “;AND

(II) SUBSECTION (B)(2) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 6 MONTHS OR A FINE NOT EXCEEDING \$1,000 OR BOTH”.

The preceding amendment was read and rejected by a roll call vote as follows:

Affirmative – 59 Negative – 78 (See Roll Call No. 290)

FLOOR AMENDMENT

HB1002/113921/1

BY: Delegate C. Wilson

AMENDMENTS TO HOUSE BILL 1002, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “prohibition;” insert “requiring a public institution of higher education to post certain signs at certain locations;”; and after line 12, insert:

“BY adding to

Article – Education

Section 15–119

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, before line 29, insert:

“Article – Education15–119.

A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL POST SIGNS IN PROMINENT LOCATIONS ON THE PROPERTY OF THE PUBLIC INSTITUTION OF HIGHER EDUCATION, INCLUDING AT ENTRANCES TO AND EXITS FROM TO THE PROPERTY, DESIGNED TO PROVIDE NOTICE OF THE PROVISIONS OF § 4–102(B)(2) OF THE CRIMINAL LAW ARTICLE PROHIBITING THE POSSESSION OF FIREARMS.”

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

HB1002/693527/1

BY: Delegate Flanagan

AMENDMENTS TO HOUSE BILL 1002, AS AMENDEDAMENDMENT NO. 1

On page 1 of the Appropriations Committee Amendments (HB1002/304966/1), in line 3 of Amendment No. 1, after “signs” insert “in certain locations”.

AMENDMENT NO. 2

On page 7 of the Appropriations Committee Amendments, in line 4 of Amendment No. 4, before “A” insert “(A)”; and strike beginning with “ON” in line 4 down through “EDUCATION” in line 5 and substitute “AT EACH LOCATION DESCRIBED IN SUBSECTION (B) OF THIS SECTION”.

On page 8 of the Appropriations Committee Amendments, in line 2 of Amendment No. 4, after “FIREARMS” insert “.”

(B) THE SIGNS REQUIRED BY SUBSECTION (A) OF THIS SECTION SHALL BE POSTED:

(1) AT EACH POINT OF ENTRY FOR VEHICULAR, BICYCLE, OR PEDESTRIAN TRAFFIC TO THE PROPERTY OF THE PUBLIC INSTITUTION OF HIGHER EDUCATION; AND

(2) ON EACH PUBLIC TRANSIT VEHICLE OPERATED BY THE PUBLIC INSTITUTION OF HIGHER EDUCATION THAT ENTERS THE PROPERTY OF THE INSTITUTION".

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 55 Negative – 82 (See Roll Call No. 291)

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #9

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Health and Government Operations:

House Bill 1618 – Delegate Hammen

AN ACT concerning

Cigarette Restitution Fund – Establishment of Behavioral Health Treatment Account and Funding for Substance Use Treatment Services

The Bill was re-referred to the Committee on Health and Government Operations.

THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #10

CONSENT CALENDAR #5

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1621 – Delegates Oaks, Carter, and Rosenberg

AN ACT concerning

Creation of a State Debt – Baltimore City – Berean Child Care Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1623 – Delegates Davis, Angel, D. Barnes, Holmes, Valentino-Smith, and Vallario

AN ACT concerning

Creation of a State Debt – Prince George’s County – Olde Mill Community and Teaching Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1625 – Delegate Kramer

AN ACT concerning

Creation of a State Debt – Montgomery County – Torah School of Greater Washington

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1629 – Delegates Carr, Gutierrez, and Waldstreicher

AN ACT concerning

Creation of a State Debt – Montgomery County – A Wider Circle Community Service Center

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1635 – Delegates Clippinger and Lierman

AN ACT concerning

Creation of a State Debt – Baltimore City – Port Discovery Children’s Museum

The Bill was re-referred to the Committee on Appropriations.

Delegate Healey, Chair, for the Committee on Rules and Executive Nominations recommended the following Bill be re-referred to the Committee on Appropriations:

House Bill 1639 – Delegates B. Robinson and Conaway

AN ACT concerning

Creation of a State Debt – Baltimore City – Arena Players

The Bill was re-referred to the Committee on Appropriations.

QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 292)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #20**House Bill 74 – The Speaker (By Request – Maryland Judiciary)**

AN ACT concerning

Judgeships – Circuit Courts and District Court

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 293)

The Bill was then sent to the Senate.

**House Bill 132 – Delegates Lafferty, Healey, Lierman, ~~and S. Robinson~~
S. Robinson, Carr, and Bromwell**

AN ACT concerning

State Government – Pollinator Habitat Plans

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 1 (See Roll Call No. 294)

The Bill was then sent to the Senate.

House Bill 169 – Carroll County Delegation

EMERGENCY BILL

AN ACT concerning

Carroll County – Turkey Hunting on Private Property – Sundays

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 6 (See Roll Call No. 295)

The Bill was then sent to the Senate.

House Bill 202 – Delegates Bromwell, Aumann, Brooks, Ciliberti, Cluster, Folden, Grammer, Jameson, Luedtke, Metzgar, Miele, Morgan, O'Donnell, Patterson, West, and C. Wilson

AN ACT concerning

Gaming Payouts – Donation of Coins – Maryland Veterans Trust Fund

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 296)

The Bill was then sent to the Senate.

House Bill 234 – Delegates Grammer and Metzgar

AN ACT concerning

State Highways – Electronic Map of State Roads by State Legislative District

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 297)

The Bill was then sent to the Senate.

House Bill 263 – Delegate Rosenberg

AN ACT concerning

Civil Actions – Strategic Lawsuits Against Public Participation

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 298)

The Bill was then sent to the Senate.

House Bill 344 – Delegates Afzali and C. Howard

AN ACT concerning

**Voter Registration – Affiliation With Political Party and Participation in
Primary Election, Caucus, or Convention**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 299)

The Bill was then sent to the Senate.

House Bill 359 – Delegates Dumais and B. Wilson

AN ACT concerning

**Criminal Procedure – Charges Against Correctional Officer – Review by State’s
Attorney**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 300)

The Bill was then sent to the Senate.

House Bill 373 – Delegates Stein, Beidle, Fraser–Hidalgo, and Frush

AN ACT concerning

Motor Vehicles – Passenger Seat Belt Requirement – Primary Offense

Read the third time and passed by yeas and nays as follows:

Affirmative – 83 Negative – 55 (See Roll Call No. 301)

The Bill was then sent to the Senate.

**House Bill 378 – Delegates Tarlau, Anderson, D. Barnes, Carr, Clippinger,
Ebersole, Fennell, Frush, Hayes, Hettleman, Hill, Jalisi, Kelly, Korman,**

Luedtke, McCray, Moon, Morales, Patterson, Pena–Melnik, Pendergrass, Platt, Sanchez, Turner, Walker, A. Washington, and M. Washington

AN ACT concerning

Homeowners' Property Tax Credit Program – Eligibility Awareness Campaign

Delegate Holmes moved to make the Bill a Special Order for Tuesday.

The motion was adopted.

House Bill 381 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Board of Trustees – Designee Appointments and Fiduciary Duties

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 302)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #23

House Bill 543 – Allegany County Delegation

AN ACT concerning

Allegany County – Alcoholic Beverages – Minimum Age to Serve Liquor

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 303)

The Bill was then sent to the Senate.

House Bill 549 – Caroline County Delegation

AN ACT concerning

Caroline County – Alcoholic Beverages – Refillable Container Permit

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 304)

The Bill was then sent to the Senate.

House Bill 555 – Delegate Kipke

AN ACT concerning

**Office of Cemetery Oversight – Perpetual Care Trust Funds – Report
Submission Requirement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 305)

The Bill was then sent to the Senate.

House Bill 739 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Nonprofit Beer Festival Permit – Revisions

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 306)

The Bill was then sent to the Senate.

House Bill 779 – Delegate Parrott

AN ACT concerning

Alcoholic Beverages – Washington County – Local Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 307)

The Bill was then sent to the Senate.

House Bill 841 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Hotel Lobby License

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 308)

The Bill was then sent to the Senate.

House Bill 842 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Art Gallery Beer and Wine License

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 309)

The Bill was then sent to the Senate.

House Bill 844 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcohol Awareness Program – Absence From Licensed Premises

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 310)

The Bill was then sent to the Senate.

House Bill 995 – Allegany County Delegation

AN ACT concerning

Allegany County – Alcoholic Beverages – Sunday Sales

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 311)

The Bill was then sent to the Senate.

House Bill 1109 – Frederick County Delegation

AN ACT concerning

Frederick County – Dry Election Districts – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 312)

The Bill was then sent to the Senate.

House Bill 1210 – Delegates Clippinger, Hammen, and Lierman

AN ACT concerning

Baltimore City – Alcoholic Beverages – ~~Class C Beer, Wine, and Liquor~~ Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 313)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Krebs 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. 314)

In compliance with the rules, the Bill was introduced.

House Bill 1640 – Carroll County Delegation

AN ACT concerning

Carroll County – Local Government Tort Claims Act

FOR the purpose of removing a reference to a certain public transportation provider in Carroll County from the definition of “local government” under the Local Government Tort Claims Act; and generally relating to the definition of “local government” under the Local Government Tort Claims Act.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 5–301(d)(25)

Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #25

House Bill 1064 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Sale of Alcoholic Beverages – Distance From Places of
Worship, Schools, and Youth Centers
MC 18–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 315)

The Bill was then sent to the Senate.

House Bill 1068 – Delegates Hammen, Clippinger, and Lierman

AN ACT concerning

Baltimore City – Alcoholic Beverages – Pub Crawl Promoter’s Permits

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 316)

The Bill was then sent to the Senate.

House Bill 1073 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – License Applications – Online
Notice
MC 5–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 317)

The Bill was then sent to the Senate.

House Bill 1074 – Montgomery County Delegation

EMERGENCY BILL

AN ACT concerning

**Montgomery County – Laytonsville – Alcoholic Beverages Licenses
MC 22–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 318)

The Bill was then sent to the Senate.

House Bill 1076 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Sports Stadium License
MC 19–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 319)

The Bill was then sent to the Senate.

House Bill 1144 – Delegate W. Miller

AN ACT concerning

**Gas and Electric Companies – Retail Choice Customer Education and
Protection Fund**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 320)

The Bill was then sent to the Senate.

House Bill 1156 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Beer or Wine Festival License

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 321)

The Bill was then sent to the Senate.

House Bill 1182 – Delegate Sydnor

AN ACT concerning

**Charitable Organizations and Representatives – Fund-Raising Counsel –
Definition**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 322)

The Bill was then sent to the Senate.

House Bill 1316 – Delegate Arentz

AN ACT concerning

Alcoholic Beverages – Class 9 Limited Distillery Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 323)

The Bill was then sent to the Senate.

House Bill 1337 – Delegate Barkley

AN ACT concerning

**Alcoholic Beverages – Liquor – Manufacturer’s and Wholesaler’s Licenses and
Permits**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 324)

The Bill was then sent to the Senate.

House Bill 1353 – Calvert County Delegation

AN ACT concerning

Calvert County – Alcoholic Beverages – Special Event Festival Permit

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 325)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #21

House Bill 385 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Abandoned Property – Tax Sales – Ground Rent

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 326)

The Bill was then sent to the Senate.

House Bill 410 – Delegates O’Donnell, Aumann, Beitzel, ~~and Holmes~~ Holmes, Arentz, and Carey

AN ACT concerning

Natural Resources – Poaching Restitution Act of 2016

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 4 (See Roll Call No. 327)

The Bill was then sent to the Senate.

House Bill 443 – Delegates Fraser–Hidalgo, Beidle, Lam, and Morhaim

AN ACT concerning

Agriculture – Industrial Hemp – Agricultural or Academic Research

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 328)

The Bill was then sent to the Senate.

House Bill 505 – Charles County Delegation

AN ACT concerning

Charles County Sheriff – Salaries and Collective Bargaining

Read the third time and passed by yeas and nays as follows:

Affirmative – 111 Negative – 26 (See Roll Call No. 329)

The Bill was then sent to the Senate.

House Bill 612 – Delegates Vallario, Anderson, Atterbeary, Carter, Cluster, Dumais, Glass, Kittleman, Malone, McComas, Moon, Proctor, Rey, Rosenberg, Sanchez, Smith, Valentino-Smith, ~~and B. Wilson~~ B. Wilson, Barkley, Barve, Carr, Clippinger, Conaway, Cullison, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Lisanti, Luedtke, McKay, A. Miller, Morales, Platt, Reznik, S. Robinson, Sydnor, Waldstreicher, and C. Wilson

AN ACT concerning

Manslaughter by Motor Vehicle or Vessel While Under the Influence or Impaired – Penalty

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 330)

The Bill was then sent to the Senate.

House Bill 627 – Delegate Gilchrist

AN ACT concerning

Vehicle Laws – Drivers’ Education Schools and Instructors

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 331)

The Bill was then sent to the Senate.

House Bill 649 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Law Enforcement Officers’ Bill of Rights – Extension of Time for Review and Final Order by Chief

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 332)

The Bill was then sent to the Senate.

House Bill 661 – Delegate Conaway

AN ACT concerning

Public Safety – Law Enforcement Officers – Firearm Cameras

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 333)

The Bill was then sent to the Senate.

House Bill 688 – Delegate Lam

AN ACT concerning

Vehicle Laws – Electric Personal Assistive Mobility Device – Definition

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 334)

The Bill was then sent to the Senate.

House Bill 766 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Fish and Fisheries

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 335)

The Bill was then sent to the Senate.

House Bill 773 – Delegates Valentino–Smith, Atterbeary, and B. Wilson

AN ACT concerning

Drunk and Drugged Driving – Evidence of Blood Test

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 336)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 1342 – Delegates Kramer, Fraser–Hidalgo, Adams, Angel, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Carter, Chang, Cluster, Cullison, Dumais, Ebersole, Fennell, Frick, Frush, Gilchrist, Glass, Gutierrez, Hammen, Hayes, Hettleman, Hill, Hixson, Jackson, Jalisi, Kaiser, Kelly, Kipke, Kittleman, Knotts, Korman, Krebs, Krimm, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, McKay, Metzgar, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Parrott, Patterson, Pena–Melnik, Pendergrass, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Simonaire, Smith, Stein, Szeliga, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, B. Wilson, C. Wilson, and P. Young

AN ACT concerning

**Drunk Driving Reduction Act of 2016
(Noah’s Law)**

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT AS AMENDED ADOPTED.

FLOOR AMENDMENT

HB1342/162419/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1342, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 2 of the bill, in line 7, after “participation;” insert “requiring a court to order a person to participate in the Program under certain circumstances;”.

AMENDMENT NO. 2

On page 2 of the bill, after line 17, insert:

“BY adding to

Article – Transportation

Section 27–107.1

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 3

On page 5 of the bill in line 15, and on page 7 of the bill in line 5, in each instance, after “of” insert “:

(I) A VIOLATION OF § 21–902(A) OF THIS ARTICLE MORE THAN ONCE WITHIN A 5–YEAR PERIOD;

(II) A VIOLATION OF § 21–902(A) OF THIS ARTICLE WITHIN A 5–YEAR PERIOD AFTER THE PERSON WAS PREVIOUSLY CONVICTED OF A VIOLATION OF § 21–902(D) OF THIS ARTICLE; OR

(III) A”.

On page 3 of the House Judiciary Committee Amendments (HB1342/332410/1), in line 3 of Amendment No. 5, strike “A”; and in line 8 of Amendment No. 5, strike “AND”.

On page 6 of the bill, in line 1, after “3.” insert “**THE LICENSE IS RESTRICTED TO PERMIT THE PERSON TO DRIVE ONLY TO AND FROM WORK, SCHOOL, AN ALCOHOL TREATMENT PROGRAM, OR AN IGNITION INTERLOCK SYSTEM SERVICE FACILITY, IF**

THE PERSON WAS CONVICTED OF A VIOLATION OF § 21-902(A) OF THIS ARTICLE MORE THAN ONCE WITHIN A 5-YEAR PERIOD; AND

4.”;

and in line 7, after “of” insert “:

A. A VIOLATION OF § 21-902(A) OF THIS ARTICLE WITHIN A 5-YEAR PERIOD AFTER THE PERSON WAS PREVIOUSLY CONVICTED OF A VIOLATION OF § 21-902(D) OF THIS ARTICLE; OR

B. A”.

On page 3 of the House Judiciary Committee Amendments, in line 10 of Amendment No. 5, strike “A”.

On page 6 of the bill, strike beginning with “The” in line 24 down through “3.” in line 26; and in line 29, strike “4.” and substitute “3.”.

On page 7 of the bill, in line 23, after “from” insert “:

1. WORK, SCHOOL, AN ALCOHOL TREATMENT PROGRAM, OR AN IGNITION INTERLOCK SYSTEM SERVICE FACILITY, IF THE PERSON WAS CONVICTED OF A VIOLATION OF § 21-902(A) OF THIS ARTICLE MORE THAN ONCE WITHIN A 5-YEAR PERIOD;

2. WORK”;

in line 29, after “of” insert “:

A. A VIOLATION OF § 21-902(A) OF THIS ARTICLE WITHIN A 5-YEAR PERIOD AFTER THE PERSON WAS PREVIOUSLY CONVICTED OF A VIOLATION OF § 21-902(D) OF THIS ARTICLE; OR

B. A”.

On page 3 of the House Judiciary Committee Amendments, in line 22 of Amendment No. 5, strike “A”; and in line 20 of Amendment No. 5, strike “WORK”.

On page 8 of the bill, in lines 10, 20, and 34, and on page 9, in line 13, in each instance, strike “more than 1 year” and substitute “LESS THAN THE PERIOD REQUIRED UNDER § 16-404.1 OF THIS TITLE”.

On page 8 of the bill, strike beginning with “more” in line 14 down through “year” in line 15 and substitute “LESS THAN THE PERIOD REQUIRED UNDER § 16-404.1 OF THIS TITLE”.

On page 9 of the bill, in line 25, after the second “of” insert “§ 21-902(A) OR (D)”.

On page 4 of the House Judiciary Committee Amendments, in line 3 of Amendment No. 5, strike “§ 21-902(D)”.

AMENDMENT NO. 4

On page 4 of the House Judiciary Committee Amendments, in line 2 of Amendment No. 6, strike “180” and substitute “270”.

AMENDMENT NO. 5

On page 14 of the bill, in line 7 strike “and”; and in line 11, after “violation” insert “; AND”

(VI) ADVISE THE PERSON THAT A COURT SHALL IMPOSE PARTICIPATION IN THE IGNITION INTERLOCK SYSTEM PROGRAM AS PART OF THE SENTENCE IN ACCORDANCE WITH § 27-107.1 OF THIS ARTICLE”.

On page 6 of the House Judiciary Committee Amendments, in line 14 of Amendment No. 9, strike “OR”.

On page 7 of the House Judiciary Committee Amendments, in line 11 of Amendment No. 9, after “ALCOHOL” insert “; OR”

5. THE INDIVIDUAL IS REQUIRED TO BE A PARTICIPANT BY A COURT ORDER UNDER § 27-107.1 OF THIS ARTICLE”.

On page 37 of the bill, after line 16, insert:

“27-107.1.

(A) IN THIS SECTION, “TEST” HAS THE MEANING STATED IN § 16-205.1 OF THIS ARTICLE.

(B) IF A PERSON IS CONVICTED OF A VIOLATION UNDER § 21-902(B) OR (C) OF THIS ARTICLE AND THE TRIER OF FACT FINDS BEYOND A REASONABLE DOUBT THAT THE PERSON REFUSED TO TAKE A TEST ARISING OUT OF THE SAME CIRCUMSTANCES AS THE VIOLATION, THE COURT SHALL REQUIRE THE PERSON TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM UNDER § 16-404.1 OF THIS ARTICLE FOR 1 YEAR.

(C) THE PENALTY PROVIDED IN THIS SECTION SHALL BE:

(1) IN ADDITION TO ANY OTHER CRIMINAL PENALTY FOR A VIOLATION OF § 21-902(B) OR (C) OF THIS ARTICLE;

(2) CONCURRENT WITH ANY OTHER PARTICIPATION IN THE IGNITION INTERLOCK SYSTEM PROGRAM ORDERED BY THE ADMINISTRATION UNDER ANY OTHER PROVISION OF THIS ARTICLE.

(D) IF A PERSON SUBJECT TO THIS SECTION PARTICIPATES IN THE IGNITION INTERLOCK SYSTEM PROGRAM UNDER § 16-205.1 OF THIS ARTICLE, THE PERSON SHALL RECEIVE CREDIT TOWARD THE LENGTH OF PARTICIPATION IN THE IGNITION INTERLOCK SYSTEM PROGRAM ARISING OUT OF THE SAME INCIDENT REQUIRED UNDER THIS SECTION.”.

AMENDMENT NO. 6

On page 16 of the bill, in line 4, strike “ineligible” and substitute “ELIGIBLE”; and in line 5, strike “under”.

On page 5 of the House Judiciary Committee Amendments, in line 14 of Amendment No. 7, strike “SUBSECTION (O) OF THIS SECTION”.

On page 29 of the bill, in line 22, after “0.15” insert “AND DID NOT ELECT TO PARTICIPATE IN THE IGNITION INTERLOCK SYSTEM PROGRAM”.

The preceding 6 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 337)

RECESS

At 12:59 P.M. on motion of Delegate Kaiser the House recessed until 8:00 P.M. on Legislative Day March 11, 2016, Calendar Day Monday, March 14, 2016.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 11, 2016
Calendar Day: Monday, March 14, 2016

At 8:09 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate Edith Patterson of Charles County.

QUORUM CALL

The presiding officer announced a quorum call, showing 134 Members present.

(See Roll Call No. 339)

EXCUSES:

Del. Carter – personal

Del. Gutierrez – medical

Del. Luedtke – family emergency

Del. McDonough – illness

Del. McMillan – business

The Journal of March 10, 2016 was read and approved.

MESSAGE FROM THE SENATE

FIRST READING OF SENATE BILLS

Senate Bill 395 – Senator Conway

AN ACT concerning

Ethics – Local Government – Conflict of Interest and Financial Disclosure

FOR the purpose of requiring that certain authorized modifications of local conflict of interest and financial disclosure laws and regulations be made in accordance with regulations adopted by the State Ethics Commission and consistent with certain intent; authorizing rather than requiring a county or municipal corporation to modify certain local financial disclosure laws under certain circumstances; and generally relating to local conflict of interest and financial disclosure laws and regulations.

BY repealing and reenacting, without amendments,

Article – General Provisions
 Section 5–807
 Annotated Code of Maryland
 (2014 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
 Article – General Provisions
 Section 5–808, 5–809, 5–816, and 5–817
 Annotated Code of Maryland
 (2014 Volume and 2015 Supplement)

Read the first time and referred to the Committee on Environment and Transportation.

**Senate Bill 1052 – Senators Ferguson, Miller, Currie, DeGrange, ~~Edwards,~~
 Guzzone, King, Madaleno, Manno, McFadden, ~~Peters,~~ and Serafini and
 Peters**

AN ACT concerning

University of Maryland Strategic Partnership Act of 2016

FOR the purpose of creating a strategic partnership between certain higher education institutions to be called the University of Maryland; ~~requiring each campus of the University of Maryland to have a president subject to a decision by the Board of Regents at a certain time;~~ requiring the presidents to jointly operate and manage the University of Maryland; requiring the presidents of the University of Maryland campuses to submit a certain report to the University System of Maryland Board of Regents and the Chancellor of the University System of Maryland each year; stating certain findings of the General Assembly; requiring the presidents to develop and implement a certain plan; requiring the presidents of certain campuses to perform certain duties; establishing a University of Maryland Joint Steering Council with a certain membership; requiring the Council to perform certain duties; establishing a Center for Maryland Advanced Ventures; requiring the Center to be located in Baltimore City; requiring the Center to perform certain duties; requiring the Center to provide certain services to certain institutions; authorizing the Center to assess a certain fee for certain services; requiring the presidents to appoint an Executive Director of the Center; requiring the Executive Director of the Center to perform certain duties; authorizing the Maryland Technology Development Corporation to advise the Executive Director on the development of the Center; requiring the Governor to appropriate at least certain amounts to support the Center ~~in certain fiscal years~~ beginning in a certain fiscal year; establishing a University of Maryland Center for Economic and Entrepreneurship Development (UMCEED); requiring UMCEED to be located on a certain campus; requiring UMCEED to perform certain duties; requiring the presidents to appoint an Executive Director of UMCEED; requiring the Executive Director of UMCEED to perform certain duties; requiring the Governor to appropriate at least a certain amount to support UMCEED beginning in a certain fiscal year; repealing the requirement that certain institutions

be considered a single institution for certain purposes; requiring the Consolidated Transportation Program to include certain information; requiring the University System of Maryland to locate a certain office in Baltimore City by a certain date; requiring ownership of a certain property to be transferred to the University of Maryland, College Park Campus by a certain date; ~~requiring the submission of certain legislation if a certain decision is made by the Board of Regents~~; requiring the presidents of certain campuses to jointly develop certain plans; ~~requiring the Governor to include a certain amount in a certain budget to construct a certain facility at the Universities of Shady Grove~~; requiring the Governor to provide a certain amount of general funds to the University System of Maryland Office in certain fiscal years to be distributed to certain institutions and to include a certain distribution in a certain budget in all future fiscal years; requiring certain Presidents to have an opportunity to meet with the Governor to discuss certain fiscal matters; prohibiting a certain construction of the strategic partnership and of this Act; requiring certain Presidents to make certain recommendations to the Chancellor of the University System of Maryland to make a certain evaluation and recommendation by a certain date; providing that the University of Maryland Joint Steering Committee is the successor to a certain MPowering the State Steering Committee; providing that the University of Maryland is the successor of the University of Maryland, College Park and the University of Maryland, Baltimore; providing that certain names and titles of a certain unit and officials in laws and other documents mean the names and titles of the successor unit and officials; providing for the continuity of certain matters and persons; specifying certain findings and declaring the intent of the General Assembly; requiring the publisher of the Annotated Code, in consultation with, and subject to the approval of, the Department of Legislative Services, to make certain corrections; defining certain terms; repealing a certain definition; renumbering certain sections; making conforming changes; and generally relating to the strategic partnership between certain higher education institutions in Maryland.

BY renumbering

Article – Transportation

Section 2–103.1(c)(3) through (7), respectively

to be Section 2–103.1(c)(4) through (8), respectively

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 4–402(d)(1)(i), 10–209(d) and (f), 11–105(b)(5)(i) and (ii), 12–101(b), 12–104(b), 12–105(a)(2), 12–106(a)(1)(iii)1., 12–109(a) and (f)(3), 12–116(b) and (c), 13–101(d)(2), 13–102(d), 13–103(b), 13–104(c), 13–202(b), 13–204, 13–205(e)(4)(i), 13–301(d) and (r), 13–401(d)(3), 13–501(j), 13–503(b), 13–505(a)(2)(ii), 13–513(f) and (g), ~~13–601~~, 13–702(c), 13–703(b) through (d), 13–802(c)(2), 13–803(c)(2) and (4), 13–804(b), 17–302(d)(2), 18–113(a)(2)(ii), 18–304(b)(2)(ii), 18–404(c)(2), 18–503(b)(2), 18–506(a),

18–601(e)(2)(i), 18–603.1(d), 18–604(e)(2), 18–708(i)(1), 18–901,
18–2201(b)(2)(i), 18–2205(a)(2)(i)1., and 18–2901(e)(2)(iii)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 10–209(e), 12–116(a), 13–103(a), 13–201(a), 13–505(a)(1), and 13–802(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY adding to
Article – Education
Section 12–104(b–1); 12–301 through 12–306 to be under the new subtitle “Subtitle
3. University of Maryland”; and 13–201(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
~~Article 2B – Alcoholic Beverages~~
~~Section 6–201(r)(12)(iv)1. and (ix)4.~~
~~Annotated Code of Maryland~~
~~(2011 Replacement Volume and 2015 Supplement)~~
Article – Alcoholic Beverages
Section 26–1009(b)(1) and (e)(4)
Annotated Code of Maryland
(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 9.5–202(a)(1)(v)
Annotated Code of Maryland
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 1–403(a)(2)
Annotated Code of Maryland
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–208(a)(5)(iii)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure
Section 2–101(c)(7) and 11–113(c)(3)(x)
Annotated Code of Maryland
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 10–455(a)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–455(b)(3) and (c)(3)(i)
Annotated Code of Maryland
(2008 Volume and 2015 Supplement)

BY repealing
Article – General Provisions
Section 1–116
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 7–316
Annotated Code of Maryland
(2014 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–1101(hh) and 13–1303(c)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Land Use
Section 1–208(a)
Annotated Code of Maryland
(2012 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–11A–03(d), 4–11A–03.2(b)(6), 4–11C–01(c)(2)(i), and 8–2A–03(a)(3)(vi)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Natural Resources
Section 4–11A–03.2(a) and 4–11C–01(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Utilities
Section 9–201(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities
Section 9–201(b)(8)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Government
Section 9–603(b)(7), 9–1405(b)(7), 9–1406(c), 9–2203(e), and 9–2204(a) and (c)(3)(ii)
and (iii)
Annotated Code of Maryland
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 26–201(a)(5) and (b)(3) and 26–202(b)(1)(v)
Annotated Code of Maryland
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Transportation
Section 2–103(e) and 2–103.1(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY adding to

Article – Transportation
Section 2–103.1(c)(3)
Annotated Code of Maryland
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 16–205.1(i)(3)(i)8.
Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Appropriations.

QUORUM CALL

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 340)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #22

House Bill 822 – Delegates Atterbeary, Dumais, Kittleman, McComas, Moon, Morales, Rosenberg, Sanchez, Smith, Sydnor, Valentino-Smith, and B. Wilson

AN ACT concerning

Criminal Law – Altering References From Mentally Defective to Substantially Cognitively Impaired Individual

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 341)

The Bill was then sent to the Senate.

House Bill 849 – Delegates Sample-Hughes, Holmes, Anderton, Carr, Fennell, Ghrist, Healey, C. Howard, Jalisi, McCray, McKay, Otto, Patterson, Proctor, ~~and Sanchez~~ Sanchez, and Queen

AN ACT concerning

Public Safety – Rental Dwelling Units – Carbon Monoxide Alarms

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 7 (See Roll Call No. 342)

The Bill was then sent to the Senate.

House Bill 873 – Delegates Smith, Luedtke, Hixson, and P. Young

AN ACT concerning

Election Law – Special Elections – Absentee Ballots for Absent Uniformed Services Voters and Overseas Voters

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 343)

The Bill was then sent to the Senate.

House Bill 926 – Delegate Lierman

AN ACT concerning

Optional Retirement Program – Eligibility – Alterations

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 344)

The Bill was then sent to the Senate.

House Bill 989 – Delegate Holmes

AN ACT concerning

Residential Real Property – Sales Contracts – Notice of Water and Sewer Charges

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 345)

The Bill was then sent to the Senate.

House Bill 1059 – Delegates Morales, Carr, Cullison, Ebersole, Fennell, Fraser-Hidalgo, Frush, Gutierrez, Healey, Hill, Hixson, C. Howard, Jalisi, Knotts, Lafferty, Lam, Moon, S. Robinson, Sanchez, Tarlau, A. Washington, and M. Washington

AN ACT concerning

Landlord and Tenant – Security Deposit – Contents of Lease

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 346)

The Bill was then sent to the Senate.

House Bill 1148 – Delegates Gilchrist, Barkley, Kipke, ~~and Simonaire~~ Simonaire, Afzali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Tarlau, Turner, Walker, and M. Washington

AN ACT concerning

~~**Income Tax – Subtraction Modification – Retirement Income**~~
Income Tax – Retirement Income – Collection of Information

Delegate O'Donnell moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

House Bill 1149 – Frederick County Delegation

AN ACT concerning

**Frederick Center for Research and Education in Science and Technology –
Funding**

Read the third time and passed by yeas and nays as follows:

Affirmative – 120 Negative – 16 (See Roll Call No. 347)

The Bill was then sent to the Senate.

House Bill 1161 – Delegate Lisanti

AN ACT concerning

Municipalities – Boat Docking and Storage – User Fees – Authorized Uses

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 4 (See Roll Call No. 348)

The Bill was then sent to the Senate.

House Bill 1581 – Harford County Delegation

EMERGENCY BILL

AN ACT concerning

**Harford County Deputy Sheriff ~~Patrick Dailey~~ Sheriffs Dailey and Logsdon
Benefits Memorial Act**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 349)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #24

**House Bill 403 – Delegates Morhaim, Branch, Bromwell, Fennell, Glenn, Kipke,
Krebs, Lam, McCray, Miele, W. Miller, Oaks, B. Robinson, Szeliga, Vaughn,
Walker, and West**

AN ACT concerning

**Construction Contracts – Change Orders
(State Procurement Change Order Fairness Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 350)

The Bill was then sent to the Senate.

House Bill 606 – Delegate Dumais

AN ACT concerning

Patient Safety Early Intervention Programs

Read the third time and passed by yeas and nays as follows:

Affirmative – 117 Negative – 18 (See Roll Call No. 351)

The Bill was then sent to the Senate.

**House Bill 642 – ~~Delegates Sophocleus, Carey, and Chang~~ Anne Arundel County
Delegation**

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 352)

The Bill was then sent to the Senate.

House Bill 791 – Carroll County Delegation

AN ACT concerning

Carroll County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 353)

The Bill was then sent to the Senate.

House Bill 798 – Chair, Health and Government Operations Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Health Insurance – Reporting Requirements – Repeal

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 354)

The Bill was then sent to the Senate.

House Bill 840 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Theater License

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 355)

The Bill was then sent to the Senate.

House Bill 984 – Delegates Saab, Cullison, Grammer, Kelly, Kittleman, Krebs, Metzgar, Miele, W. Miller, Morgan, Pena–Melnyk, Rose, Shoemaker, and West

AN ACT concerning

Open Meetings Act – Retention of Minutes and Recordings – Revision

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 356)

The Bill was then sent to the Senate.

House Bill 1029 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Alcoholic Beverages – Class BD–BWL License – Hours of Sale
MC 17–16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 357)

The Bill was then sent to the Senate.

House Bill 1051 – ~~Delegate Lisanti~~ Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Community College License

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 1 (See Roll Call No. 358)

The Bill was then sent to the Senate.

House Bill 1062 – St. Mary’s County Delegation

AN ACT concerning

St. Mary’s County – Alcoholic Beverages – Permits, Training, Prohibited Acts, and Violations

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 1 (See Roll Call No. 359)

The Bill was then sent to the Senate.

House Bill 1072 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Various Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 360)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #27

**House Bill 190 – Delegates Lierman, Vallario, Dumais, Anderson, Atterbeary,
Barron, Carter, Morales, Rosenberg, Sanchez, Smith, 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 – 83 Negative – 52 (See Roll Call No. 361)

The Bill was then sent to the Senate.

House Bill 717 – Dorchester County Delegation

AN ACT concerning

**Dorchester County – Class B Beer, Wine, and Liquor License – Minimum Seating
Requirement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 362)

The Bill was then sent to the Senate.

House Bill 730 – Delegates Sample–Hughes, Anderton, Angel, Aumann, Barkley, Clippinger, Cullison, Hayes, Hill, C. Howard, Jameson, Kelly, Kramer, Krebs, Krimm, McComas, McDonough, McMillan, Miele, A. Miller, Morales, Morhaim, Oaks, Patterson, Pena–Melnyk, Saab, Valentino–Smith, M. Washington, and West

AN ACT concerning

**Virginia I. Jones Alzheimer’s Disease and Related Disorders Council –
Membership and Extension of Termination Date**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 363)

The Bill was then sent to the Senate.

House Bill 737 – Carroll County Delegation

AN ACT concerning

Carroll County – Alcoholic Beverages Licenses – Beginning Hour of Sale

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 364)

The Bill was then sent to the Senate.

House Bill 744 – Delegates Kramer, Angel, Barkley, B. Barnes, Barve, Branch, Brooks, Chang, Cullison, Fraser–Hidalgo, Frush, Healey, Krimm, Luedtke, McComas, Morales, Pena–Melnyk, Platt, Reznik, Valderrama, ~~and Waldstreicher~~ Waldstreicher, Carey, Frick, Glenn, Jameson, Lisanti, Vaughn, and C. Wilson

AN ACT concerning

Senior Call–Check Service Program – Establishment

Read the third time and passed by yeas and nays as follows:

Affirmative – 98 Negative – 38 (See Roll Call No. 365)

The Bill was then sent to the Senate.

House Bill 752 – Delegate Cullison

EMERGENCY BILL

AN ACT concerning

Physicians – Prescriptions Written by Physician Assistants or Nurse Practitioners – Preparing and Dispensing

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 366)

The Bill was then sent to the Senate.

House Bill 994 – Allegany County Delegation

AN ACT concerning

Allegany County – Alcoholic Beverages – Sunday Sales for Class A Licenses

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 367)

The Bill was then sent to the Senate.

House Bill 1028 – Delegate Beitzel

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 368)

The Bill was then sent to the Senate.

House Bill 1031 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Refillable Container Permits

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 369)

The Bill was then sent to the Senate.

House Bill 1320 – Delegate B. Wilson

AN ACT concerning

Washington County – Alcoholic Beverages – Class CT (Cinema/Theater) License

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 1 (See Roll Call No. 370)

The Bill was then sent to the Senate.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 1148 – Delegates Gilchrist, Barkley, Kipke, ~~and Simonaire~~ Simonaire, Afzali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Tarlau, Turner, Walker, and M. Washington

AN ACT concerning

~~**Income Tax – Subtraction Modification – Retirement Income**~~
Income Tax – Retirement Income – Collection of Information

STATUS OF BILL: BILL ON 3RD READING.

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 3 (See Roll Call No. 371)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Parrott moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 135 Negative – 0 (See Roll Call No. 372)

In compliance with the rules, the Bill was introduced.

House Bill 1641 – Delegates Parrott and B. Wilson

AN ACT concerning

Vehicle Laws – Proof of Insurance for Motor Vehicles Registered in Another State

FOR the purpose of prohibiting a person from operating or allowing to be operated a motor vehicle registered in another state if the person knows or has reason to know that the motor vehicle does not have a valid motor vehicle insurance policy; prohibiting a person from willfully and knowingly providing false proof of insurance for a motor vehicle registered in another state; making a stylistic change; and generally relating to motor vehicle insurance for vehicles registered in another state.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 17–107(a) and 17–110
Annotated Code of Maryland
(2012 Replacement Volume and 2015 Supplement)

BY adding to
Article – Transportation
Section 17–107(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2015 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 136 Members present.

(See Roll Call No. 373)

ADJOURNMENT

At 9:01 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 12, 2016, Calendar Day Tuesday, March 15, 2016.

Annapolis, Maryland
Legislative Day: March 12, 2016
Calendar Day: Tuesday, March 15, 2016

The House met at 10:09 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. 374)

EXCUSES:

Del. Branch – funeral

Del. Carter – personal

Del. Gutierrez – medical

Del. Proctor – funeral

The Journal of March 11, 2016 was read and approved.

THE COMMITTEE ON APPROPRIATIONS REPORT #8

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 194 – Carroll County Delegation

AN ACT concerning

**Carroll County – State’s Attorney’s Office and Child Support Enforcement
Administration – Transfer of Personnel**

HB0194/824369/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 194

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 14 down through “assignment;” in line 16 and substitute “requiring that certain transferred employees be given credit with the State for years of county employment for purposes of determining eligibility for participation as a retiree in the State Employee and Retiree Health and Welfare Benefits Program; requiring that certain transferred employees be subject to certain benefit selections in the Employees’ Pension System; providing that certain transferred employees are not responsible for depositing the difference between certain member contributions and interest in the Carroll County Pension Plan and the Employees’ Pension System for certain creditable service earned in the Carroll County Pension Plan; requiring a certain valuation to be performed by a certain actuary;”.

AMENDMENT NO. 2

On page 2, after line 37, insert:

“(c) If an employee of the Office of the State’s Attorney for Carroll County who provides services as an assistant State’s Attorney under the 2016 agreement between the Child Support Enforcement Administration and the Office of the State’s Attorney for Carroll County for the period between October 1, 2015, and June 30, 2016, both inclusive, is appointed by the Office of the Attorney General to continue providing services for the Child Support Enforcement Administration as a State employee on or after June 30, 2016, a Position Identification Number (PIN) shall be created for each transferred employee in a State classification commensurate with the employee’s salary grade at the time of the transfer. The salary grade shall be determined using a salary based on the same hourly rate of salary of the employee at the time of transfer. Each transferred employee shall be given credit with the State for years of County employment for purposes of seniority including the determination of leave accumulation and determination of layoff rights under Title 11, Subtitle 2 of the State Personnel and Pensions Article.

(d) Each transferred employee who is a member of the Carroll County Pension Plan on June 30, 2016, shall be given credit with the State for years of County employment for purposes of determining eligibility for participation as a retiree in the State Employee and Retiree Health and Welfare Benefits Program under § 2–508 of the State Personnel and Pensions Article, so that eligibility is based on the starting date for service with the Child Support Unit of the Office of the State’s Attorney for Carroll County instead of the starting date of employment with the State.

(e) Each transferred employee who is a member of the Carroll County Pension Plan on June 30, 2016, and who becomes a member of the Employees' Pension System of the State of Maryland in accordance with this Act shall be subject to:

(1) the Alternate Contributory Pension Selection of the Employees' Pension System as provided under Title 23, Subtitle 2, Part III of the State Personnel and Pensions Article if the beginning date of the individual's employment with the Child Support Unit of the Office of the State's Attorney for Carroll County was on or before June 30, 2011; or

(2) the Reformed Contributory Pension Benefit of the Employees' Pension System as provided under Title 23, Subtitle 2, Part IV of the State Personnel and Pensions Article if the beginning date of the individual's employment with the Child Support Unit of the Office of the State's Attorney for Carroll County was on or after July 1, 2011.

(f) Notwithstanding § 37–203.1(a) of the State Personnel and Pensions Article, each transferred employee who transfers service credit from the Carroll County Pension Plan to the Employees' Pension System of the State of Maryland in accordance with this Act is not responsible for depositing in the annuity savings fund of the Employees' Pension System the difference between the member contributions at the rate provided for in the Carroll County Pension Plan, including interest on those contributions, and the member contributions at the rate provided for in the Employees' Pension System, including interest on those contributions of 5% per year compounded annually, for the individual's creditable service that was earned in the Carroll County Pension Plan.

(g) The actuarial valuation required under § 37–205 of the State Personnel and Pensions Article for employees transferred under this Act shall be performed by the actuary designated by the Board of Trustees in accordance with § 21–125 of the State Personnel and Pensions Article.”;

and in line 38, strike “(c)” and substitute “(h)”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 2 through 4, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably with amendments:

House Bill 262 – Delegates M. Washington, Cullison, Hettleman, and C. Howard

AN ACT concerning

Senior Citizen Activities Center Operating Fund – Funding and Distribution

HB0262/664569/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 262

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Funding and Distribution” and substitute “Distributions – Alteration”; strike beginning with “altering” in line 4 down through “Fund;” in line 5; in line 5, strike “percentage” and substitute “amount”; in line 6, after “the” insert “statewide”; strike beginning with “a” in line 6 down through “level;” in line 9 and substitute “that each county receive a minimum amount of funding; defining a certain term; altering the qualification criteria for certain need–based distributions from the Senior Citizen Activities Center Operating Fund to certain counties;”; in line 9, after “to” insert “the administration of”; and after line 10, insert:

“BY repealing and reenacting, without amendments,

Article – Human Services

Section 10–513 and 10–514

Annotated Code of Maryland

(2007 Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 18, insert:

“10–513.

(a) In this part the following words have the meanings indicated.

(b) “Fund” means the Senior Citizen Activities Center Operating Fund.

(c) “Senior citizen activities center” means a community or neighborhood facility in which a broad spectrum of services are organized and provided to seniors and their spouses, including health, social, nutritional, educational, and recreational services.

10–514.

(a) There is a Senior Citizen Activities Center Operating Fund.

(b) The Fund shall be used to supplement, but may not be used to supplant, any existing funding for senior citizen activities centers in the State budget.”;

after line 19, insert:

“(A) IN THIS SECTION, “DISTRESSED COUNTY” MEANS A COUNTY:

(1) WITH AN AVERAGE RATE OF UNEMPLOYMENT FOR THE MOST RECENT 24–MONTH PERIOD FOR WHICH DATA ARE AVAILABLE THAT EXCEEDS:

(I) 150% OF THE AVERAGE RATE OF UNEMPLOYMENT FOR THE STATE DURING THAT PERIOD; OR

(II) THE AVERAGE RATE OF UNEMPLOYMENT FOR THE STATE DURING THAT PERIOD BY AT LEAST 2 PERCENTAGE POINTS;

(2) WITH AN AVERAGE PER CAPITA PERSONAL INCOME FOR THE MOST RECENT 24–MONTH PERIOD FOR WHICH DATA ARE AVAILABLE THAT IS EQUAL TO OR LESS THAN 67% OF THE AVERAGE PER CAPITA PERSONAL INCOME FOR THE STATE DURING THAT PERIOD; OR

(3) THAT NO LONGER MEETS EITHER CRITERION STATED IN ITEM (1) OR (2) OF THIS SUBSECTION BUT HAS MET AT LEAST ONE OF THE CRITERIA AT SOME TIME DURING THE PRECEDING 24–MONTH PERIOD.”;

and in lines 20 and 22, strike “(a)” and “(b)”, respectively, and substitute “(B)” and “(C)”, respectively.

AMENDMENT NO. 3

On page 2, in line 1, after “(2)” insert “(I)”; in line 2, strike “\$1,000,000” and substitute “\$750,000”; after line 2, insert:

“(II) IN ADDITION TO THE FUNDS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE GOVERNOR SHALL PROVIDE SUFFICIENT FUNDS TO ENSURE THAT EACH COUNTY RECEIVES AT LEAST \$5,000 UNDER PARAGRAPH (3) OF THIS SUBSECTION.”;

in line 3, strike “(c)” and substitute “(D)”; strike beginning with “Subject” in line 3 down through “from” in line 4 and substitute “\$100,000 OF”; in line 6, after “(2)” insert:

“(I) \$400,000 OF THE FUND SHALL BE DISTRIBUTED TO COUNTIES BASED ON EACH COUNTY’S PROPORTIONAL SHARE OF THE STATEWIDE POPULATION OF SENIOR CITIZENS.

(II) A COUNTY SHALL RECEIVE AT LEAST \$5,000 UNDER THIS PARAGRAPH.

(3);

in the same line, strike the bracket; in the same line, strike “50%” and substitute “\$250,000”; in line 7, strike beginning with “on” through “counties:” and substitute “TO DISTRESSED COUNTIES AS FOLLOWS:

(I) \$150,000 SHALL BE DIVIDED EVENLY; AND

(II) \$100,000 SHALL BE DIVIDED PROPORTIONATELY BY EACH COUNTY’S SHARE OF THE TOTAL POPULATION OF SENIOR CITIZENS IN DISTRESSED COUNTIES.”.

On pages 2 and 3, strike in their entirety the lines beginning with line 8 on page 2 through line 8 on page 3.

On page 3, in line 9, strike “(d)” and substitute “(E)”; and in line 11, strike “July” and substitute “October”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0262/163220/1

BY: Delegate Reznik

AMENDMENT TO HOUSE BILL 262, AS AMENDED

On page 3 of the Appropriations Committee Amendments (HB0262/664569/1), in line 6 of Amendment No. 3, strike “PARAGRAPH (3) OF THIS SUBSECTION” and substitute “SUBSECTION (D)(2) OF THIS SECTION”.

The preceding amendment was read and 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 462 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Bromwell, Buckel, Carozza, Cassilly, Ciliberti, Cluster, Fisher, Flanagan, Folden, Ghrist, Glass, Hornberger, S. Howard, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McDonough, McKay, Metzgar, Miele, W. Miller, Morgan, Otto, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, and Wivell

AN ACT concerning

State Transfer Tax – Distribution of Revenue

HB0462/504968/1

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 462

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Folden,” insert “Gaines.”; in line 2, strike “State Transfer Tax – Distribution of Revenue” and substitute “Program Open Space – Transfer Tax Repayment – Use of Funds”; in line 3, after “of” insert “increasing a certain statutory

minimum grant to Baltimore City, payable from the State's share of the proceeds of Program Open Space, for certain purposes related to Program Open Space; specifying that certain funds be used only for certain capital projects; requiring certain appropriations from the General Fund to the Program Open Space special fund to repay certain appropriations or transfers from the special fund to the General Fund; requiring that certain appropriations to the special fund be distributed and used for certain purposes; requiring a certain appropriation to the Agricultural Land Preservation Fund; declaring the intent of the General Assembly; requiring that certain funds be allocated as a certain grant;"; in line 7, strike "the distribution of State transfer tax revenue" and substitute "Program Open Space"; strike in their entirety lines 8 through 12, inclusive, and substitute:

"BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5–903(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Natural Resources

Section 5–903(b)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)";

and in line 15, strike "13–209(h)" and substitute "13–209".

AMENDMENT NO. 2

On page 1, after line 19, insert:

"Article – Natural Resources

5–903.

(a) (1) Of the funds distributed to Program Open Space under § 13–209 of the Tax – Property Article, up to \$3,000,000 may be transferred by an appropriation in the State budget, or by an amendment to the State budget under Title 7, Subtitle 2 of the State Finance and Procurement Article, to the Maryland Heritage Areas Authority Financing Fund established under Title 13, Subtitle 11 of the Financial Institutions Article to be used for the purposes provided in that subtitle.

(2) (i) 1. Of the remaining funds not appropriated under paragraph (1) of this subsection:

A. One half of the funds shall be used for recreation and open space purposes by the Department and the Historic St. Mary's City Commission; and

B. 20% of the funds or \$21,000,000, whichever is greater, shall be appropriated to the Forest and Park Service in the Department to operate State forests and parks.

2. Except as otherwise provided in this section, any funds the General Assembly appropriates to the State under this subsection shall be used only for land acquisition projects.

(ii) 1. [At least \$1,500,000] AS SPECIFIED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, A PORTION of the State's share of funds available under subparagraph (i)1A of this paragraph for this program shall be utilized to make grants to Baltimore City for projects which meet park purposes. The grants shall be in addition to any funds Baltimore City is eligible to receive under subsection (b) of this section, and may be used for acquisition or development. In order for Baltimore City to be eligible for a State grant, the Department shall review projects or land to be acquired within Baltimore City, and upon the Department's recommendation, the Board of Public Works may approve projects and land including the cost. Title to the land shall be in the name of the Mayor and City Council of Baltimore City. The State is not responsible for costs involved in the development or maintenance of the land.

2. THE GRANTS TO BALTIMORE CITY UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL BE MADE IN THE FOLLOWING AMOUNTS:

A. FOR FISCAL YEAR 2017, \$1,500,000;

B. FOR FISCAL YEAR 2018, \$3,500,000;

C. FOR FISCAL YEAR 2019, \$5,500,000; AND

D. FOR FISCAL YEAR 2020, AND FOR EACH SUBSEQUENT FISCAL YEAR, \$6,000,000.

3. THE GRANTS MADE UNDER THIS SUBPARAGRAPH SUPPLEMENT RATHER THAN SUPPLANT ANY OTHER FUNDING FOR PARK PURPOSES IN BALTIMORE CITY, NO MATTER THE SOURCE.

4. FOR FISCAL YEAR 2018, THE GRANT FUNDS TO BALTIMORE CITY IN EXCESS OF \$1,500,000 UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH MAY ONLY BE USED FOR CAPITAL PURPOSES RELATED TO THE FOLLOWING PROJECTS IN THE AMOUNTS SPECIFIED:

- A. \$500,000 FOR HERRING RUN PARK;**
- B. \$600,000 FOR CLIFTON PARK;**
- C. \$300,000 FOR DRUID HILL PARK TRAIL HEAD;**
- D. \$300,000 FOR JAMES MOSHER PARK; AND**
- E. \$300,000 FOR PATTERSON PARK.**

(iii) 1. A portion of the State's share of funds available under subparagraph (i)1A of this paragraph for this program not to exceed \$8,000,000 for each fiscal year may be transferred by an appropriation in the State budget to the Rural Legacy Program under Subtitle 9A of this title.

2. In each fiscal year, up to \$2 million of the funds transferred under this subparagraph to the Rural Legacy Program may be used to purchase zero coupon bonds for easements.

3. Sums allocated to the Rural Legacy Program may not revert to the General Fund of the State.

(iv) The Department may acquire real property under subparagraph (i)1A of this paragraph based on an offer by the State that is less than the lowest approved appraisal for the property.

(v) For each of fiscal years 2010 through 2015, \$1,217,000 of the State's share of funds available under subparagraph (i)1A of this paragraph may be

appropriated in the budgets of the Department, the Department of General Services, and the Department of Planning for expenses necessary to administer this Program.

(b) (1) The General Assembly shall appropriate the remaining funds not appropriated under subsection (a) of this section to assist local governing bodies in acquisition and development of land for recreation and open space purposes, including the provision of public access to the land.

(2) Except as provided in paragraph (3) of this subsection, funds appropriated under paragraph (1) of this subsection for development of land for recreation and open space purposes may be used for indoor or outdoor recreation and open space purposes, including the construction of indoor or outdoor recreational facilities such as aquatic, golf, community, and nature centers.

(3) An indoor recreational facility funded under paragraph (1) of this subsection shall:

(i) If the facility is 7,500 square feet or greater, meet or exceed the current version of the U.S. Green Building Council's LEED Green Building Rating System Silver rating, however, the facility is not required to be certified through the LEED certification process; and

(ii) Incorporate, to the maximum extent practicable, the nonstructural site design practices in the Maryland Stormwater Design Manual, incorporated by reference in COMAR 26.17.02.”.

AMENDMENT NO. 3

On page 2, after line 1, insert:

“(a) (1) Before any other distribution under this section, in any fiscal year that bonds secured by a pledge of the State transfer tax are outstanding, the revenue from the transfer tax shall be used to pay, as and when due, the principal of and interest on the bonds.

(2) The Department shall deduct the cost of administering the transfer tax from the taxes collected under this title and credit those revenues to the fund established under § 1–203.3 of the Corporations and Associations Article.

(3) Except as provided in paragraph (4) of this subsection, after deducting the revenues required under paragraphs (1) and (2) of this subsection, the revenue from transfer tax is payable to the Comptroller for deposit in a special fund.

(4) In any fiscal year in which transfer tax revenue is used to pay debt service on outstanding bonds under paragraph (1) of this subsection, the distribution of revenues in the special fund under this section and as specified in § 5-903(a)(2)(i)1A of the Natural Resources Article, for State land acquisition, or to the Agricultural Land Preservation Fund to the extent any debt service is attributable to that Fund, shall be reduced by an amount equal to the debt service for the fiscal year.

(b) For the fiscal year beginning July 1, 2002 and for subsequent fiscal years, up to 3% of the revenues in the special fund may be appropriated in the State budget for salaries and related expenses in the Departments of General Services and Natural Resources and in the Department of Planning necessary to administer Title 5, Subtitle 9 of the Natural Resources Article (Program Open Space).

(c) (1) Subject to subsection (e) of this section, of the balance of the revenue in the special fund, not required under subsection (b) of this section:

(i) for the fiscal year beginning July 1, 2002, \$47,268,585 shall be allocated to the General Fund of the State and the remainder shall be allocated as provided in subsection (d) of this section;

(ii) for the fiscal year beginning July 1, 2003, \$102,833,869 shall be allocated to the General Fund of the State and the remainder shall be allocated as provided in the State budget;

(iii) for the fiscal year beginning July 1, 2004, \$147,374,444 shall be allocated to the General Fund of the State, and the remainder shall be allocated as provided in the State budget; and

(iv) for the fiscal year beginning July 1, 2005, \$68,223,132 shall be allocated to the General Fund of the State and the remainder shall be allocated as provided in subsection (d) of this section.

(2) Subject to subsection (e) of this section, for the fiscal years beginning July 1, 2006 and each subsequent fiscal year, the balance of the revenue in the special fund,

not required under subsection (b) of this section shall be allocated as provided in subsection (d) of this section.

(d) Subject to subsections (d–1) and (e) of this section, for the fiscal year beginning July 1, 2002 and for each subsequent fiscal year, the balance of the revenue in the special fund, not required under subsection (b) of this section and not allocated to the General Fund under subsection (c)(1) of this section shall be allocated in the State budget as follows:

(1) (i) 75.15% for the purposes specified in Title 5, Subtitle 9 of the Natural Resources Article (Program Open Space); and

(ii) an additional 1% for Program Open Space, for land acquisition purposes as specified in § 5–903(a)(2) of the Natural Resources Article;

(2) 17.05% for the Agricultural Land Preservation Fund established under § 2–505 of the Agriculture Article;

(3) 5% for the Rural Legacy Program established under § 5–9A–01 of the Natural Resources Article; and

(4) 1.8% for the Heritage Conservation Fund established under § 5–1501 of the Natural Resources Article.

(d–1) (1) In this subsection, “eligible purpose” means a purpose, program, or fund to which revenue in the special fund is required to be allocated under subsection (d) of this section.

(2) For any fiscal year beginning on or after July 1, 2010, but before July 1, 2013, for which funding is provided for an eligible purpose through the State Consolidated Capital Bond Funding Program or other bond enabling act:

(i) from the balance of the special fund, before the allocations under subsection (d) of this section are made, an amount shall be allocated to the General Fund of the State equal to the total amount of funding provided for eligible purposes through the bond enabling act; and

(ii) except as otherwise expressly provided under the bond enabling act through which the funding is provided, the allocations provided under subsection (d) of this section shall be adjusted to reduce the amount that would otherwise be allocated for

each eligible purpose by the amount of funding provided for that purpose under the bond enabling act.

(3) Notwithstanding any other provision of law, a transfer under this subsection may not be taken into account for purposes of determining any allocation or appropriation required under subsection (f) or (g) of this section.

(e) The sums allocated in subsection (d) of this section may not revert to the General Fund of the State.”.

On pages 3 and 4, strike in their entirety the lines beginning with line 12 on page 3 through line 14 on page 4, inclusive, and substitute:

“(G) (1) (I) THE GOVERNOR SHALL INCLUDE IN THE BUDGET BILL FOR FISCAL YEAR 2018 A GENERAL FUND APPROPRIATION IN THE AMOUNT OF \$5,000,000 TO THE AGRICULTURAL LAND PRESERVATION FUND ESTABLISHED UNDER § 2-505 OF THE AGRICULTURE ARTICLE TO PROVIDE GRANTS FOR THE USE OF THE NEXT GENERATION FARMLAND ACQUISITION PROGRAM.

(II) THE APPROPRIATION REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. REPRESENTS REIMBURSEMENT FOR 5.6% OF THE CUMULATIVE AMOUNT APPROPRIATED OR TRANSFERRED FROM THE SPECIAL FUND TO THE GENERAL FUND FOR FISCAL YEAR 2006; AND

2. IS NOT SUBJECT TO THE PROVISIONS OF SUBSECTIONS (A) THROUGH (F) OF THIS SECTION.

(2) (I) THE GOVERNOR SHALL INCLUDE IN EACH OF THE ANNUAL BUDGET BILLS FOR FISCAL YEARS 2019, 2020, AND 2021 A GENERAL FUND APPROPRIATION TO THE SPECIAL FUND IN THE AMOUNT OF \$15,000,000.

(II) THE APPROPRIATIONS REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. CUMULATIVELY REPRESENT REIMBURSEMENT FOR 50% OF THE CUMULATIVE AMOUNT OF ANY APPROPRIATION OR TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND FOR FISCAL YEAR 2006;

2. ARE NOT SUBJECT TO THE PROVISIONS OF SUBSECTIONS (A), (B), (C), AND (F) OF THIS SECTION;

3. SHALL BE ALLOCATED AS PROVIDED IN SUBSECTION (D) OF THIS SECTION AND § 5-903 OF THE NATURAL RESOURCES ARTICLE; AND

4. SHALL BE REDUCED BY THE AMOUNT OF ANY APPROPRIATION FROM THE GENERAL FUND TO THE SPECIAL FUND THAT:

A. EXCEEDS THE REQUIRED APPROPRIATION UNDER THIS PARAGRAPH; AND

B. IS IDENTIFIED AS AN APPROPRIATION FOR REIMBURSEMENT UNDER THIS PARAGRAPH.

(3) (I) THE GOVERNOR SHALL INCLUDE IN EACH OF THE ANNUAL BUDGET BILLS FOR FISCAL YEAR 2019 THROUGH FISCAL YEAR 2024 A GENERAL FUND APPROPRIATION TO THE SPECIAL FUND IN THE AMOUNT OF \$6,000,000 AND FOR FISCAL YEAR 2025 A GENERAL FUND APPROPRIATION TO THE SPECIAL FUND IN THE AMOUNT OF \$4,000,000 FOR THE CRITICAL MAINTENANCE OF STATE PROJECTS LOCATED ON LANDS MANAGED BY THE DEPARTMENT OF NATURAL RESOURCES FOR PUBLIC PURPOSES.

(II) THE APPROPRIATIONS REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. REPRESENT REIMBURSEMENT FOR 44.4% OF THE CUMULATIVE AMOUNT OF ANY APPROPRIATION OR TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND FOR FISCAL YEAR 2006;

2. ARE NOT SUBJECT TO THE PROVISIONS OF SUBSECTIONS (A), (B), (C), AND (F) OF THIS SECTION;

3. SHALL BE MADE UNTIL THE CUMULATIVE TOTAL AMOUNT APPROPRIATED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS EQUAL TO \$40,000,000; AND

4. SHALL BE REDUCED BY THE AMOUNT OF ANY APPROPRIATION FROM THE GENERAL FUND TO THE SPECIAL FUND THAT:

A. EXCEEDS THE REQUIRED APPROPRIATION UNDER THIS PARAGRAPH;

B. IS IDENTIFIED AS AN APPROPRIATION FOR REIMBURSEMENT UNDER THIS PARAGRAPH; AND

C. SUPPLEMENTS RATHER THAN SUPPLANTS THE DEPARTMENT OF NATURAL RESOURCES FUNDING FOR THE CRITICAL MAINTENANCE OF STATE PROJECTS ON STATE LANDS, BASED ON THE AVERAGE CRITICAL MAINTENANCE BUDGET OF THE 10 YEARS PRECEDING THE APPROPRIATION.

(4) (I) THE GOVERNOR SHALL INCLUDE IN EACH OF THE BUDGET BILLS FOR FISCAL YEARS 2021, 2025, AND 2029 A GENERAL FUND APPROPRIATION TO THE SPECIAL FUND EQUAL TO ONE-THIRD OF THE CUMULATIVE AMOUNT OF THE APPROPRIATIONS OR TRANSFERS FROM THE SPECIAL FUND TO THE GENERAL FUND FOR FISCAL YEARS 2016, 2017, AND 2018, LESS ANY GENERAL OBLIGATION BONDS AUTHORIZED FOR PROGRAM OPEN SPACE IN CHAPTER 2 OF THE ACTS OF THE GENERAL ASSEMBLY OF 2016.

(II) THE APPROPRIATION REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. REPRESENTS REIMBURSEMENT FOR THE CUMULATIVE AMOUNT OF ANY APPROPRIATION OR TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND FOR FISCAL YEARS 2016, 2017, AND 2018;

2. IS NOT SUBJECT TO THE PROVISIONS OF SUBSECTIONS (A), (B), (C), AND (F) OF THIS SECTION;

3. SHALL BE ALLOCATED AS PROVIDED IN SUBSECTION (D) OF THIS SECTION AND § 5-903 OF THE NATURAL RESOURCES ARTICLE;

4. SHALL BE MADE UNTIL THE CUMULATIVE TOTAL APPROPRIATED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS EQUAL TO THE CUMULATIVE AMOUNT OF ANY APPROPRIATION OR TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND FOR FISCAL YEARS 2016, 2017, AND 2018; AND

5. SHALL BE REDUCED BY THE AMOUNT OF ANY APPROPRIATION FROM THE GENERAL FUND TO THE SPECIAL FUND THAT:

A. EXCEEDS THE REQUIRED APPROPRIATION UNDER THIS PARAGRAPH; AND

B. IS IDENTIFIED AS AN APPROPRIATION FOR REIMBURSEMENT UNDER THIS PARAGRAPH.

(H) (1) IF AN APPROPRIATION OR A TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND OCCURS AFTER THE FISCAL YEAR ENDING JUNE 30, 2018, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILLS FOR EACH OF THE 3 SUCCESSIVE FISCAL YEARS FOLLOWING THE FISCAL YEAR IN WHICH A TRANSFER IS MADE A GENERAL FUND APPROPRIATION TO THE SPECIAL FUND EQUAL TO ONE-THIRD OF THE CUMULATIVE AMOUNT OF THE APPROPRIATION OR TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND FOR THE APPLICABLE FISCAL YEAR.

(2) THE APPROPRIATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION:

(I) REPRESENTS REIMBURSEMENT FOR THE CUMULATIVE AMOUNT OF ANY APPROPRIATION OR TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND FOR THE APPLICABLE FISCAL YEAR;

(II) IS NOT SUBJECT TO THE PROVISIONS OF SUBSECTIONS (A), (B), (C), AND (F) OF THIS SECTION;

(III) SHALL BE ALLOCATED AS PROVIDED IN SUBSECTION (D) OF THIS SECTION AND § 5-903 OF THE NATURAL RESOURCES ARTICLE;

(IV) SHALL BE MADE UNTIL THE CUMULATIVE TOTAL APPROPRIATED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS EQUAL TO THE CUMULATIVE AMOUNT OF ANY APPROPRIATION OR TRANSFER FROM THE SPECIAL FUND TO THE GENERAL FUND FOR THE APPLICABLE FISCAL YEAR; AND

(V) SHALL BE REDUCED BY THE AMOUNT OF ANY APPROPRIATION FROM THE GENERAL FUND TO THE SPECIAL FUND THAT:

1. EXCEEDS THE REQUIRED APPROPRIATION UNDER THIS SUBSECTION; AND

2. IS IDENTIFIED AS AN APPROPRIATION FOR REIMBURSEMENT UNDER THIS SUBSECTION.”;

and in line 15, strike “(h)” and substitute “(I)”.

On page 5, in line 1, strike “\$5,000,000” and substitute “\$4,500,000”; after line 5, insert “Maryland Zoo in Baltimore.....\$500,000”; after line 19, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that, beginning in fiscal year 2019, the special fund under § 13-209 of the Tax – Property Article return to full funding through the distribution of State transfer tax revenues in accordance with the provisions of this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that, beginning in fiscal year 2018, if the Governor appropriates or transfers funds from the special fund under § 13-209 of the Tax – Property Article to the General Fund, the Department of Budget and Management shall submit, in accordance with § 2-1246 of the State Government Article, to the Senate Budget and Taxation Committee and the House Appropriations Committee a report that:

(1) specifies a plan for reimbursement of the appropriation or transfer in future fiscal years; and

(2) identifies alternative funding sources in the fiscal year in which the funds are to be appropriated or transferred for the ongoing operations of programs affected by the appropriation or transfer.

SECTION 5. AND BE IT FURTHER ENACTED, That, notwithstanding the provisions of the budget bill for fiscal year 2017, \$500,000 of the \$5,000,000 allocated to Program Open Space – Local from the \$20,000,000 reduction in transfers from the special fund to the General Fund for fiscal year 2017 be allocated as a grant to the Maryland Zoo in Baltimore for expenses related to zoo operations.”;

and in line 20, strike “3.” and substitute “6.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

HB0462/653221/1

BY: Delegate Ghrist

AMENDMENTS TO HOUSE BILL 462, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Appropriations Committee Amendments (HB0462/504968/1), in line 10 of Amendment No. 1, strike “Agricultural Land Preservation Fund” and substitute “Maryland Agricultural and Resource–Based Industry Development Corporation for a certain purpose”.

AMENDMENT NO. 2

On page 9 of the Appropriations Committee Amendments, in Amendment No. 3, strike beginning with “AGRICULTURAL” in line 5 down through “ARTICLE” in line 6 and substitute “MARYLAND AGRICULTURAL AND RESOURCE–BASED INDUSTRY DEVELOPMENT CORPORATION”; and in line 7, after “PROGRAM” insert “AUTHORIZED UNDER § 10–523(A)(3)(II) OF THE ECONOMIC DEVELOPMENT ARTICLE”.

The preceding 2 amendments were read and 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 98 – Chair, Finance Committee (By Request – Departmental – Aging)

AN ACT concerning

Senior Citizen Activities Center Operating Fund – Distributions – Alteration

SB0098/224362/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 98

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “increasing the amount of funding required to be included in the annual State budget for the Senior Citizen Activities Operating Fund; requiring a certain amount of the Fund to be distributed based on each county’s share of the statewide senior citizen population; requiring that each county receive a minimum amount of funding; defining a certain term;”.

AMENDMENT NO. 2

On page 2, after line 11, insert:

“(A) IN THIS SECTION, “DISTRESSED COUNTY” MEANS A COUNTY:

(1) WITH AN AVERAGE RATE OF UNEMPLOYMENT FOR THE MOST RECENT 24-MONTH PERIOD FOR WHICH DATA ARE AVAILABLE THAT EXCEEDS:

(i) 150% OF THE AVERAGE RATE OF UNEMPLOYMENT FOR THE STATE DURING THAT PERIOD; OR

(ii) THE AVERAGE RATE OF UNEMPLOYMENT FOR THE STATE DURING THAT PERIOD BY AT LEAST 2 PERCENTAGE POINTS;

(2) WITH AN AVERAGE PER CAPITA PERSONAL INCOME FOR THE MOST RECENT 24-MONTH PERIOD FOR WHICH DATA ARE AVAILABLE THAT IS EQUAL TO OR LESS THAN 67% OF THE AVERAGE PER CAPITA PERSONAL INCOME FOR THE STATE DURING THAT PERIOD; OR

(3) THAT NO LONGER MEETS EITHER CRITERION STATED IN ITEM (1) OR (2) OF THIS SUBSECTION BUT HAS MET AT LEAST ONE OF THE CRITERIA AT SOME TIME DURING THE PRECEDING 24-MONTH PERIOD.”;

and in lines 12, 14, and 18, strike “(a)”, “(b)”, and “(c)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively.

AMENDMENT NO. 3

On page 2, in line 16, after “(2)” insert “(I)”; in line 17, strike “\$500,000” and substitute “\$750,000”; after line 17, insert:

“(II) IN ADDITION TO THE FUNDS PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE GOVERNOR SHALL PROVIDE SUFFICIENT FUNDS TO ENSURE THAT EACH COUNTY RECEIVES AT LEAST \$5,000 UNDER PARAGRAPH (3) OF THIS SUBSECTION.”;

in line 18, strike “Subject to paragraph (2) of this subsection, money from” and substitute “\$100,000 OF”; in line 21, after “(2)” insert:

“(I) \$400,000 OF THE FUND SHALL BE DISTRIBUTED TO COUNTIES BASED ON EACH COUNTY’S PROPORTIONAL SHARE OF THE STATEWIDE POPULATION OF SENIOR CITIZENS.

(II) A COUNTY SHALL RECEIVE AT LEAST \$5,000 UNDER THIS PARAGRAPH.

(3)”;

in line 21, strike “50%” and substitute “\$250,000”; in line 22, strike beginning with “on” through “counties:” and substitute “TO DISTRESSED COUNTIES AS FOLLOWS:

(I) \$150,000 SHALL BE DIVIDED EVENLY; AND

(II) \$100,000 SHALL BE DIVIDED PROPORTIONATELY BY EACH COUNTY'S SHARE OF THE TOTAL POPULATION OF SENIOR CITIZENS IN DISTRESSED COUNTIES.

On page 3, strike in their entirety lines 1 through 13, inclusive; and in line 14, strike “(d)” and substitute “**(E)**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0098/343921/1

BY: Delegate Reznik

AMENDMENT TO SENATE BILL 98, AS AMENDED

On page 2 of the Appropriations Committee Amendments (SB0098/224362/1), in line 6 of Amendment No. 3, strike “**PARAGRAPH (3) OF THIS SUBSECTION**” and substitute “**SUBSECTION (D)(2) OF THIS SECTION**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #11

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 238 – Delegate Sophocleus

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Disposition of Fees

HB0238/343495/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 238
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Sophocleus” and substitute “Anne Arundel County Delegation”.

AMENDMENT NO. 2

On page 1, in lines 4, 5, and 7, in each instance, strike “Office of the”; and strike in their entirety lines 11 through 20, inclusive, and substitute:

“BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 11–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 11–207, 11–1405, and 11–1406

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)”.

AMENDMENT NO. 3

On pages 1 through 3, strike in their entirety the lines beginning with line 23 on page 1 through line 14 on page 3, inclusive, and substitute:

“Article – Alcoholic Beverages

11–102.

This title applies only in Anne Arundel County.

11–207.

The [County] COMPTROLLER shall:

(1) APPROVE AND pay the salaries and expenses of the Board and its employees[, as approved by the Comptroller,] from the fees received; and

(2) [devote] REMIT the balance of the fees received to the COUNTY FOR THE general purposes of the County.

11-1405.

(a) (1) An administrative fee shall be charged for an administrative action by the County that requires a hearing, including:

(i) an application for a new license; and

(ii) a change of ownership of a majority interest in a license.

(2) The administrative fee does not apply to the renewal of a license for the same premises.

(b) The administrative fee is:

(1) \$200 payable to the Board, in addition to any other fee required for a license; and

(2) nonrefundable, whether the requested administrative action is granted or denied.

[(c) The Board shall use the administrative fee to cover its expenses.]

11-1406.

The Board shall:

(1) collect all license fees required under this article;

(2) issue all licenses in the County; and

(3) remit all fees collected to the [County] COMPTROLLER.”.

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 264 – Delegates B. Robinson, A. Washington, Glenn, Anderson, Angel, Atterbeary, D. Barnes, Barron, Branch, Brooks, Carr, Carter, Conaway, Davis, Fennell, Gaines, Hayes, Haynes, Hill, Holmes, C. Howard, Jackson, Jones, Knotts, McCray, Moon, Oaks, Patterson, Pena–Melnyk, Proctor, Sample–Hughes, Smith, Sydnor, Tarlau, Turner, Vaughn, Walker, M. Washington, and C. Wilson

AN ACT concerning

Study Group to Investigate Discriminatory Practices Against Minority Franchisees

HB0264/113693/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 264

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and C. Wilson” and substitute “C. Wilson, Jalisi, Krimm, Lisanti, Morales, Morhaim, Platt, and Queen”; strike beginning with “Study” in line 2 down through “Franchisees” in line 3 and substitute “Task Force to Investigate the Challenges of and Opportunities for Minorities in Business”.

On page 1, in lines 4 and 5, 11 and 12, and 17 and 18, in each instance, strike “Study Group to Investigate Discriminatory Practices Against Minority Franchisees” and substitute “Task Force to Investigate the Challenges of and Opportunities for Minorities in Business”; and in lines 6, 8, 9, and 19, in each instance, strike “Study Group” and substitute “Task Force”.

On page 2, in lines 10, 11, 12, 13, and 16, in each instance, strike “Study Group” and substitute “Task Force”.

AMENDMENT NO. 2

On page 2, in line 7, strike “and”; strike beginning with “three” in line 8 down through “Governor” in line 9 and substitute “the Secretary of Commerce, or the Secretary’s designee”;

(7) the Special Secretary of the Governor’s Office of Minority Affairs, or the Special Secretary’s designee; and

(8) the following members, appointed by the Governor:

(i) a representative from a certified minority business enterprise that is at least 51% owned and controlled by minorities;

(ii) a representative from a certified minority business enterprise that is at least 51% owned and controlled by women;

(iii) an individual with expertise in matters relating to the franchisor–franchisee relationship in the State;

(iv) a representative from the Maryland Bankers Association;

(v) a representative from the Maryland Chamber of Commerce;

(vi) a representative from the Maryland District Office of the federal Small Business Administration; and

(vii) one member of the general public”;

and in line 11, strike “Office of the Attorney General” and substitute “Governor’s Office of Minority Affairs”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 17 through 27, inclusive, and substitute:

“(1) investigate discriminatory practices against minority– and women–owned businesses, including:

(i) reports of minority– and women–owned franchisee discrimination on the national level;

(ii) the franchisor–franchisee relationship in the State and whether there is evidence or a pattern of discriminatory treatment of minority– and women–owned franchisees by their respective franchisors; and

(iii) incidents of franchise closings in the State to determine whether minority- and women-owned franchises are shut down disproportionately as compared to nonminority- and male-owned franchises;

(2) review, examine, and assess issues related to access to working capital for small, minority- and women-owned businesses, including potential airport concessionaires, in Maryland, including:

(i) the working capital needs by industry of those businesses;

(ii) the availability of working capital in the marketplace for, and any barriers encountered in gaining access to working capital in the marketplace by, those businesses; and

(iii) any resources available through the State to assist those businesses in gaining access to working capital, including technical assistance and training, financial assistance, and partnerships with other entities;

(3) study the employment of minorities and women under procurement contracts at Baltimore–Washington International Thurgood Marshall Airport, including:

(i) the working conditions and employment opportunities for employees employed by contractors under procurement contracts at Baltimore–Washington International Thurgood Marshall Airport;

(ii) the level of compensation and other benefits paid to minorities and women as compared to other employees by contractors under procurement contracts at Baltimore–Washington International Thurgood Marshall Airport; and

(iii) the participation of minorities and women with regard to the solicitation and award of procurement contracts at Baltimore–Washington International Thurgood Marshall Airport;

(4) review, examine, and assess incentives for business entities that employ ex-felons, including:

(i) the best possible incentives to encourage business entities to employ ex-felons; and

(ii) the benefits and challenges associated with the long-term employment of ex-felons by business entities; and

(5) conduct hearings as considered appropriate.”;

in line 28, strike “2016, the Study Group” and substitute “2017, the Task Force”; and in line 29, after “recommendations” insert “, including any recommended legislation to address the findings of the Task Force,”.

On page 3, in line 2, strike “1 year” and substitute “2 years”; and in line 3, strike “2017” and substitute “2018”.

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 387 – Delegate Barkley

AN ACT concerning

Clean Energy Loan Program – Residential Property – Repayment of Loans Through Surcharge

HB0387/653697/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 387

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “Repayment of Loans Through Surcharge” and substitute “Study”; strike beginning with “authorizing” in line 4 down through “term” in line 11 and substitute “requiring the Maryland Clean Energy Center to conduct a study to determine certain design and implementation strategies for a residential clean energy loan program; requiring the study to include consideration of certain matters; requiring the Center to consult with certain persons in conducting the study; requiring the Center to

report certain findings and recommendations to the General Assembly on or before a certain date"; in lines 11 and 12, strike "the collection of loan payments for residential property improved through loans" and substitute "loans for improvements to residential property"; and strike in their entirety lines 13 through 22, inclusive.

AMENDMENT NO. 2

On page 1, in line 24, strike "the Laws of Maryland read as follows".

On pages 1 through 4, strike in their entirety the lines beginning with line 25 on page 1 through line 17 on page 4, inclusive, and substitute:

"(a) (1) The Maryland Clean Energy Center shall conduct a study to determine optimal design and implementation strategies for a residential clean energy loan program in the State.

(2) The study required under this subsection shall include consideration of whether the strategies will work advantageously with loans made by private lenders for residential energy efficiency and renewable energy projects.

(3) In conducting the study required under this subsection, the Center shall consult with:

- (i) the Maryland Energy Administration;
- (ii) the Maryland Association of Counties;
- (iii) the Maryland Bankers' Association;
- (iv) clean energy loan providers;
- (v) the Chesapeake Climate Action Network; and
- (vi) the Sierra Club.

(b) On or before October 1, 2016, the Maryland Clean Energy Center shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, the findings of the study required under subsection (a) of this section and any recommended policy actions to implement a residential clean energy loan program."

On page 4, in line 19, 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 689 – Delegate Frick

AN ACT concerning

Procurement – Prevailing Wage – Liquidated Damages

HB0689/363395/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 689

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “liable” in line 5 and substitute “making a certain contractor liable to a public body for a higher amount of liquidated damages”; and in line 6, after “rates” insert “under certain circumstances”.

AMENDMENT NO. 2

On page 1, in line 19, strike the brackets; and in the same line, strike “**\$50**”.

On page 2, in line 5, strike “**\$500**” and substitute “**\$250**”.

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 782 – Delegates Waldstreicher, Barkley, Carr, Clippinger, Glenn, Hill, Kramer, Lisanti, McCray, A. Miller, Rosenberg, Sanchez, Stein, Sydnor, Valderrama, Vaughn, and C. Wilson

AN ACT concerning

Consumer Protection – Credit Report Security Freezes – Prohibition on Fees and Required Notices

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 919 – Delegate Jameson

AN ACT concerning

Portable Electronics Insurance – Compensation of Vendor Employees – Repeal of Sunset and Reporting 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 with amendments:

House Bill 1113 – Delegates Kramer, Arentz, Aumann, Barkley, Barve, Beidle, Bromwell, Brooks, Carr, Cullison, Dumais, Ebersole, Frick, Frush, Gilchrist, Gutierrez, Haynes, Hill, Hixson, Kaiser, Kelly, Kipke, Korman, Krimm, Lam, Luedtke, Mautz, McComas, McDonough, A. Miller, Moon, Morales, Morhaim, Platt, Reznik, S. Robinson, Smith, Valderrama, Waldstreicher, A. Washington, and West

AN ACT concerning

**Commercial Sale of Dogs and Cats – Prohibited Acts
(Companion Animal Welfare Act)**

HB1113/363590/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1113
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “persons;” insert “requiring a retail pet store to ensure that certain persons meet certain requirements;”; in line 9, after “records;” insert “requiring a retail pet store that sells dogs to post on each dog’s cage certain information and maintain a certain record that includes certain information about a dealer, if applicable;”; in lines 12 and 13, strike “and construction”; in line 22, after “19–703,” insert “and”; and in the same line, strike “, and 19–707”.

AMENDMENT NO. 2

On page 5, in line 9, before “A” insert “(A)”; in line 12, strike “OR”; in line 13, strike “A PERSON THAT” and substitute “THE ORIGINAL BREEDER OF THE DOG OR CAT IF THE BREEDER MEETS THE REQUIREMENTS UNDER SUBSECTION (B) OF THIS SECTION; OR”

(4) A DEALER THAT OBTAINED THE DOG OR CAT FROM THE ORIGINAL BREEDER IF THE DEALER AND ORIGINAL BREEDER MEET THE REQUIREMENTS UNDER SUBSECTION (B) OF THIS SECTION.

(B) A RETAIL PET STORE SHALL ENSURE THAT A PERSON UNDER SUBSECTION (A)(3) OR (4) OF THIS SECTION FROM WHICH THE RETAIL PET STORE OBTAINS A DOG OR CAT;

in the same line, strike “RECEIVED” and substitute “RECEIVES”; in lines 15, 17, 20, 23, and 27, strike “(I)”, “(II)”, “1.”, “2.”, and “3.”, respectively, and substitute “(1)”, “(2)”, “(I)”, “(II)”, and “(III)”, respectively; in line 15, strike “CLASS A”; in lines 21 and 25, in each instance, strike “3–YEAR” and substitute “2–YEAR”; in line 27, strike “THE” and substitute “BOTH OF THE TWO”; and in line 28, strike “REPORT” and substitute “REPORTS”.

On page 6, in line 1, strike “4.” and substitute “(IV)”; in lines 8, 10, 19, and 23, in each instance, strike “or” and substitute “AND, IF APPLICABLE, THE”; and in lines 10 and 23, in each instance, strike “, if required”.

On pages 7 and 8, strike in their entirety the lines beginning with line 30 on page 7 through line 9 on page 8, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1115 – Montgomery County Delegation

AN ACT concerning

**Montgomery County – Cigarette Retailers – County License Fee
MC 12-16**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1398 – Delegate Jameson

AN ACT concerning

**Homeowner's Insurance – Discrimination Based on Driving History of Applicant
or Insured**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1440 – Delegates Carr and Hornberger

AN ACT concerning

Labor and Employment – Noncompete and Conflict of Interest Clauses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #5

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 494 – Delegates Miele, Hettleman, Aumann, Bromwell, Buckel, Carr, Cassilly, Cluster, Flanagan, Frick, Frush, Jacobs, Kramer, Lierman, Luedtke, McComas, McKay, Metzgar, Morgan, Morhaim, Rose, Stein, Turner, West, and K. Young

AN ACT concerning

**Agriculture – Animal Shelters – Uniform Standards of Operation and Care
(Animal Shelters Standards Act of 2016)**

HB0494/790415/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 494

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5, strike “develop and make reasonable efforts to adhere to” and substitute “establish”; in line 5, after “protocol” insert “on or before a certain date”; strike beginning with “requiring” in line 6 down through “lost;” in line 16 and substitute “authorizing an animal shelter to disregard a certain written veterinary care protocol under certain circumstances; requiring an animal shelter to make a certain written veterinary care protocol available to the public and the Department of Agriculture on request;”; and in line 18, after “animals” insert “and an annual summary of certain intake and disposition data on or before a certain date”.

On pages 1 and 2, strike beginning with “requiring” in line 18 on page 1 down through “Act;” in line 4 on page 2 and substitute “making a person who violates this Act subject to a certain civil penalty; specifying that certain criminal penalties do not apply to this Act;”.

On page 2, in line 4, after “defining” insert “a”; in the same line, strike “terms” and substitute “term”; in line 9, strike “2–1712” and substitute “2–1705”; and after line 12, insert:

“BY repealing and reenacting, without amendments,

Article – Agriculture

Section 12–101 through 12–103

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 12–104

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 18, strike “(A)”; and in the same line, strike “THE FOLLOWING WORDS HAVE THE MEANINGS” and substitute “, “ANIMAL SHELTER” MEANS:

(1) A COUNTY OR MUNICIPAL ANIMAL CONTROL FACILITY;

(2) AN ORGANIZATION THAT CONTRACTS WITH A COUNTY OR MUNICIPALITY FOR ANIMAL CONTROL; OR

(3) AN ORGANIZATION THAT SHELTERS ANIMALS AND HAS RECEIVED A GRANT FROM THE SPAY/NEUTER FUND UNDER SUBTITLE 16 OF THIS TITLE DURING THE PREVIOUS YEAR.”.

On pages 2 and 3, strike in their entirety the lines beginning with line 19 on page 2 through line 11 on page 3, inclusive.

AMENDMENT NO. 3

On page 3, in line 19, strike “AN” and substitute “ON OR BEFORE JANUARY 1, 2017, AN”; in lines 19 and 20, strike “DEVELOP AND MAKE REASONABLE EFFORTS TO ADHERE TO” and substitute “ESTABLISH”; and in line 20, after “PROTOCOL” insert “FOR DOGS AND CATS”.

On page 4, in lines 2 and 3, strike “IMPOUNDED ANIMALS’ AND SHELTERED ANIMALS” and substitute “SHELTERED DOGS’ AND CATS”; in line 10, strike “IMPOUNDED ANIMALS’ AND SHELTERED ANIMALS” and substitute “SHELTERED DOGS’ AND CATS”; in line 12, after “(C)” insert “AN ANIMAL SHELTER MAY DISREGARD ITS WRITTEN VETERINARY CARE PROTOCOL FOR A DOG OR CAT THAT IS DEEMED TO BE TOO VICIOUS OR DANGEROUS TO PERMIT SAFE HANDLING.

(D)”;

and after line 15, insert:

“(E) ON REQUEST, AN ANIMAL SHELTER SHALL MAKE ITS WRITTEN VETERINARY CARE PROTOCOL AVAILABLE TO THE PUBLIC AND THE DEPARTMENT.”.

AMENDMENT NO. 4

On pages 4 through 8, strike in their entirety the lines beginning with line 16 on page 4 through line 22 on page 8, inclusive.

On page 8, in line 23, strike **“(5) ESTABLISH”** and substitute:

“2-1704.

ON OR BEFORE JANUARY 1, 2017, AN ANIMAL SHELTER SHALL ESTABLISH”;

and in line 25, strike “A” and substitute “:

(1) A”.

On page 9, in line 3, after “RECLAIMED” insert “;**AND**

(2) AN ANNUAL SUMMARY OF INTAKE AND DISPOSITION DATA REPORTED TO THE DEPARTMENT IN ACCORDANCE WITH § 2-1602 OF THIS TITLE.

2-1705.

(A) A PERSON WHO VIOLATES THIS SUBTITLE IS SUBJECT TO A CIVIL PENALTY NOT EXCEEDING \$500.

(B) THE CRIMINAL PENALTIES UNDER TITLE 12, SUBTITLE 1 OF THIS ARTICLE DO NOT APPLY TO THIS SUBTITLE”.

On pages 9 through 11, strike in their entirety the lines beginning with line 4 on page 9 through line 29 on page 11, inclusive.

On page 11, after line 29, insert:

“12–101.

Any person who violates any provision of this article is guilty of a misdemeanor. Unless another penalty specifically is provided elsewhere in this article, the person, upon conviction, is subject to a fine not exceeding \$500, or imprisonment not exceeding three months, or both, with costs imposed in the discretion of the court.

12–102.

Unless another penalty specifically is provided elsewhere in this article, any person found guilty of a second or subsequent violation of any provision of the same title, is subject to a fine not exceeding \$1,000, or imprisonment not exceeding one year, or both, with costs imposed in the discretion of the court. For the purposes of this section, a second or subsequent violation is one which has occurred within two years of any prior violation of this title and which arises out of a separate set of circumstances.

12–103.

In addition to any administrative penalty provided in this article, violation of any rule or regulation adopted by the Secretary pursuant to the provisions of this article is a misdemeanor and is punishable as provided in §§ 12–101 and 12–102 of this subtitle.

12–104.

This title does not apply to a violation of:

- (1) Title 1, Subtitle 3 of this article; AND
- (2) TITLE 2, SUBTITLE 17 OF THIS ARTICLE.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 538 – Delegate Holmes

AN ACT concerning

Real Property – Notice of Postponement or Cancellation of Foreclosure Sale**HB0538/330712/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 538

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Notice of” and substitute “Notices of Foreclosure Sale and”; in line 3, after the second “the” insert “person authorized to make a foreclosure sale to give written notice of the proposed sale to a certain condominium or homeowners association at a certain time and in a certain manner; requiring the”; and in line 5, after “property” insert “and a certain condominium or homeowners association”.

AMENDMENT NO. 2

On page 2, in line 1, strike the second “the” and substitute “:

(1) THE”;

in line 2, after “sold” insert “; **AND**

(2) A CONDOMINIUM OR HOMEOWNERS ASSOCIATION THAT, AT LEAST 30 DAYS BEFORE THE DATE OF THE PROPOSED SALE, HAS RECORDED A STATEMENT OF LIEN AGAINST THE PROPERTY UNDER THE MARYLAND CONTRACT LIEN ACT”;

in line 5, after “owner” insert “AND, IF APPLICABLE, TO A CONDOMINIUM OR HOMEOWNERS ASSOCIATION AT THE ADDRESS SHOWN ON THE STATEMENT OF LIEN”; and in line 23, after “OWNER” insert “AND, IF APPLICABLE, TO A CONDOMINIUM OR HOMEOWNERS ASSOCIATION TO WHICH NOTICE OF THE PROPOSED SALE WAS SENT UNDER SUBSECTION (C) 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 605 – Frederick County Delegation

AN ACT concerning

**Frederick County – Development Rights and Responsibilities
Agreements – Administrative Appeals**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 726 – Delegate Carr

AN ACT concerning

Ethics – Reports of Regulated Lobbyists – Open Data Format

Favorable report adopted.

Delegate Barve moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 920 – Delegates O’Donnell and Dumais

AN ACT concerning

Real Property – Actions to Quiet Title

HB0920/880810/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 920

(First Reading File Bill)

AMENDMENT NO. 1

On page 6, in line 10, after “COURT,” insert “BUT NOT LESS THAN 60 YEARS,”.

AMENDMENT NO. 2

On page 7, in line 20, strike “(1)”; and strike in their entirety lines 23 through 26, inclusive.

AMENDMENT NO. 3

On page 7, in line 28, after “EVIDENCE” insert “AT A HEARING BEFORE THE COURT”.

AMENDMENT NO. 4

On page 2, in line 26, after “THE” insert “MORTGAGEE,”.

On page 3, in line 16, after “COMPLAINT” insert “WITH EXHIBITS”; in line 23, after “BY” insert “CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AND BY”; in line 24, strike “HOLDER’S” and substitute “HOLDER:”

(1) AT THE;

and in the same line, after “INSTRUMENT” insert “FOR THE HOLDER’S RECEIPT OF NOTICES; OR”

(2) IF NO ADDRESS FOR THE HOLDER’S RECEIPT OF NOTICES IS SET FORTH IN THE SECURITY INSTRUMENT, AT THE LAST KNOWN ADDRESS OF THE HOLDER”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 970 – Delegate Reznik

AN ACT concerning

Tax Sales – Condominium Assessments and Homeowners Association Fees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #6

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 318 – Delegates Jacobs, Arentz, and Ghrist

AN ACT concerning

Kent County – Fisheries – Use of Haul Seines

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 516 – Delegate Glass

AN ACT concerning

Harford County – Archery Hunting – Safety Zone**HB0516/140010/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 516

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “circumstances;” insert “requiring an archery hunter in Harford County to use a tree stand when hunting any wild bird or mammal within a certain distance of a certain building;”.

AMENDMENT NO. 2

On page 2, after line 10, insert:

“(5) IN HARFORD COUNTY, AN ARCHERY HUNTER SHALL USE A TREE STAND WHEN HUNTING ANY WILD BIRD OR MAMMAL WITHIN 50 TO 100 YARDS OF A DWELLING HOUSE, RESIDENCE, CHURCH, PUBLIC OR NONPUBLIC SCHOOL, OR OTHER BUILDING OR CAMP OCCUPIED BY HUMAN BEINGS.”

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 758 – Delegates O’Donnell, Arentz, Bromwell, Frush, Holmes, Impallaria, Jacobs, Mautz, and Otto

AN ACT concerning

Natural Resources – County Oyster Committees

HB0758/560014/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 758

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, strike “any natural oyster bar” and substitute “certain natural oyster bars”.

AMENDMENT NO. 2

On page 5, in line 3, after “oystermen]” insert “**THAT IS:**

(I) IN THE COUNTY WATERS OF THAT COMMITTEE; AND

(II) NOT DESIGNATED AS OR LOCATED WITHIN AN OYSTER SANCTUARY”.

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 799 – Delegate O’Donnell

AN ACT concerning

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 with amendments:

House Bill 918 – Delegates Jacobs, Carozza, Cassilly, Hornberger, S. Howard, Malone, Mautz, Otto, and Reilly

AN ACT concerning

Oyster Poaching – Administrative Penalties – Gear Violations

HB0918/260217/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 918

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “dredge” insert “or other dredge gear”.

AMENDMENT NO. 2

On page 2, in line 4, after “DREDGE” insert “OR OTHER DREDGE GEAR”.

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 #8

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 102 – Delegates B. Barnes and Kipke

AN ACT concerning

Anne Arundel County – Solicitation of Money or Donations From Occupants of Vehicles – Prohibitions and Permit Program

HB0102/400610/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 102

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegates B. Barnes and 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 212 – Delegates Turner, Atterbeary, Barkley, Brooks, Ebersole, Hill, Hixson, Jalisi, Lam, Pendergrass, Sophocleus, and B. Wilson

AN ACT concerning

Vehicle Laws – Use of Handheld Telephone While Driving – Increased Penalties

HB0212/800719/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 212

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Increased”; in line 3, strike “increasing” and substitute “altering”; in lines 3 and 4, strike “an initial violation and subsequent violations” and substitute “a violation”; in line 7, strike “without” and substitute “with”; in line 9, strike “21–1124.2(c) and (d)” and substitute “21–1124.2”; in line 12, strike “with” and substitute “without”; and in line 14, strike “21–1124.2(e)(1)” and substitute “27–101(a) and (b)”.

AMENDMENT NO. 2

On page 1, after line 20, insert:

“(a) (1) In this section the following words have the meanings indicated.

(2) “Handheld telephone” means a handheld device used to access wireless telephone service.

(3) “9–1–1 system” has the meaning stated in § 1–301 of the Public Safety Article.

(b) This section does not apply to:

(1) Emergency use of a handheld telephone, including calls to:

(i) A 9–1–1 system;

(ii) A hospital;

(iii) An ambulance service provider;

(iv) A fire department;

(v) A law enforcement agency; or

(vi) A first aid squad;

(2) Use of a handheld telephone by the following individuals when acting within the scope of official duty:

(i) Law enforcement personnel; and

(ii) Emergency personnel;

(3) Use of a handheld telephone as a text messaging device as defined in § 21-1124.1 of this subtitle; and

(4) Use of a handheld telephone as a communication device utilizing push-to-talk technology by an individual operating a commercial motor vehicle, as defined in 49 C.F.R. Part 390.5 of the Federal Motor Carrier Safety Regulations.”.

AMENDMENT NO. 3

On page 2, strike beginning with “(1)” in line 10 down through “\$350.” in line 15 and substitute:

“(2) Points may not be assessed against the individual under § 16-402 of this article unless the offense contributes to an accident.

(f) The court may waive [a] THE penalty [under subsection (e)] FOR A VIOLATION of this section for a person who:

(1) Is convicted of a first offense under this section; and

(2) Provides proof that the person has acquired a hands-free accessory, an attachment or add-on, a built-in feature, or an addition for the person’s handheld telephone that will allow the person to operate a motor vehicle in accordance with this section.

27-101.

(a) It is a misdemeanor for any person to violate any of the provisions of the Maryland Vehicle Law unless the violation:

(1) Is declared to be a felony by the Maryland Vehicle Law or by any other law of this State; or

(2) Is punishable by a civil penalty under the applicable provision of the Maryland Vehicle Law.

(b) Except as otherwise provided in this section, any person convicted of a misdemeanor for the violation of any of the provisions of the Maryland Vehicle Law is subject to a fine of not more than \$500.”.

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 523 – Delegate Stein

AN ACT concerning

E-ZPass Accounts – Transponder Theft – Notice and Unauthorized Charges

HB0523/790914/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 523

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Notice” and substitute “Reporting”; in line 3, strike “requiring” and substitute “authorizing”; strike beginning with “requiring” in line 6 down through “circumstances;” in line 8; and strike beginning with “requiring” in line 9 down through “circumstances;” in line 10.

AMENDMENT NO. 2

On page 2, in line 7, strike “SHALL” and substitute “MAY”; strike beginning with “ON” in line 14 down through “(D)” in line 20; in line 21, after “FOR” insert “UNAUTHORIZED TOLL CHARGES”; strike beginning with “VERIFIED” in line 22 down through “REPORTED” in line 23 and substitute “IF THE AUTHORITY:

(I) IDENTIFIES THE INDIVIDUAL WHO UNLAWFULLY USED THE TRANSPONDER; AND

(II) COLLECTS THE PROPER TOLL CHARGES FROM THE INDIVIDUAL;

in line 24, strike “UNAUTHORIZED TOLL CHARGES INCURRED” and substitute “**INCURRED**”; in line 25, after “REPORTED” insert “**TO THE AUTHORITY**”; and strike in their entirety lines 26 through 29, 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 545 – Delegate Lafferty

AN ACT concerning

**Landlord and Tenant – Water and Wastewater Charges – Prohibition on Ratio
Utility Billing Systems**

HB0545/950013/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 545

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Prohibition” in line 2 down through “Utility” in line 3; and strike beginning with “prohibiting” in line 4 down through “fees” in line 9 and substitute “requiring a landlord to disclose to a prospective tenant the method used to charge tenants for the cost of certain utilities under certain circumstances; requiring a landlord to provide a tenant with information to document a bill for certain utilities under certain circumstances; authorizing a landlord to recover payment of an arrearage due for certain utilities as rent”.

AMENDMENT NO. 2

On page 2, strike beginning with “(1)” in line 16 down through “(2)” in line 20; and in lines 22 and 24, strike “(I)” and “(II)”, respectively, and substitute “(1)” and “(2)”, respectively.

On pages 2 and 3, strike in their entirety the lines beginning with line 27 on page 2 through line 16 on page 3, inclusive, and substitute:

“(C) BEFORE A PROSPECTIVE TENANT SIGNS A LEASE, THE LANDLORD SHALL DISCLOSE TO THE PROSPECTIVE TENANT THE METHOD USED TO CHARGE TENANTS FOR THE COST OF UTILITIES.

“(D) IF A LANDLORD USES A RATIO UTILITY BILLING SYSTEM, THE LANDLORD, ON WRITTEN REQUEST, SHALL PROVIDE A TENANT WITH INFORMATION TO DOCUMENT A BILL FOR UTILITIES.

“(E) A LANDLORD MAY RECOVER PAYMENT OF AN ARREARAGE DUE FOR UTILITIES AS RENT.”.

AMENDMENT NO. 3

On page 3, before line 17, 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 lease entered into before the effective date of this Act.”;

in line 17, strike “2.” and substitute “3.”; and in the same line, strike “July” and substitute “October”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 805 – Delegates Beidle, Fraser–Hidalgo, and Szeliga

AN ACT concerning

Motor Vehicles – Autocycles – Standards and Requirements**HB0805/170812/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 805

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “autocycle;” insert “prohibiting an applicant for a certain driver skills examination from using an autocycle for the examination;”; in line 8, after “motorcycles;” insert “requiring that the form for certain written accident reports distinguish autocycles from motorcycles;”; in line 21, after “16–104.1,” insert “16–110(e);” and in the same line, after “16–601” insert “20–113.”

AMENDMENT NO. 2

On page 2, in line 9, strike “MOTOR VEHICLE”; and in line 10, strike “APPLICABLE TO” and substitute “FOR”.

On page 4, after line 9, insert:

“16–110.

(e) (1) (I) [For] SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, FOR a required driver skills examination or driver road examination, each applicant shall provide a motor vehicle of a type appropriate to test the applicant’s ability to drive all vehicles that may be driven under the license class applied for.

(II) AN APPLICANT MAY NOT USE AN AUTOCYCLE TO TEST THE APPLICANT’S ABILITY TO DRIVE UNDER SUBARAGRAPH (I) OF THIS PARAGRAPH.

(2) Except as provided in paragraphs (3) and (4) of this subsection, when the holder of a learner’s instructional permit appears for the driving test, the permit holder shall be accompanied by an individual qualified under § 16–105 of this subtitle to accompany the holder of a learner’s permit while driving on a highway. That individual shall have his driver’s license with him.

(3) The holder of a Class M (motorcycle) learner’s instructional permit may:

(i) Transport a motorcycle to the driving test by truck or other vehicle unaccompanied by another individual, if the permit holder is licensed to drive the truck or other vehicle; or

(ii) Be accompanied by a person transporting a motorcycle to the test by truck or other vehicle, if that person is licensed to drive the truck or other vehicle.

(4) The holder of a learner’s instructional permit may be driven to the examination station and to the starting point where the examiner begins the test by any individual authorized to drive the class of vehicle in which the test is being given. That individual shall have a valid driver’s license in the individual’s possession.”;

and after line 22, insert:

“20–113.

(a) (1) The Administration shall prepare and, on request, supply to police departments, sheriffs, and other appropriate agencies or individuals, forms for the written accident reports required by § 20–107 of this title.

(2) The forms shall:

(I) [require] REQUIRE sufficiently detailed information to disclose the cause of the reported accident, the conditions then existing, and the persons and vehicles involved; AND

(II) DISTINGUISH AUTOCYCLES FROM MOTORCYCLES.

(b) Each written accident report required by § 20–107 of this title shall be made on the form that the Administration requires and shall contain all the available information required by the report.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 922 – Delegates Beidle, D. Barnes, Barve, Frush, McCray, Sophocleus, and Stein

AN ACT concerning

Vehicle Laws – Application – Park Model Recreational Vehicles – Definition

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 1179 – Delegates McMillan, Anderton, Beidle, Carr, Fraser–Hidalgo, Frush, Ghrist, Gilchrist, Holmes, Jacobs, Kipke, McCray, Miele, Moon, Oaks, Otto, Pena–Melnyk, S. Robinson, Stein, and Szeliga

AN ACT concerning

Vehicle Laws – HOV Lanes – Plug–In Electric Drive and Hybrid Vehicles

HB1179/640011/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1179

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “use” insert “a certain”; and in line 4, strike “lanes” and substitute “lane”.

AMENDMENT NO. 2

On page 2, in line 13, after “(c)” insert “**(1)**”; in lines 15, 16, and 17, strike “(1)”, “(2)”, and “(3)”, respectively, and substitute “**(I)**”, “**(II)**”, and “**(III)**”, respectively; in line 16, strike the brackets; strike beginning with “; AND” in line 18 down through “ARTICLE” in line 20; and after line 20, insert:

“(2) A QUALIFIED HYBRID VEHICLE DISPLAYING A VALID PERMIT ISSUED UNDER § 25–108 OF THIS ARTICLE MAY BE DRIVEN IN THE PORTION OF U.S. ROUTE 50 DESIGNATED AS AN HOV LANE, BETWEEN INTERSTATE 95/INTERSTATE 495 AND U.S. ROUTE 301, AT ALL TIMES REGARDLESS OF THE NUMBER OF PASSENGERS IN OR ON THE VEHICLE.”.

On page 3, in line 14, after “(c)” insert “**(1)**”; in line 16, strike “AND QUALIFIED HYBRID VEHICLES”; and after line 17, insert:

“(2) FOR THE PORTION OF U.S. ROUTE 50 DESIGNATED AS AN HOV LANE, BETWEEN INTERSTATE 95/INTERSTATE 495 AND U.S. ROUTE 301, THE HOV LANE MAY BE USED AT ALL TIMES BY QUALIFIED HYBRID VEHICLES THAT HAVE OBTAINED A PERMIT FROM THE ADMINISTRATION UNDER THIS SECTION, REGARDLESS OF THE NUMBER OF PASSENGERS IN THE VEHICLE.”.

AMENDMENT NO. 3

On page 4, in lines 4 and 10, in each instance, strike “**10**” and substitute “**8**”; in lines 5 and 11, in each instance, strike “**2020**” and substitute “**2018**”; in line 14, strike “4” and substitute “**2**”; and in line 15, strike “2020” and substitute “**2018**”.

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 1365 – Delegates Folden, Adams, Anderton, Aumann, Barkley, Beitzel, Bromwell, Buckel, Carr, Cassilly, Hornberger, C. Howard, S. Howard, Long, Mautz, McKay, Metzgar, Pena–Melnyk, Reilly, Rose, Saab, Shoemaker, Simonaire, Smith, Szeliga, Vogt, and C. Wilson

AN ACT concerning

Landlord and Tenant – Military Personnel – Limitation on Liability for Rent

HB1365/860519/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1365
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and C. Wilson” and substitute “C. Wilson, Beidle, Healey, Holmes, Jalisi, Knotts, Lam, McCray, and Wivell”.

AMENDMENT NO. 2

On page 1, in line 20, strike “AND”.

On page 2, in line 2, after “INSTALLATION” insert “; AND”

(4) A RELEASE FROM ACTIVE DUTY, INCLUDING:

(I) RETIREMENT;

**(II) SEPARATION OR DISCHARGE UNDER HONORABLE
CONDITIONS; AND**

**(III) DEMOBILIZATION OF AN ACTIVATED RESERVIST OR A
MEMBER OF THE NATIONAL GUARD WHO WAS SERVING ON ACTIVE DUTY ORDERS
FOR AT LEAST 180 CONSECUTIVE DAYS**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably:

**House Bill 1461 – Delegates Folden, Anderton, Cassilly, Grammer, S. Howard,
Krebs, Long, McKay, Parrott, Rose, Simonaire, Szeliga, and C. Wilson**

AN ACT concerning

**Commercial Drivers’ Licenses – Cancellations and Downgrades
(Driving Privilege Preservation Act of 2016)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

THE COMMITTEE ON JUDICIARY REPORT #5

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 346 – Delegates Carter, Dumais, Glass, Valentino–Smith, and B. Wilson

AN ACT concerning

Criminal Law – Synthetic Cannabinoids – Prohibition

HB0346/182816/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 346

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “distributed;” insert “providing that synthetic cannabinoids do not include certain drugs approved by or under development for certain purposes by the federal Food and Drug Administration;”.

AMENDMENT NO. 2

On page 3, in line 24, strike “IS” and substitute “ACTS AS”; strike beginning with “AND” in line 24 down through “CANNABINOID” in line 25; and in line 27, after “INCLUDES” insert “:

(I)”.

On page 4, in line 3, after “II” insert “:AND

(II) A SUBSTANCE OR AN ANALOG OF A SUBSTANCE WITH A STRUCTURAL CLASS BASED ON THE FOLLOWING SPECIFIC CENTRAL OR CORE PHARMACOPHORE:

1. SUBSTITUTED CORE CYCLOHEXYLPHENOLS EXEMPLIFIED BY CP-47497 [5-(1,1-DIMETHYLHEPTYL)-2-[(1R,3S)-3-HYDROXYCYCLOHEXYL]-PHENOL];

2. SUBSTITUTED CORE INDOLES EXEMPLIFIED BY JWH 018 [(1-PENTYL-1H-INDOL-3-YL)-1-NAPHTHALENYL-METHANONE], PB-22 [QUINOLIN-8-YL 1-PENTYL-1H-INDOLE-3-CARBOXYLATE], AND XLR-11 [H-INDOL-3-YL)(2,2,3,3-TETRAMETHYLCYCLOPROPYL)METHANONE];

3. SUBSTITUTED CORE INDAZOLES EXEMPLIFIED BY AKB-48 [1-ENTYL-N-TRICYCLO[3.3.1.1^{3,7}]DEC-1-YL-1H-INDAZOLE-3-CARBOXAMIDE] AND AB-CHMINACA [N-(1-AMINO-3-METHYL-1-OXOBUTAN-2-YL)-1-(CYCLOHEXYLMETHYL)-1H-INDAZOLE-3-CARBOXAMIDE];

4. SUBSTITUTED CORE BENZIMIDAZOLES AND AZAINDOLES EXEMPLIFIED BY BIM-2201 [(1-(5-FLUOROPENTYL)-1H-BENZO[D]IMIDAZOL-2-YL(NAPHTHALEN-1-YL)METHANONE] AND 5-FLUORO-PCN [1-(5-FLUOROPENTYL)-N-(NAPHTHALEN-1-YL)-1H-PYRROLO[3,2-C]PYRIDINE-3-CARBOXAMIDE];

5. SUBSTITUTED CORE PYRROLES AND PYRAZOLES EXEMPLIFIED BY JWH-307 [[5-(2-FLUOROPHENYL)-1-PENTYL-1H-PYRROL-3-YL]-1-NAPHTHALENYL-METHANONE] AND AZ-037 [N-(1-AMINO-3-METHYL-1-OXOBUTAN-2-YL)-1-(5-FLUOROPENTYL)-3-(4-FLUOROPHENYL)-1H-PYRAZOLE-5-CARBOXAMIDE]; OR

6. SUBSTITUTED CORE CARBAZOLES EXEMPLIFIED BY EG2201 [(9-(5-FLUOROPENTYL)-9H-CARBAZOL-3-YL)(NAPHTALEN-1-YL)METHANONE”;

in line 4, after “THAT” insert “:

(1)”;

and in line 5, after “ADMINISTRATION” insert “; OR

(II) IS UNDER DEVELOPMENT FOR MEDICAL PURPOSES UNDER AN INVESTIGATIONAL NEW DRUG APPLICATION APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION”.

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 493 – Delegates Morales, Smith, Anderson, Atterbeary, Carr, Carter, Conaway, Cullison, Dumais, Fennell, Fraser-Hidalgo, Gutierrez, Healey, Hill, Jackson, Krimm, Lierman, Luedtke, McCray, Moon, Pena-Melnyk, Platt, Proctor, S. Robinson, Sanchez, Sydnor, Tarlau, Valentino-Smith, Vallario, Waldstreicher, A. Washington, M. Washington, and Zucker

AN ACT concerning

Criminal Law – Extortion – Immigration Status

Favorable report adopted.

Delegate McDonough moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

House Bill 521 – Delegates Smith, Carter, Anderson, Atterbeary, Conaway, Dumais, Moon, Morales, Proctor, Sanchez, and Sydnor

AN ACT concerning

Public Safety – SWAT Teams – Reporting and Limitations

HB0521/932013/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 521

(First Reading File Bill)

On page 3, strike beginning with “AND” in line 9 down through “TEAM” in line 10; strike in their entirety lines 19 and 20; and in lines 21, 22, 24, 26, and 28, strike “(V)”, “(VI)”, “(VII)”, “(VIII)”, and “(IX)”, respectively, and substitute “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively.

On page 4, in line 1, strike “(X)” and substitute “(IX)”; in the same line, after “OR” insert “POLICE”; in line 12, strike “(I)”; and strike in their entirety lines 18 through 20, inclusive.

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 565 – Delegates Dumais and Vallario

AN ACT concerning

Criminal Law – Possession of Less Than 10 Grams of Marijuana – Code Violation

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 583 – Delegates Lam, Smith, Atterbeary, Barkley, B. Barnes, Barve, Beidle, Cullison, Ebersole, Fraser-Hidalgo, Frick, Frush, Hixson, S. Howard, Jalisi, Lisanti, Long, Luedtke, Malone, McComas, Miele, Moon, Morhaim, Pena-Melnyk, Platt, Reznik, S. Robinson, Rose, Rosenberg, Sanchez, Shoemaker, Stein, Turner, Valderrama, Vallario, Waldstreicher, West, B. Wilson, and K. Young

AN ACT concerning

Criminal Law – Cruelty to Animals – Implement of Dogfighting

HB0583/342316/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 583
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “establishing” in line 4 down through “dogfighting;” in line 5.

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with line 23 on page 2 through line 17 on page 3, inclusive.

AMENDMENT NO. 3

On page 3, in line 18, strike “(D)” and substitute “(C)”.

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 777 – Delegates B. Wilson, Flanagan, Kittleman, W. Miller, Parrott, and Szeliga

AN ACT concerning

Criminal Law – Smoking or Consuming Marijuana in a Public Place – Prohibition

HB0777/142817/1

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 777
(First Reading File Bill)

On page 1, in the sponsor line, strike “and Szeliga” and substitute “Szeliga, Jalisi, Valentino–Smith, Aumann, Beitzel, Cluster, Mautz, Metzgar, West, Arentz, Buckel, Carozza, Kipke, McKay, Rose, and Wivell”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate Vallario moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 832 – Cecil County Delegation

AN ACT concerning

Cecil County – Marriage Licenses – Applications

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 871 – Delegate Parrott

AN ACT concerning

Agreements to Defend or Pay the Cost of Defense – Void

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Vallario, Chair, for the Committee on Judiciary reported favorably:

House Bill 1107 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Police Officers – Warrantless Arrests

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 1503 – Delegates Simonaire, D. Barnes, Buckel, Fennell, Folden, Glass, McKay, Metzgar, A. Washington, and M. Washington

AN ACT concerning

Adult Education – GED Testing Fees – Exemption for Homeless Youth

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.
FLOOR AMENDMENT BY DEL. REY PENDING.

FLOOR AMENDMENT

HB1503/533226/1

BY: Delegate Rey

AMENDMENT TO HOUSE BILL 1503

(First Reading File Bill)

On page 1, in line 19, after “ACT” insert “, 42 U.S.C. § 11302(A)”.

On page 2, in line 11, after “ACT” insert “, 42 U.S.C. § 5601 ET SEQ.”; and in line 14, after “ACT” insert “, 42 U.S.C. § 11431 ET SEQ.”.

The preceding amendment was withdrawn.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 375)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #28

**House Bill 352 – Delegates Ghrist, Arentz, Hornberger, S. Howard, ~~and Jacobs~~
Jacobs, and Jackson**

SECOND PRINTING

AN ACT concerning

Office of Legislative Audits – Local School System Audits – ~~Repeal~~

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 376)

The Bill was then sent to the Senate.

**House Bill 445 – Delegates Lierman, Chang, Hettleman, Jackson, Korman, Krimm,
and P. Young**

AN ACT concerning

Food Stamp Program – Minimum Benefit – State Supplement

Read the third time and passed by yeas and nays as follows:

Affirmative – 125 Negative – 12 (See Roll Call No. 377)

The Bill was then sent to the Senate.

**House Bill 593 – Delegates M. Washington, Hettleman, Krimm, Lierman, and
McKay**

AN ACT concerning

Human Services – Interagency Council on Homelessness – Membership

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 378)

The Bill was then sent to the Senate.

House Bill 843 – Frederick County Delegation

AN ACT concerning

Frederick County – Alcoholic Beverages – Beauty Salon License

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 379)

The Bill was then sent to the Senate.

House Bill 878 – Delegate Parrott

AN ACT concerning

**Maryland Higher Education Commission – Religious Educational Institutions –
Authority to Operate**

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 9 (See Roll Call No. 380)

The Bill was then sent to the Senate.

House Bill 892 – ~~Delegate Impallaria~~ Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Movie Theater License

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 2 (See Roll Call No. 381)

The Bill was then sent to the Senate.

House Bill 969 – ~~Delegates Impallaria and Lisanti~~ Harford County Delegation

AN ACT concerning

Harford County – Alcoholic Beverages – Business Establishments Near Schools

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 2 (See Roll Call No. 382)

The Bill was then sent to the Senate.

House Bill 1002 – Delegates B. Barnes, Anderson, Atterbeary, Brooks, Busch, Clippinger, Cullison, Davis, Ebersole, Fennell, Frush, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kaiser, Korman, Krimm, Lafferty, Lam, Lierman, Luedtke, A. Miller,

**Moon, Morhaim, Platt, B. Robinson, Sanchez, Smith, Stein, Valderrama,
and Waldstreicher**

AN ACT concerning

Weapon-Free Higher Education Zones

Read the third time and passed by yeas and nays as follows:

Affirmative – 81 Negative – 54 (See Roll Call No. 383)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #29

House Bill 1090 – Howard County Delegation

AN ACT concerning

**Howard County – Alcoholic Beverages – Continuing Care Retirement
Community License
Ho. Co. 15-16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 384)

The Bill was then sent to the Senate.

**House Bill 1140 – Prince George’s County Delegation and Montgomery County
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Ratemaking Structure – Review
by Office of Legislative Audits
PG/MC 108-16**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 385)

The Bill was then sent to the Senate.

House Bill 1162 – ~~Delegate Reznik~~ Delegates Reznik and Carozza

AN ACT concerning

Foster Youth Summer Internship Program

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 386)

The Bill was then sent to the Senate.

House Bill 1291 – ~~Delegates Davis and~~ Delegate Kelly

AN ACT concerning

State Board of Cosmetologists – Limited License – Hair Services – Blow Drying

Read the third time and passed by yeas and nays as follows:

Affirmative – 126 Negative – 10 (See Roll Call No. 387)

The Bill was then sent to the Senate.

House Bill 1342 – Delegates Kramer, Fraser-Hidalgo, Adams, Angel, Atterbeary, Aumann, Barkley, B. Barnes, Barron, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Carter, Chang, Cluster, Cullison, Dumais, Ebersole, Fennell, Frick, Frush, Gilchrist, Glass, Gutierrez, Hammen, Hayes, Hettleman, Hill, Hixson, Jackson, Jalisi, Kaiser, Kelly, Kipke, Kittleman, Knotts, Korman, Krebs, Krimm, Lam, Lisanti, Luedtke, McComas, McCray, McDonough, McKay, Metzgar, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, Oaks, Parrott, Patterson, Pena-Melnyk, Pendergrass, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Simonaire, Smith, Stein, Szeliga, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, B. Wilson, C. Wilson, ~~and P. Young~~ P. Young, Anderson, Conaway, Malone, Proctor, Queen, Rey, Sydnor, and Vallario

AN ACT concerning

**Drunk Driving Reduction Act of 2016
(Noah's Law)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 388)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Oaks moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 134 Negative – 0 (See Roll Call No. 389)

In compliance with the rules, the Bill was introduced.

House Bill 1642 – Delegate Oaks

AN ACT concerning

Higher Education – Morgan State University – Office of Technology Transfer

FOR the purpose of requiring the Board of Regents of Morgan State University to develop and implement a plan to enhance the Office of Technology Transfer at the University; requiring the Maryland Technology Development Corporation, at the request of the Board of Regents, to provide certain technical assistance to the Office of Technology Transfer; requiring the Governor to include in the annual budget bill an appropriation of a certain amount for certain fiscal years for certain purposes; requiring the Board of Regents to report to the Governor and the General Assembly on or before a certain date each year on certain matters; providing for the termination of this Act; and generally relating to the Office of Technology Transfer at Morgan State University.

BY adding to

Article – Education

Section 14–104.2

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 390)

ADJOURNMENT

At 11:21 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 13, 2016, Calendar Day Wednesday, March 16, 2016.

Annapolis, Maryland
Legislative Day: March 13, 2016
Calendar Day: Wednesday, March 16, 2016

The House met at 10:16 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 138 Members present.

(See Roll Call No. 391)

EXCUSES:

Del. Carter – personal

Del. Vaughn – medical

The Journal of March 12, 2016 was read and approved.

LETTERS OF REASSIGNMENT

MEMORANDUM

To: Hon. Kumar P. Barve, Chairman, ENV

From: Michael E. Busch, Speaker

Re: Reassignment of Bill(s)

In accordance with Rule 33, you are hereby requested to return to the Office of the Chief Clerk, the following legislation for reassignment as indicated below:

<u>Bill No.</u>	<u>Reassignment</u>
SJ 7	HRU

Read and ordered journalized.

THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #10

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 46 – Delegate Chang

AN ACT concerning

Animal Control and Veterinary Facilities – Stray Dogs and Cats – Microchip Scans**HB0046/920910/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 46

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “and Veterinary Facilities – Stray Dogs and Cats – Microchip Scans” and substitute “Units – Impounded Animals – Identification”; strike beginning with “requiring” in line 4 down through “cat;” in line 9; in line 10, strike “dog or cat” and substitute “impounded animal”; in the same line, strike “scanned” and substitute “carefully inspected”; in the same line, strike “an implanted” and substitute “a”; in line 11, strike “defining a certain term” and substitute “requiring a certain animal control unit to make a reasonable effort to notify the owner of the location of and procedure for retrieving an impounded animal; establishing a certain civil penalty; altering a certain criminal penalty”; and in line 12, strike “stray dogs and cats admitted to animal control and veterinary facilities” and substitute “domestic animals impounded by animal control units”.

On pages 1 and 2, strike in their entirety the line beginning with line 13 on page 1 through line 1 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 9 through 27, inclusive.

On pages 2 and 3, strike in their entirety the lines beginning with line 29 on page 2 through line 2 on page 3, inclusive.

On page 3, in lines 11, 15, 16, 18, and 19, in each instance, strike the bracket; in line 11, strike “**(1)**”; in the same line, strike “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A**”; in line 13, after “tattoo,” insert “**MICROCHIP,**”; in lines 15, 16, 18, and 19, strike “**(I)**”, “**(II)**”, “**(III)**”, and “**(IV)**”, respectively; strike in their entirety lines 20 through 23, inclusive; in line 24, after “(1)” insert “**AN ANIMAL CONTROL UNIT SHALL**”.

MAKE A REASONABLE EFFORT TO NOTIFY THE OWNER OF THE LOCATION OF AND THE PROCEDURE FOR RETRIEVING AN IMPOUNDED ANIMAL.

(2)”;

and in lines 26 and 29, strike “(2)” and “(3)”, respectively, and substitute “**(3)**” and “**(4)**”, respectively.

AMENDMENT NO. 3

On page 4, in line 1, after “section” insert “:

(1) FOR A FIRST OFFENSE, IS SUBJECT TO A CIVIL FINE NOT EXCEEDING \$500; AND

(2) FOR A SECOND OR SUBSEQUENT OFFENSE.”.

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 203 – Caroline County Delegation

AN ACT concerning

Caroline County – Sunday Hunting

HB0203/400517/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 203

(First Reading File Bill)

On page 3, in line 24, strike “Public” and substitute “**EXCEPT IN CAROLINE COUNTY, PUBLIC**”.

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 321 – Delegates S. Howard, Carey, Chang, Hornberger, Kipke, Malone, Mautz, Saab, Simonaire, and Sophocleus

AN ACT concerning

Anne Arundel County – Archery Hunting – Safety Zone

HB0321/630214/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 321

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates S. Howard, Carey, Chang, Hornberger, Kipke, Malone, Mautz, Saab, Simonaire, and Sophocleus” and substitute “Anne Arundel County Delegation”.

AMENDMENT NO. 2

On page 2, in line 4, after “in” insert “**ANNE ARUNDEL COUNTY,**”; in the same line, after the first “County” insert a comma; and strike in their entirety lines 7 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

House Bill 890 – St. Mary’s County Delegation

AN ACT concerning

St. Mary's County – Local Landlord and Tenant Law – Repeal

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 971 – Delegates Waldstreicher, Barve, and Holmes

AN ACT concerning

Statute of Limitations for Specialties – Exception for Residential Leases Signed Under Seal

HB0971/940212/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 971

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “for Specialties”; in the same line, strike “Exception for”; in line 4, strike “altering” and substitute “clarifying”; strike beginning with “providing” in line 5 down through “time” in line 8 and substitute “declaring the intent of the General Assembly”; and after line 9, insert:

“BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 5–101

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“5–101.

A civil action at law shall be filed within three years from the date it accrues unless another provision of the Code provides a different period of time within which an action shall be commenced.”.

On page 2, strike beginning with “, except” in line 13 down through “Act” in line 15 and substitute “it is the intent of the General Assembly to clarify that an action for rent arrears under any kind of residential lease must be filed in compliance with § 5–101 of the Courts Article”; and strike beginning with “AND” in line 16 down through “4.” in line 21.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 1192 – Delegates McMillan, Davis, and Holmes

AN ACT concerning

**Real Property – Condominiums and Homeowners Associations – Resales –
Disclosures and Fees**

HB1192/500310/1

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1192

(First Reading File Bill)

On page 4 in line 34, and on page 8 in line 9, in each instance, strike “**TO THE NEAREST \$50**”.

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 1223 – Delegate O’Donnell

AN ACT concerning

Natural Resources – Apprentice Hunting License – Establishment

HB1223/140612/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1223

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “without” in line 5 down through “safety” in line 6 and substitute “on completion of a certain course”.

AMENDMENT NO. 2

On page 3, strike beginning with “WITHOUT” in line 13 down through “SUBTITLE” in line 15 and substitute “ON COMPLETION OF A SHORT ONLINE OR ELECTRONIC COURSE OF INSTRUCTION IN COMPETENCY IN FIREARMS AND HUNTER SAFETY APPROVED BY THE DEPARTMENT”; strike beginning with “WITHOUT” in line 17 down through “SAFETY” in line 18; in line 27, strike “THE” and substitute “A”; in line 28, strike “DEER HUNT” and substitute “HUNT APPROVED BY THE DEPARTMENT”; and in line 29, after “SAFETY” insert “UNDER § 10-301.1 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.

THE COMMITTEE ON ECONOMIC MATTERS REPORT #12

Delegate Davis, Chair, for the Committee on Economic Matters and Delegate Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

House Bill 610 – Delegates Barve, Stein, Beidle, Carr, Chang, Ebersole, Fraser-Hidalgo, Frick, Frush, Gaines, Healey, Hixson, Holmes, Jalisi, Kaiser, Korman, Lafferty, Lam, Lierman, Luedtke, Morhaim, Pena-Melnyk, Platt, Reznik, S. Robinson, Tarlau, Turner, Valderrama, Vaughn, and Waldstreicher

AN ACT concerning

Greenhouse Gas Emissions Reduction Act – Reauthorization

HB0610/703299/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 610

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, Gilchrist, Knotts, Hill, A. Miller, and Smith”.

AMENDMENT NO. 2

On page 6, in line 18, strike “report” and substitute “REPORTS”; and in line 19, strike “2–1209” and substitute “2–1211”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Barve moved to make the Bill a Special Order for Thursday.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 675 – Delegate Branch

AN ACT concerning

Vehicle Laws – Mechanical Repair Contracts**HB0675/733592/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 675

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 4, strike “a designated” and substitute “an”; in line 4, strike “of an” and substitute “and a registered”; in line 5, after “contract;” insert “establishing that an obligor or a vehicle dealer is liable for the actions of its agent under certain

circumstances; establishing a civil penalty for an agent or an agent’s employee that violates certain provisions of this Act; requiring an obligor or a licensed vehicle dealer that uses an agent to sell a mechanical repair contract to maintain a certain list and, on request, make the list available to the Insurance Commissioner; requiring an agent to maintain a certain list and, on request, make the list available to the agent’s obligor or licensed vehicle dealer within a certain period of time; providing that a list maintained under this Act may be stored in an electronic format; increasing the penalty for a violation of certain provisions of this Act; making conforming changes;”; in line 9, after “(c)” insert “and 27–101(ff)”; and after line 11, insert:

“BY renumbering

Article – Transportation

Section 15–311.2(d), (e), (f), (g), (h), (i), (j), (k), (l), (m), and (n), respectively to be Section 15–311.2(e), (f), (g), (h), (i), (j), (k), (l), (m), (n), and (o), respectively

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY adding to

Article – Transportation

Section 15–311.2(d)

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 15–311.2(d), (e), (f), (g), (h), (i), (j), (k), (l), (m), and (n), respectively, of Article – Transportation of the Annotated Code of Maryland be renumbered to be Section(s) 15–311.2(e), (f), (g), (h), (i), (j), (k), (l), (m), (n), and (o), respectively.”;

and in line 12, strike “1.” and substitute “2.”.

AMENDMENT NO. 2

On page 1, in line 17, after “(2)” insert ““AGENT” MEANS A BUSINESS ENTITY THAT IS AUTHORIZED BY AN OBLIGOR OR A LICENSED VEHICLE DEALER TO SELL A MECHANICAL REPAIR CONTRACT.

(3)”;

in line 18, strike “A DESIGNATED” and substitute “AN”; and in lines 18 and 19, strike “OF AN OBLIGOR”.

On page 2, in line 27, strike “(3)” and substitute “(4)”.

AMENDMENT NO. 3

On page 3, in line 13, strike beginning with “Other” in line 13 down through the second “not” in line 14 and substitute “ONLY A LICENSED VEHICLE DEALER, AN AGENT, OR A REGISTERED OBLIGOR, OR AN EMPLOYEE OF A LICENSED VEHICLE DEALER, AN AGENT, OR A REGISTERED OBLIGOR MAY”; and in line 16, after “(ii)” insert “AN OBLIGOR OR A LICENSED VEHICLE DEALER IS LIABLE FOR THE ACTIONS OF ITS AGENT WHEN THE AGENT IS OFFERING OR SELLING A MECHANICAL REPAIR CONTRACT ON BEHALF OF THE OBLIGOR OR VEHICLE DEALER.”

(III)”.

AMENDMENT NO. 4

On page 4, in line 4, strike “not” and substitute “:”

(I) NOT”;

in line 5, after “section” insert “; AND”

(II) NOT LESS THAN \$100 BUT NOT EXCEEDING \$5,000 FOR EACH VIOLATION OF THIS SECTION COMMITTED BY AN AGENT OR THE AGENT’S EMPLOYEE WHILE OFFERING OR SELLING A MECHANICAL REPAIR CONTRACT ON BEHALF OF THE REGISTRANT.

(D) (1) AN OBLIGOR OR A LICENSED VEHICLE DEALER THAT USES AN AGENT TO SELL A MECHANICAL REPAIR CONTRACT SHALL:

(I) MAINTAIN A LIST OF ITS AGENTS; AND

(II) MAKE THE LIST AVAILABLE TO THE INSURANCE COMMISSIONER ON REQUEST.

(2) AN AGENT SHALL:

(I) MAINTAIN A LIST CONTAINING THE NAMES OF EACH EMPLOYEE WHO IS AUTHORIZED TO SELL A MECHANICAL REPAIR CONTRACT; AND

(II) ON REQUEST, PROVIDE THE LIST TO ITS OBLIGOR OR LICENSED VEHICLE DEALER WITHIN 10 BUSINESS DAYS FROM RECEIPT OF THE REQUEST.

(3) A LIST MAINTAINED UNDER THIS SUBSECTION MAY BE STORED IN AN ELECTRONIC FORMAT”;

after line 5, insert:

“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] **\$5,000** or imprisonment for not more than 1 year or both; and

(2) May be required to pay restitution.”;

and in line 6, strike “2.” and substitute “3.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 697 – Delegates Otto and Carozza

AN ACT concerning

Worcester County – Alcoholic Beverages – Class A Beer, Wine, and Liquor License

HB0697/853697/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 697

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 4 down through “County;” in line 5; in line 6, after “County;” insert “authorizing the Board of License Commissioners to issue the license to an individual for use at a certain store or certain establishments under certain conditions; providing that a certain distance restriction expires on the earlier of certain dates;”; strike beginning with “specifying” in line 6 down through “license;” in line 13 and substitute “providing that the license authorizes the sale of beer, wine, and liquor at the place described in the license for off-premises consumption under certain conditions; providing for an annual license fee and hours and days of sale;”; in line 14, strike “the sale of”; in the same line, after “beverages” insert “licenses”; after line 14, insert:

“BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 33–102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)”;

in line 15, after “repealing” insert “and reenacting, with amendments,”; in lines 19 and 25, in each instance, strike “(S.B. ____)(6lr1406)” and substitute “(S.B. 724)”; and in line 23, strike “33–901” and substitute “33–2005(a)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 2 through 5, inclusive, and substitute:

“33–102.

This title applies only in Worcester County.

33–901.

(A) [A] THERE IS A Class A beer, wine, and liquor license [may not be issued in the County].

(B) (1) THE BOARD MAY ISSUE THE LICENSE TO AN INDIVIDUAL FOR USE AT:

(I) A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL;

(II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ESTABLISHMENT OUTSIDE A 10-BLOCK RADIUS OF A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL THAT IS IN OCEAN CITY; OR

(III) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ESTABLISHMENT OUTSIDE A 1-MILE RADIUS OF A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL THAT IS NOT IN OCEAN CITY.

(2) A DISTANCE RESTRICTION DESCRIBED IN PARAGRAPH (1)(II) OR (III) OF THIS SUBSECTION ON ISSUING LICENSES TO ESTABLISHMENTS EXPIRES ON THE EARLIER OF:

(I) JULY 1, 2017; OR

(II) THE DATE A LICENSE IS ISSUED FOR USE BY A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL TO WHICH THE DISTANCE RESTRICTION APPLIES.”;

in line 6, strike “(B)” and substitute “(C)”; strike in their entirety lines 13 through 18, inclusive; and after line 19, insert:

“33-2005.

(A) A HOLDER OF A CLASS A BEER, WINE, AND LIQUOR LICENSE MAY SELL BEER, WINE, AND LIQUOR ON MONDAY THROUGH SUNDAY, FROM 6 A.M. TO 2 A.M. THE FOLLOWING 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 Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 733 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Multiple Manufacturer’s Licenses – Sampling, Sale, and Consumption of Products

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1004 – Delegates Davis, Atterbeary, Branch, Bromwell, Brooks, Busch, Clippinger, Cullison, Ebersole, Frush, Gilchrist, Gutierrez, Haynes, Healey, Hettleman, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Korman, Krimm, Lafferty, Lam, Lierman, Luedtke, McIntosh, A. Miller, Moon, Morhaim, Platt, B. Robinson, Sample-Hughes, Smith, Stein, Tarlau, Vallario, M. Washington, and P. Young

AN ACT concerning

Equal Pay Commission – Establishment

HB1004/733496/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1004

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, Aumann, Jameson, Queen, Valderrama, Waldstreicher, C. Wilson, Barkley, Carey, Frick, Glenn, Kramer, Lisanti, Vaughn, and K. Young”.

AMENDMENT NO. 2

On page 2, in line 12, strike “TWO” and substitute “THREE”.

On page 3, in line 1, after “(D)”, insert “TO THE EXTENT PRACTICABLE, THE COMPOSITION OF THE COMMISSION SHALL REFLECT THE RACE, GENDER, AND GEOGRAPHIC DIVERSITY OF THE POPULATION OF THE STATE.”

(E)”;

in lines 10, 11, and 15, strike “(E)”, “(F)”, and “(G)”, respectively, and substitute “(F)”, “(G)”, and “(H)”, respectively; and in line 26, after “(4)” insert “STUDY AND MAKE RECOMMENDATIONS REGARDING WHETHER AND TO WHAT EXTENT ADMINISTRATIVE AND LEGAL PROCESSES AND REMEDIES CAN BE STREAMLINED AND HARMONIZED ACROSS THIS SUBTITLE AND OTHER EMPLOYMENT ANTIDISCRIMINATION LAWS;”

(5)”.

On page 4, in line 7, strike “(5)” and substitute “(6)”; in line 9, strike “(H)” and substitute “(I)”; in the same line, strike “EACH YEAR” and substitute “, 2017, AND ON OR BEFORE DECEMBER 15 OF EACH YEAR THEREAFTER”; and in line 18, strike “two” and substitute “three”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Davis moved to make the Bill a Special Order for next session.

The motion was adopted.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1020 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Alcoholic Beverages Licenses –
Class B–WPL (Waterfront Pavilion) Beer, Wine, and Liquor License
PG 314–16**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1021 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Requirements and Restrictions
for Licenses
PG 303–16**

HB1021/453891/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1021

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Beverages –” insert “Notice”; strike beginning with “Restrictions” in line 2 down through “Licenses” in line 3 and substitute “Loitering Enforcement”; strike beginning with “establishing” in line 5 down through “date;” in line 11; in line 11, after “the” insert “Prince George’s County”; in line 12, after “Board” insert “of License Commissioners”; strike beginning with “defining” in line 13 down through “Act;” in line 14 and substitute “authorizing certain entities that request to receive notice under a certain provision of this Act to elect to receive written or electronic notice; requiring the Board to obtain certain information related to violations of a certain provision of the Prince George’s County Code from certain law enforcement agencies and maintain a certain comprehensive database; authorizing the Board to impose a fine under a certain provision of law if a certain number of citations are issued or arrests are made on the licensed premises for violations of a certain provision of the Prince George’s County Code in a certain time period;”; in lines 19 and 25, in each instance, strike “(S.B. ____)(6lr1406)” and substitute “(S.B. 724)”; in line 23, strike “26–601, 26–801, 26–901, 26–1104.”; and after line 26, insert:

“BY adding to

Article – Alcoholic Beverages

Section 26–2605

Annotated Code of Maryland

(As enacted by Chapter (S.B. 724) of the Acts of the General Assembly of 2016)”.

AMENDMENT NO. 2

On pages 3 through 9, strike in their entirety the lines beginning with line 13 on page 3 through line 3 on page 9, inclusive.

On page 11, in line 2, after “(D)” insert “(1)”; in line 3, strike “WRITTEN AND ELECTRONIC”; in lines 7 and 9, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and after line 10, insert:

“(2) A MUNICIPALITY, CIVIC ASSOCIATION, HOMEOWNERS’ ASSOCIATION, OR CONDOMINIUM ASSOCIATION THAT REQUESTS TO RECEIVE NOTICE OF HEARINGS UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION MAY ELECT TO RECEIVE WRITTEN OR ELECTRONIC NOTICE.”.

On page 12, in line 14, after “(E)” insert “(1)”; in line 15, strike “WRITTEN AND ELECTRONIC”; in lines 20 and 22, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and after line 23, insert:

“(2) A MUNICIPALITY, CIVIC ASSOCIATION, HOMEOWNERS’ ASSOCIATION, OR CONDOMINIUM ASSOCIATION THAT REQUESTS TO RECEIVE NOTICE OF HEARINGS UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION MAY ELECT TO RECEIVE WRITTEN OR ELECTRONIC NOTICE.”.

On page 13, in line 16, after “(C)” insert “(1)”; in line 17, strike “WRITTEN AND ELECTRONIC”; in lines 21 and 23, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; after line 24, insert:

“(2) A MUNICIPALITY, CIVIC ASSOCIATION, HOMEOWNERS’ ASSOCIATION, OR CONDOMINIUM ASSOCIATION THAT REQUESTS TO RECEIVE NOTICE OF HEARINGS UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION MAY ELECT TO RECEIVE WRITTEN OR ELECTRONIC NOTICE.”.

26-2605.

(A) THE BOARD SHALL:

(1) OBTAIN FROM THE APPROPRIATE LAW ENFORCEMENT AGENCIES INFORMATION REGARDING CITATIONS ISSUED AND ARRESTS MADE ON LICENSED PREMISES FOR VIOLATIONS OF § 14-139.03 OF THE PRINCE GEORGE’S COUNTY CODE; AND

(2) MAINTAIN A COMPREHENSIVE DATABASE OF:

(I) THE INFORMATION OBTAINED UNDER ITEM (1) OF THIS SUBSECTION; AND

(II) FINES IMPOSED UNDER SUBSECTION (B) OF THIS SECTION.

(B) THE BOARD MAY IMPOSE A FINE UNDER § 26–2802 OF THIS TITLE ON A LICENSE HOLDER IF AT LEAST 3 CITATIONS ARE ISSUED OR ARRESTS ARE MADE ON THE LICENSED PREMISES FOR VIOLATIONS OF § 14–139.03 OF THE PRINCE GEORGE’S COUNTY CODE IN A 12–MONTH PERIOD.”;

strike in their entirety lines 25 through 28, inclusive; and in line 29, strike “3.” and substitute “2.”

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1071 – Cecil County Delegation

AN ACT concerning

Cecil County – Alcoholic Beverages – Class 9 Limited Distillery Licenses and Class 7 Micro–Brewery Licenses

HB1071/303393/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1071

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Class” in line 2 down through “Micro–Brewery” in line 3; in line 4, strike “a Class 9 limited distillery license and”; strike beginning with “authorizing” in line 5 down through “year;” in line 14; in line 19, after “license;” insert “authorizing the Board of License Commissioners for Cecil County to determine a certain

ratio of gross receipts; repealing certain provisions of law authorizing the Board to issue a certain license to sell beer, wine, and liquor to the owner of a certain hotel;”; and in line 20, strike “Class 9 limited distillery licenses and Class 7 micro–brewery” and substitute “alcoholic beverages”.

On page 2, in line 1, after “17–401” insert “and 17–902”; and in line 7, strike “and 17–404”.

AMENDMENT NO. 2

On page 3, in line 8, strike “The following sections” and substitute “**SECTION 2–203 (“CLASS 9 LIMITED DISTILLERY LICENSE”)**”; in line 9, before “apply” insert “**DOES NOT**”; strike beginning with the colon in line 9 down through “**SUBTITLE**” in line 13; and after line 13, insert:

“(C) SECTION 2–209 (“CLASS 7 MICRO–BREWERLY LICENSE”) APPLIES IN THE COUNTY, SUBJECT TO § 17–403 OF THIS SUBTITLE.”

On pages 3 and 4, strike in their entirety the lines beginning with line 15 on page 3 through line 1 on page 4, inclusive.

AMENDMENT NO. 3

On page 4, after line 14, insert:

“17–902.

(a) There is a Class B beer, wine, and liquor license.

(b) [The Board may issue the license to the owner of a hotel that:

(1) is in a building at least three stories tall that was originally constructed for hotel purposes;

(2) has a capital investment of at least \$500,000; and

(3) has:

(i) at least one passenger elevator;

(ii) at least 100 rooms for the accommodation of the public; and

(iii) a dining room with facilities for preparing and serving regular meals for at least 125 individuals at one seating.

(c) The license authorizes the license holder to sell beer, wine, and liquor at a [hotel or] restaurant at retail at the place described in the license, for on– or off–premises consumption.

[(d)](C) The annual license fee is \$750.”.

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 1135 – Prince George’s County Delegation

AN ACT concerning

Prince George’s County – Board of License Commissioners – Budget and Funding PG 308–16

HB1135/213994/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1135

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 5 down through “estimated” in line 9 and substitute “requiring the County Executive and County Council of Prince George’s County to recognize and categorize the Board of License Commissioners of Prince George’s County as a public safety agency for budgetary purposes”; in line 10, strike “Board” and substitute “County Council”; after line 17, insert:

“BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 10–204(r) and 15–109(r)(6)
Annotated Code of Maryland
(2011 Replacement Volume and 2015 Supplement)”;

and in line 22, strike “(S.B. _____)(6lr1406)” and substitute “(S.B. 724)”.

AMENDMENT NO. 2

On page 1, after line 23, insert:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article 2B – Alcoholic Beverages

10–204.

(r) In Prince George’s County, the Prince George’s County Director of Finance shall collect fees for the County Executive and County Council, which shall use a portion of the receipts to pay the salaries and expenses of the Board of License Commissioners AS PROVIDED IN § 15–109(R)(6) OF THIS ARTICLE.

15–109.

(r) (6) (i) The County Council shall pay for all expenses of the Board of License Commissioners upon the submission of an annual budget.

(ii) [In] SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, IN that budget, the salary of the members of the Board, the salary of the attorney for the Board, and any additional compensation for legal fees for the attorney for the Board, shall be approved as hereinbefore set forth.

(iii) 1. Except as provided in subparagraph (iv) of this paragraph, all other expenses, including, but not restricted to, the salary of the administrator as limited herein, compensation of other personnel, who shall be qualified and employed under the county merit system, printing, supplies, and office space, shall be at the discretion of the County Council.

2. THE COUNTY EXECUTIVE AND THE COUNTY COUNCIL SHALL RECOGNIZE AND CATEGORIZE THE BOARD AS A PUBLIC SAFETY AGENCY FOR BUDGETARY PURPOSES.

3. THE COUNTY COUNCIL MAY INCLUDE IN THE BUDGET AN AMOUNT NOT TO EXCEED \$50,000 FOR THE PURPOSE OF MAINTAINING SOFTWARE AND MOBILE DEVICES USED TO MODERNIZE PRACTICES AND INCREASE THE EFFICIENCY AND TRANSPARENCY OF THE BOARD.”;

and strike in its entirety line 24 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED.”

AMENDMENT NO. 3

On page 2, in lines 8 and 16, in each instance, strike the bracket; in lines 10, 12, 14, 15, and 16, strike “(i)”, “(ii)”, “(iii)”, “(iv)”, and “(v)”, respectively, and substitute “**1.**”, “**2.**”, “**3.**”, “**4.**”, and “**5.**”, respectively; strike beginning with “**THE**” in line 16 down through “**YEAR**” in line 19; after line 19, insert:

“(II) THE COUNTY EXECUTIVE AND THE COUNTY COUNCIL SHALL RECOGNIZE AND CATEGORIZE THE BOARD AS A PUBLIC SAFETY AGENCY FOR BUDGETARY PURPOSES.”;

strike in their entirety lines 20 through 24, inclusive; and strike beginning with “**SUBJECT**” in line 25 down through “**BOARD**” in line 26 and substitute “**THE COUNTY COUNCIL**”.

AMENDMENT NO. 4

On page 3, in lines 7 and 27, strike “2.” and “3.”, respectively, and substitute “**3.**” and “**4.**”, respectively; and strike beginning with “this” in line 27 down through “effect” in line 30 and substitute “**Section 2 of this Act shall take effect on the taking effect of Chapter (S.B. 724) of the Acts of the General Assembly of 2016. If Section 2 of this Act takes effect, Section 1 of this Act shall be abrogated and of no further force and effect.**”

SECTION 5. AND BE IT FURTHER ENACTED, That, except as provided in Section 4 of this Act, this Act shall take effect June 1, 2016. Section 3 of this Act shall remain effective for a period of 7 months and, at the end of December 31, 2016, with no further action required by the General Assembly, Section 3 of this Act shall be abrogated and of no further force and effect”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1311 – Prince George’s County Delegation

AN ACT concerning

**Prince George’s County – Alcoholic Beverages Licenses – Riverdale Park
Station
PG 305–16**

HB1311/173598/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1311

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike “Riverdale Park Station” and substitute “Development District Licenses and Sunday Off–Sale Permits”; in line 8, after “Station;” insert “authorizing the Board to issue a certain number of Class B–DD (Development District) licenses to restaurants located within the area of Riverdale Park Town Center; providing that a certain number of Sunday off–sale permits may be issued only to holders of a certain license who acquired the license on or after a certain date; altering the number of Sunday off–sale permits that may be in effect at any one time; requiring the Board to waive a certain reinvestment requirement under certain circumstances;”; in the same line, strike “Class B–DD (Development District)” and substitute “alcoholic beverages”; in line 9, strike “to restaurants” and substitute “and permits”; in line 12, after “26–102” insert “and 26–1104(a)”; in line 17, after “Section” insert “26–1104(b), (d), and (f) and”; and after line 24, insert:

“26–1104.

- (a) There is a Sunday off–sale permit.

(b) (1) (I) [Except] SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH AND EXCEPT as provided in paragraph (2) of this subsection, the Board may issue the permit to the holder of:

[(i)] 1. a Class A beer, wine, and liquor license; or

[(ii)] 2. a Class B beer, wine, and liquor license with an off-sale privilege.

(II) FIVE SUNDAY OFF-SALE PERMITS MAY BE ISSUED ONLY TO HOLDERS OF A CLASS B BEER, WINE, AND LIQUOR LICENSE WITH AN OFF-SALE PRIVILEGE THAT ACQUIRED THE LICENSE ON OR AFTER JANUARY 1, 2016.

(2) The Board may not issue a Sunday off-sale permit to a license holder that the Board finds to have sold liquor on Sunday without a Sunday off-sale permit.

(d) (1) Except as provided in paragraph (2) of this subsection, an applicant for the permit shall commit in the application to reinvesting a minimum of \$50,000 in the business within 1 year after the permit is issued.

(2) (I) The Board may waive the reinvestment requirement.

(II) THE BOARD SHALL WAIVE THE REINVESTMENT REQUIREMENT FOR A HOLDER OF A CLASS B BEER, WINE, AND LIQUOR LICENSE WITH AN OFF-SALE PRIVILEGE THAT ACQUIRED THE LICENSE ON OR AFTER JANUARY 1, 2016, IF THE HOLDER CAN SHOW THAT A MINIMUM OF \$50,000 WAS REINVESTED IN THE BUSINESS WITHIN THE 3-YEAR PERIOD IMMEDIATELY PRECEDING THE SUBMISSION OF THE APPLICATION.

(3) The Board shall revoke the permit if:

(i) the Board did not waive the reinvestment requirement under [item (ii) of this paragraph] PARAGRAPH (2) OF THIS SUBSECTION; and

(ii) the permit holder fails to make the required reinvestment.

(f) Not more than [100 special] 105 Sunday off-sale permits may be in effect at any one time.”

AMENDMENT NO. 2

On page 2, in line 14, strike “AND”; and in line 17, after “U.S. ROUTE 1” insert “; AND”

(6) UP TO TWO CLASS B-DD (DEVELOPMENT DISTRICT) LICENSES TO RESTAURANTS LOCATED WITHIN THE AREA OF RIVERDALE PARK TOWN CENTER, BOUNDED BY RHODE ISLAND AVENUE ON THE WEST AND QUEENSBURY ROAD ON THE SOUTH”.

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 1408 – Delegate McComas

AN ACT concerning

**Property and Casualty Insurance – Commercial Policies and Workers’
Compensation Insurance Policies – Notices of Premium Increases**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably:

House Bill 1444 – Delegate Aumann

AN ACT concerning

Mary Byrd Wyman Memorial Association of Baltimore City

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

House Bill 1487 – Delegates Valderrama and Barkley

AN ACT concerning

Health Care Provider Malpractice Insurance – Scope of Coverage**HB1487/653094/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1487

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “repealing a prohibition on” and substitute “authorizing”; in line 6, after “hearing” insert “if the cost of the included coverage is itemized in a certain document and reported to the Maryland Insurance Commissioner in a certain manner”; and strike beginning with “repealing” in line 6 down through “injury;” in line 9.

AMENDMENT NO. 2

On page 2, in lines 13 and 19, in each instance, strike the bracket; in line 13, strike “not”; and in line 15, after “profession” insert “IF THE COST OF THE INCLUDED COVERAGE IS:

(I) ITEMIZED IN THE BILLING STATEMENT, INVOICE, OR DECLARATIONS PAGE FOR THE POLICY; AND

(II) REPORTED TO THE COMMISSIONER IN A FORM AND MANNER REQUIRED BY THE COMMISSIONER”.

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 #5

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 9 – Baltimore County Delegation

AN ACT concerning

Baltimore County – Orphans’ Court Judges – Compensation

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 180 – Delegates West, Pena–Melnyk, and Aumann

AN ACT concerning

Public Health – HIV Testing During Pregnancy

HB0180/646489/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 180

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “Act;” insert “providing that certain health care providers may not be subject to certain disciplinary action under certain circumstances;”.

AMENDMENT NO. 2

On page 2, in line 12, after “(b)” insert “**(1)**”; in the same line, strike “A” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A**”; in line 13, strike “(1)” and substitute “**(I)**”; and in line 19, strike “**(2)**” and substitute “**(II)**”.

On page 3, in line 1, strike “**(3)**” and substitute “**(III)**”; and after line 2, insert:

“(2) PARAGRAPH (1) OF THIS SUBSECTION:

(I) APPLIES TO ROUTINE PRENATAL MEDICAL CARE VISITS;

AND

(II) DOES NOT APPLY TO THE INCIDENTAL OR EPISODIC PROVISION OF PRENATAL MEDICAL CARE GIVEN TO A PREGNANT PATIENT BY A HEALTH CARE PROVIDER.

AMENDMENT NO. 3

On page 3, in line 28, after “(f)” insert “**(1)**”; and after line 31, insert:

“(2) A HEALTH CARE PROVIDER MAY NOT BE SUBJECT TO DISCIPLINARY ACTION BY THE PROFESSIONAL LICENSING BOARD THAT LICENSSES THE HEALTH CARE PROVIDER FOR NOT TESTING A PREGNANT PATIENT FOR HIV DURING THE THIRD TRIMESTER IN ACCORDANCE WITH 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 472 – Delegates Miele, Arentz, Aumann, Carozza, Jacobs, Morgan, and Otto

AN ACT concerning

Estates and Trusts – Registers of Wills – Retention of Estate Files

HB0472/586289/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 472

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Arentz,”; and in line 7, after “change;” insert “providing for the application of this Act;”.

AMENDMENT NO. 2

On page 2, after line 19, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply retroactively and shall be applied to and interpreted to affect estates opened on or after October 1, 2014.”;

and in line 20, strike “2.” and substitute “3.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 541 – Delegate Kelly

AN ACT concerning

Maryland Trust Act – Revocable Trust – Partial Revocation by Divorce or Annulment

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 682 – Delegates Rosenberg, Angel, Bromwell, Cullison, Hill, Kelly, Kipke, Miele, Oaks, Reznik, Sample–Hughes, West, and K. Young

AN ACT concerning

Department of Health and Mental Hygiene – Clinical Crisis Walk–In Services and Mobile Crisis Teams – Strategic Plan

HB0682/416083/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 682

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, and Pena–Melnyk”; in lines 2, 4, and 10, in each instance, strike “Department of Health and Mental Hygiene” and substitute “Behavioral Health Advisory Council”; in line 5, strike “and” and substitute a comma; in the same line, after “providers,” insert “and certain stakeholders.”; and strike beginning with “Department” in line 8 down through “date” in line 9 and substitute “Council to include in a certain report an update on the development of the plan on or before a certain date; requiring the Council to submit the plan as part of a certain report on or before a certain date”.

AMENDMENT NO. 2

On page 1, in line 14, strike “Department of Health and Mental Hygiene” and substitute “Behavioral Health Advisory Council”; in line 15, strike “and” and substitute a comma; and in the same line, after “providers,” insert “and interested stakeholders.”.

On page 2, in line 5, after “(c)” insert “(1) The Behavioral Health Advisory Council shall include, in the annual report required on or before December 31, 2016, under § 7.5–305 of the Health – General Article, an update on the development of the strategic plan required under subsection (a) of this section.

(2);

in the same line, strike “On or before December 1, 2016, the Department of Health and Mental Hygiene” and substitute “The Behavioral Health Advisory Council”; and strike beginning with “to” in line 6 down through “Assembly” in line 7 and substitute “as part of the annual report required on or before December 31, 2017, under § 7.5–305 of the Health – General Article”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably:

House Bill 824 – Cecil County Delegation

AN ACT concerning

Cecil County – Orphans’ Court Judges – Traveling Expense Allowance and Pension

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 827 – Delegate O’Donnell

AN ACT concerning

Newborn Infant Screening – Testing by Nonpublic Laboratories – Authorization

HB0827/986286/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 827

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Authorization” and substitute “Notification”; strike beginning with “authorizing” in line 3 down through “laboratories;” in line 11 and substitute “requiring that the coordinated statewide system for newborn screening that the Department of Health and Mental Hygiene is required to maintain include notifying parents and guardians of newborn infants that laboratories other than the Department’s public health laboratory are authorized to perform postscreening confirmatory or diagnostic tests on newborn infants for hereditary and congenital disorders;”; and in line 20, strike “and 13–112”.

AMENDMENT NO. 2

On page 2, in line 16, strike the brackets; strike beginning with the colon in line 16 down through “**THE**” in line 17; strike beginning with “**AND**” in line 17 down through “**SUBTITLE;**” in line 19; in line 28, strike the second “and”; and after line 30, insert:

“(V) NOTIFYING PARENTS AND GUARDIANS OF NEWBORN INFANTS THAT LABORATORIES OTHER THAN THE DEPARTMENT’S PUBLIC HEALTH LABORATORY ARE AUTHORIZED TO PERFORM POSTSCREENING CONFIRMATORY OR DIAGNOSTIC TESTS ON NEWBORN INFANTS FOR HEREDITARY AND CONGENITAL DISORDERS; AND”.

On pages 3 and 4, strike in their entirety the lines beginning with line 10 on page 3 through line 10 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:

House Bill 868 – Delegate McKay

AN ACT concerning

Washington County – Fire, Rescue, and Ambulance Service – Local 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:

House Bill 886 – Delegate West

AN ACT concerning

Maryland Medical Assistance Program – Telemedicine – Modifications

HB0886/266881/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 886

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “prohibiting” and substitute “authorizing”; in the same line, strike “from requiring” and substitute “to require”; strike beginning with “comply” in line 7 down through “person” in line 10 and substitute “submit a certain form to the Department”; in line 10, after “Department” insert “, in consultation with the Maryland Health Care Commission.”; and strike beginning with “provide” in line 10 down through

“comment” in line 13 and substitute “submit a certain report to certain committees of the General Assembly on or before a certain date”.

AMENDMENT NO. 2

On page 3, strike beginning with “NOT” in line 4 down through “PERSON” in line 8 and substitute “REQUIRE A HEALTH CARE PROVIDER TO SUBMIT A REGISTRATION FORM TO THE DEPARTMENT THAT INCLUDES INFORMATION REQUIRED FOR THE PROCESSING OF CLAIMS FOR REIMBURSEMENT FOR HEALTH CARE SERVICES PROVIDED TO PROGRAM RECIPIENTS UNDER THIS SUBSECTION”; in line 9, strike “(I)”; and strike in their entirety lines 11 through 18, inclusive.

AMENDMENT NO. 3

On page 3, after line 18, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2016, the Department of Health and Mental Hygiene, in consultation with the Maryland Health Care Commission, 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:

(1) assessing the telehealth policies of select Medicaid programs in other states, including reimbursement for telehealth services provided in a home setting; and

(2) detailing planned enhancements to the Maryland Medicaid telehealth program.”;

in line 19, strike “2.” and substitute “3.”; and in line 20, strike “October” and substitute “June”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 960 – Delegates Kelly, Cullison, and West

AN ACT concerning

Guardians of Property and Custodians – Authority to Fund Certain Trusts and Accounts

HB0960/116385/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 960

(First Reading File Bill)

On page 1, in the sponsor line, strike “and West” and substitute “West, Hammen, Pendergrass, Angel, Barron, Bromwell, Hill, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Pena–Melnyk, Rose, Sample–Hughes, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 981 – Delegates Kelly, Cullison, and West

AN ACT concerning

Maryland Medical Assistance Program – Guardianship Fees – Income Deduction

HB0981/206981/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 981

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Income Deduction” and substitute “Personal Needs Allowance”; strike beginning with “deduct” in line 3 down through “service” in line 4 and substitute “include as part of the personal needs allowance”; and in line 7, strike “deductions” and substitute “the personal needs allowance”.

AMENDMENT NO. 2

On page 3, in line 8, strike “DEDUCT AS A REMEDIAL SERVICE” and substitute “INCLUDE AS PART OF THE PERSONAL NEEDS ALLOWANCE”; in line 10, strike “DEDUCTIONS” and substitute “THE PERSONAL NEEDS ALLOWANCE”; and in lines 13 and 16, in each instance, strike “DEDUCTION” and substitute “PERSONAL NEEDS ALLOWANCE”.

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 1005 – Delegates Kelly, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Clippinger, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hettleman, Hill, Hixson, Holmes, Jackson, Jones, Kaiser, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, Lisanti, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Patterson, Pena-Melnyk, Pendergrass, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample-Hughes, Sanchez, Smith, Tarlau, Turner, Valderrama, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, K. Young, and P. Young

AN ACT concerning

Health Insurance – Contraceptive Equity Act

HB1005/766880/1

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1005

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, Hammen, and Bromwell”; strike beginning with “requiring” in line 7 down through “request;” in line 10 and substitute “establishing an exception to the prohibition against applying a copayment or coinsurance requirement for certain contraceptive drugs or devices;”; in line 12, after “a” insert “certain”; strike beginning with “except” in line 12 down through “time” in line 13 and substitute “subject to certain exceptions”; in line 14, after

“fee” insert “paid”; in line 15, strike “certain individuals” and substitute “the pharmacist”; in the same line, strike “a certain” and substitute “the”; in line 17, after “drugs” insert “, subject to certain limitations”; and in line 18, strike “organizations” and substitute “organization”.

On page 2, in lines 10 and 11, strike “adherence purposes” and substitute “the member to adhere to the appropriate use of the prescription drug or device; prohibiting the Maryland Medical Assistance Program and the Maryland Children’s Health Program from applying a prior authorization requirement for certain contraceptive drugs and devices; requiring the Maryland Medical Assistance Program and the Maryland Children’s Health Program to provide coverage for a single dispensing to an enrollee of a certain supply of prescription contraceptives, subject to a certain exception”; and after line 23, insert:

“BY adding to

Article – Health – General

Section 15–148

Annotated Code of Maryland

(2015 Replacement Volume)”.

AMENDMENT NO. 2

On page 3, in line 1, after “(C)” insert “(1)”; in the same line, strike “**EXCEPT WITH RESPECT**” and substitute “**THIS SUBSECTION DOES NOT APPLY**”; in line 3, strike “, AN” and substitute “.”

(2) AN”;

after line 3, insert:

“(1) EXCEPT FOR A DRUG OR DEVICE FOR WHICH THE U.S. FOOD AND DRUG ADMINISTRATION HAS ISSUED A BLACK BOX WARNING, MAY NOT APPLY A PRIOR AUTHORIZATION REQUIREMENT FOR A CONTRACEPTIVE DRUG OR DEVICE THAT IS:

1. A. AN INTRAUTERINE DEVICE; OR

B. AN IMPLANTABLE ROD;

2. APPROVED BY THE U.S. FOOD AND DRUG ADMINISTRATION; AND

3. OBTAINED UNDER A PRESCRIPTION WRITTEN BY AN AUTHORIZED PRESCRIBER; AND;

in lines 4, 6, and 8, strike “**(1)**”, “**(I)**”, and “**(II)**”, respectively, and substitute “**(II)**”, “**1.**”, and “**2.**”, respectively; in line 4, before “**MAY**” insert “**EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,**”; in lines 4 and 5, strike “**COPAYMENT, COINSURANCE, OR PRIOR AUTHORIZATION**” and substitute “**COPAYMENT OR COINSURANCE**”; in line 9, strike “**; BUT**” and substitute a period; and in line 10, strike “**(2)**” and substitute “**(3) AN ENTITY SUBJECT TO THIS SECTION**”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 15 through 24, inclusive.

AMENDMENT NO. 4

On page 3, in line 25, strike “**(E)**” and substitute “**(D)**”; in the same line, strike “**PARAGRAPH (2)**” and substitute “**PARAGRAPHS (2) AND (3)**”; in line 28, strike “**13-MONTH**” and substitute “**6-MONTH**”; after line 28, insert:

“(2) SUBJECT TO § 15-824 OF THIS SUBTITLE, AN ENTITY SUBJECT TO THIS SECTION MAY PROVIDE COVERAGE FOR A SUPPLY OF PRESCRIPTION CONTRACEPTIVES THAT IS FOR LESS THAN A 6-MONTH PERIOD, IF A 6-MONTH SUPPLY WOULD EXTEND BEYOND THE PLAN YEAR.”;

in line 29, strike “**(2)**” and substitute “**(3)**”; in the same line, after “**(1)**” insert “**OF THIS SUBSECTION**”; in the same line, after “**THE**” insert “**FIRST 2-MONTH SUPPLY OF PRESCRIPTION CONTRACEPTIVES DISPENSED TO AN INSURED OR AN ENROLLEE UNDER:**

(I) THE INITIAL”;

in the same line, strike “**FIRST**”; in the same line, after “**PRESCRIPTION**” insert “**FOR THE CONTRACEPTIVES; OR**

(II) ANY SUBSEQUENT PRESCRIPTION FOR A CONTRACEPTIVE THAT IS DIFFERENT THAN THE LAST CONTRACEPTIVE DISPENSED TO;

and in line 30, strike “OR CHANGE IN A PRESCRIPTION FOR CONTRACEPTIVES FOR”.

On page 4, in line 1, strike “(3)” and substitute “(4)”; in line 3, strike “13-MONTH” and substitute “6-MONTH”; in line 4, after “FEE” insert “PAID”; and in lines 4 and 5, strike “OR OTHER INDIVIDUAL AUTHORIZED BY LAW TO DISPENSE PRESCRIPTION CONTRACEPTIVES”.

AMENDMENT NO. 5

On page 4, in line 6, strike “(F)” and substitute “(E) (1)”; in the same line, strike “AN” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN”; in lines 7 and 10, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; in line 9, after “AVAILABLE” insert “BY PRESCRIPTION AND”; in line 11, after “PRESCRIPTION” insert “UNDER ITEM (I) OF THIS PARAGRAPH”; and in line 13, after “PRESCRIPTION” insert “.

(2) AN ENTITY SUBJECT TO THIS SECTION:

(I) MAY ONLY BE REQUIRED TO PROVIDE POINT-OF-SALE COVERAGE UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION AT IN-NETWORK PHARMACIES; AND

(II) MAY LIMIT THE FREQUENCY WITH WHICH THE COVERAGE REQUIRED UNDER PARAGRAPH (1)(I) OF THIS SUBSECTION IS PROVIDED”.

AMENDMENT NO. 6

On page 6, in line 18, strike “ADHERENCE PURPOSES” and substitute “THE MEMBER TO ADHERE TO THE APPROPRIATE USE OF THE PRESCRIPTION DRUG OR DEVICE”.

AMENDMENT NO. 7

On page 6, after line 23, insert:

“Article – Health – General”

15-148.

(A) EXCEPT FOR A DRUG OR DEVICE FOR WHICH THE U.S. FOOD AND DRUG ADMINISTRATION HAS ISSUED A BLACK BOX WARNING, THE PROGRAM AND THE MARYLAND CHILDREN'S HEALTH PROGRAM MAY NOT APPLY A PRIOR AUTHORIZATION REQUIREMENT FOR A CONTRACEPTIVE DRUG OR DEVICE THAT IS:

(1) (I) AN INTRAUTERINE DEVICE; OR

(II) AN IMPLANTABLE ROD;

(2) APPROVED BY THE U.S. FOOD AND DRUG ADMINISTRATION; AND

(3) OBTAINED UNDER A PRESCRIPTION WRITTEN BY AN AUTHORIZED PRESCRIBER.

(B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE PROGRAM AND THE MARYLAND CHILDREN'S HEALTH PROGRAM SHALL PROVIDE COVERAGE FOR A SINGLE DISPENSING TO AN ENROLLEE OF A SUPPLY OF PRESCRIPTION CONTRACEPTIVES FOR A 6-MONTH PERIOD.

(2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO THE FIRST 2-MONTH SUPPLY OF PRESCRIPTION CONTRACEPTIVES DISPENSED TO AN ENROLLEE UNDER:

(I) THE INITIAL PRESCRIPTION FOR THE CONTRACEPTIVES; OR

(II) ANY SUBSEQUENT PRESCRIPTION FOR A CONTRACEPTIVE THAT IS DIFFERENT THAN THE LAST CONTRACEPTIVE DISPENSED TO THE ENROLLEE.”;

and in line 25, after “plans” insert “subject to this Act that are”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 1150 – Delegates McMillan, Angel, Cullison, Hayes, Kipke, Miele, Morgan, Oaks, Pena–Melnyk, Saab, and West

AN ACT concerning

Health Insurance – Consumer Health Claim Filing Fairness Act

HB1150/296887/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1150

(First Reading File Bill)

On page 2, in line 14, after “**ORGANIZATION;**” insert “**OR**”; strike line 15 in its entirety; in line 16, strike “**5.**” and substitute “**4.**”; and in line 22, strike “**15–140**” and substitute “**15–1301**”.

On page 3, in line 8, strike “**THE DELAY WAS NOT UNREASONABLE**” and substitute “**IT WAS NOT REASONABLY POSSIBLE TO SUBMIT THE CLAIM WITHIN 1 YEAR AFTER THE DATE OF SERVICE**”.

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 1220 – Chair, Health and Government Operations Committee (By Request – Departmental – Health and Mental Hygiene)

AN ACT concerning

Department of Health and Mental Hygiene – Health Program Integrity and Recovery Activities

HB1220/556387/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1220

(First Reading File Bill)

On page 1, in the sponsor line, after “Hygiene)” insert “and Delegates Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Pena–Melnyk, Pendergrass, Rose, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

House Bill 1303 – Delegate Angel

AN ACT concerning

Freestanding Birthing Centers – Use of Ultrasound Imaging

HB1303/666081/1

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1303

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Angel” and substitute “Delegates Angel, Hammen, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Pena–Melnyk, Pendergrass, Rose, Sample–Hughes, West, and K. Young”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

The presiding officer submitted the Special Orders of the day, as follows:

House Bill 493 – Delegates Morales, Smith, Anderson, Atterbeary, Carr, Carter, Conaway, Cullison, Dumais, Fennell, Fraser–Hidalgo, Gutierrez, Healey, Hill, Jackson, Krimm, Lierman, Luedtke, McCray, Moon, Pena–Melnyk, Platt, Proctor, S. Robinson, Sanchez, Sydnor, Tarlau, Valentino–Smith, Vallario, Waldstreicher, A. Washington, M. Washington, and Zucker

AN ACT concerning

Criminal Law – Extortion – Immigration Status

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

House Bill 726 – Delegate Carr

AN ACT concerning

Ethics – Reports of Regulated Lobbyists – Open Data Format

STATUS OF BILL: BILL ON 2ND READING. FAVORABLE REPORT ADOPTED.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 392)

THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

THIRD READING CALENDAR (HOUSE BILLS) #30

House Bill 212 – Delegates Turner, Atterbeary, Barkley, Brooks, Ebersole, Hill, Hixson, Jalisi, Lam, Pendergrass, Sophocleus, and B. Wilson

AN ACT concerning

Vehicle Laws – Use of Handheld Telephone While Driving – ~~Increased~~ Penalties

Read the third time and passed by yeas and nays as follows:

Affirmative – 107 Negative – 30 (See Roll Call No. 393)

The Bill was then sent to the Senate.

**House Bill 521 – Delegates Smith, Carter, Anderson, Atterbeary, Conaway,
Dumais, Moon, Morales, Proctor, Sanchez, and Sydnor**

AN ACT concerning

Public Safety – SWAT Teams – Reporting and Limitations

Read the third time and passed by yeas and nays as follows:

Affirmative – 97 Negative – 39 (See Roll Call No. 394)

The Bill was then sent to the Senate.

House Bill 523 – Delegate Stein

AN ACT concerning

**E-ZPass Accounts – Transponder Theft – ~~Notice~~ Reporting and Unauthorized
Charges**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 395)

The Bill was then sent to the Senate.

House Bill 565 – Delegates Dumais and Vallario

AN ACT concerning

Criminal Law – Possession of Less Than 10 Grams of Marijuana – Code Violation

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 2 (See Roll Call No. 396)

The Bill was then sent to the Senate.

House Bill 605 – Frederick County Delegation

AN ACT concerning

**Frederick County – Development Rights and Responsibilities
Agreements – Administrative Appeals**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 397)

The Bill was then sent to the Senate.

House Bill 799 – Delegate O’Donnell

AN ACT concerning

Aquaculture – Liability for Trespass

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 398)

The Bill was then sent to the Senate.

House Bill 832 – Cecil County Delegation

AN ACT concerning

Cecil County – Marriage Licenses – Applications

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 399)

The Bill was then sent to the Senate.

**House Bill 918 – Delegates Jacobs, Carozza, Cassilly, Hornberger, S. Howard,
Malone, Mautz, Otto, and Reilly**

AN ACT concerning

Oyster Poaching – Administrative Penalties – Gear Violations

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 400)

The Bill was then sent to the Senate.

House Bill 970 – Delegate Reznik

AN ACT concerning

Tax Sales – Condominium Assessments and Homeowners Association Fees

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 401)

The Bill was then sent to the Senate.

House Bill 1107 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Police Officers – Warrantless Arrests

Read the third time and passed by yeas and nays as follows:

Affirmative – 136 Negative – 0 (See Roll Call No. 402)

The Bill was then sent to the Senate.

House Bill 1461 – Delegates Folden, Anderton, Cassilly, Grammer, S. Howard, Krebs, Long, McKay, Parrott, Rose, Simonaire, Szeliga, and C. Wilson

AN ACT concerning

**Commercial Drivers’ Licenses – Cancellations and Downgrades
(Driving Privilege Preservation Act of 2016)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 2 (See Roll Call No. 403)

The Bill was then sent to the Senate.

House Bill 1503 – Delegates Simonaire, D. Barnes, Buckel, Fennell, Folden, Glass, McKay, Metzgar, A. Washington, and M. Washington

AN ACT concerning

Adult Education – GED Testing Fees – Exemption for Homeless Youth

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 404)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #33

House Bill 462 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Bromwell, Buckel, Carozza, Cassilly, Ciliberti, Cluster, Fisher, Flanagan, Folden, Gaines, Ghrist, Glass, Hornberger, S. Howard, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McDonough, McKay, Metzgar, Miele, W. Miller, Morgan, Otto, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, and Wivell

AN ACT concerning

~~State Transfer Tax – Distribution of Revenue~~
Program Open Space – Transfer Tax Repayment – Use of Funds

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 405)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (SENATE BILLS) #2

Senate Bill 98 – Chair, Finance Committee (By Request – Departmental – Aging)

AN ACT concerning

Senior Citizen Activities Center Operating Fund – Distributions – Alteration

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 406)

The Bill was then returned to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #31

House Bill 758 – Delegates O’Donnell, Arentz, Bromwell, Frush, Holmes, Impallaria, Jacobs, Mautz, and Otto

AN ACT concerning

Natural Resources – County Oyster Committees

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 407)

The Bill was then sent to the Senate.

House Bill 782 – Delegates Waldstreicher, Barkley, Carr, Clippinger, Glenn, Hill, Kramer, Lisanti, McCray, A. Miller, Rosenberg, Sanchez, Stein, Sydnor, Valderrama, Vaughn, and C. Wilson

AN ACT concerning

Consumer Protection – Credit Report Security Freezes – Prohibition on Fees and Required Notices

Read the third time and passed by yeas and nays as follows:

Affirmative – 105 Negative – 34 (See Roll Call No. 408)

The Bill was then sent to the Senate.

House Bill 805 – Delegates Beidle, Fraser-Hidalgo, and Szeliga

AN ACT concerning

Motor Vehicles – Autocycles – Standards and Requirements

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 409)

The Bill was then sent to the Senate.

House Bill 871 – Delegate Parrott

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 – 139 Negative – 0 (See Roll Call No. 410)

The Bill was then sent to the Senate.

House Bill 919 – Delegate Jameson

AN ACT concerning

**Portable Electronics Insurance – Compensation of Vendor Employees – Repeal
of Sunset and Reporting Requirement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 411)

The Bill was then sent to the Senate.

House Bill 920 – 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 – 139 Negative – 0 (See Roll Call No. 412)

The Bill was then sent to the Senate.

**House Bill 922 – Delegates Beidle, D. Barnes, Barve, Frush, McCray, Sophocleus,
and Stein**

AN ACT concerning

Vehicle Laws – Application – Park Model Recreational Vehicles – Definition

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 413)

The Bill was then sent to the Senate.

**House Bill 1113 – Delegates Kramer, Arentz, Aumann, Barkley, Barve, Beidle,
Bromwell, Brooks, Carr, Cullison, Dumais, Ebersole, Frick, Frush,**

Gilchrist, Gutierrez, Haynes, Hill, Hixson, Kaiser, Kelly, Kipke, Korman, Krimm, Lam, Luedtke, Mautz, McComas, McDonough, A. Miller, Moon, Morales, Morhaim, Platt, Reznik, S. Robinson, Smith, Valderrama, Waldstreicher, A. Washington, and West

AN ACT concerning

**Commercial Sale of Dogs and Cats – Prohibited Acts
(Companion Animal Welfare Act)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 128 Negative – 11 (See Roll Call No. 414)

The Bill was then sent to the Senate.

House Bill 1179 – Delegates McMillan, Anderton, Beidle, Carr, Fraser–Hidalgo, Frush, Ghrist, Gilchrist, Holmes, Jacobs, Kipke, McCray, Miele, Moon, Oaks, Otto, Pena–Melnik, S. Robinson, Stein, and Szeliga

AN ACT concerning

Vehicle Laws – HOV Lanes – Plug–In Electric Drive and Hybrid Vehicles

Read the third time and passed by yeas and nays as follows:

Affirmative – 133 Negative – 5 (See Roll Call No. 415)

The Bill was then sent to the Senate.

House Bill 1365 – Delegates Folden, Adams, Anderton, Aumann, Barkley, Beitzel, Bromwell, Buckel, Carr, Cassilly, Hornberger, C. Howard, S. Howard, Long, Mautz, McKay, Metzgar, Pena–Melnik, Reilly, Rose, Saab, Shoemaker, Simonaire, Smith, Szeliga, Vogt, ~~and C. Wilson~~ C. Wilson, Beidle, Healey, Holmes, Jalisi, Knotts, Lam, McCray, and Wivell

AN ACT concerning

Landlord and Tenant – Military Personnel – Limitation on Liability for Rent

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 416)

The Bill was then sent to the Senate.

House Bill 1398 – Delegate Jameson

AN ACT concerning

**Homeowner's Insurance – Discrimination Based on Driving History of Applicant
or Insured**

Read the third time and passed by yeas and nays as follows:

Affirmative – 107 Negative – 32 (See Roll Call No. 417)

The Bill was then sent to the Senate.

House Bill 1440 – Delegates Carr and Hornberger

AN ACT concerning

Labor and Employment – Noncompete and Conflict of Interest Clauses

Read the third time and passed by yeas and nays as follows:

Affirmative – 90 Negative – 47 (See Roll Call No. 418)

The Bill was then sent to the Senate.

THIRD READING CALENDAR (HOUSE BILLS) #32

House Bill 102 – ~~Delegates B. Barnes and Kipke~~ Anne Arundel County Delegation

AN ACT concerning

**Anne Arundel County – Solicitation of Money or Donations From Occupants of
Vehicles – Prohibitions and Permit Program**

Read the third time and passed by yeas and nays as follows:

Affirmative – 129 Negative – 9 (See Roll Call No. 419)

The Bill was then sent to the Senate.

House Bill 262 – Delegates M. Washington, Cullison, Hettleman, and C. Howard

AN ACT concerning

**Senior Citizen Activities Center Operating Fund – ~~Funding and Distribution~~
Distributions – Alteration**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 420)

The Bill was then sent to the Senate.

House Bill 264 – Delegates B. Robinson, A. Washington, Glenn, Anderson, Angel, Atterbeary, D. Barnes, Barron, Branch, Brooks, Carr, Carter, Conaway, Davis, Fennell, Gaines, Hayes, Haynes, Hill, Holmes, C. Howard, Jackson, Jones, Knotts, McCray, Moon, Oaks, Patterson, Pena–Melnyk, Proctor, Sample–Hughes, Smith, Sydnor, Tarlau, Turner, Vaughn, Walker, M. Washington, ~~and C. Wilson~~ C. Wilson, Jalisi, Krimm, Lisanti, Morales, Morhaim, Platt, and Queen

AN ACT concerning

~~Study Group to Investigate Discriminatory Practices Against Minority Franchisees~~

Task Force to Investigate the Challenges of and Opportunities for Minorities in Business

Read the third time and passed by yeas and nays as follows:

Affirmative – 122 Negative – 16 (See Roll Call No. 421)

The Bill was then sent to the Senate.

House Bill 346 – Delegates Carter, Dumais, Glass, Valentino–Smith, and B. Wilson

AN ACT concerning

Criminal Law – Synthetic Cannabinoids – Prohibition

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 1 (See Roll Call No. 422)

The Bill was then sent to the Senate.

House Bill 387 – Delegate Barkley

AN ACT concerning

**Clean Energy Loan Program – Residential Property – ~~Repayment of Loans~~
Through Surcharge Study**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135 Negative – 3 (See Roll Call No. 423)

The Bill was then sent to the Senate.

House Bill 494 – Delegates Miele, Hettleman, Aumann, Bromwell, Buckel, Carr, Cassilly, Cluster, Flanagan, Frick, Frush, Jacobs, Kramer, Lierman, Luedtke, McComas, McKay, Metzgar, Morgan, Morhaim, Rose, Stein, Turner, West, and K. Young

AN ACT concerning

**Agriculture – Animal Shelters – Uniform Standards of Operation and Care
(Animal Shelters Standards Act of 2016)**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132 Negative – 5 (See Roll Call No. 424)

The Bill was then sent to the Senate.

House Bill 538 – Delegate Holmes

AN ACT concerning

**Real Property – ~~Notice of~~ Notices of Foreclosure Sale and Postponement or
Cancellation of Foreclosure Sale**

Read the third time and passed by yeas and nays as follows:

Affirmative – 139 Negative – 0 (See Roll Call No. 425)

The Bill was then sent to the Senate.

House Bill 545 – Delegate Lafferty

AN ACT concerning

**Landlord and Tenant – Water and Wastewater Charges – ~~Prohibition on Ratio~~
~~Utility~~ Billing Systems**

Read the third time and passed by yeas and nays as follows:

Affirmative – 130 Negative – 4 (See Roll Call No. 426)

The Bill was then sent to the Senate.

House Bill 583 – Delegates Lam, Smith, Atterbeary, Barkley, B. Barnes, Barve, Beidle, Cullison, Ebersole, Fraser–Hidalgo, Frick, Frush, Hixson, S. Howard, Jalisi, Lisanti, Long, Luedtke, Malone, McComas, Miele, Moon, Morhaim, Pena–Melynk, Platt, Reznik, S. Robinson, Rose, Rosenberg, Sanchez, Shoemaker, Stein, Turner, Valderrama, Vallario, Waldstreicher, West, B. Wilson, and K. Young

AN ACT concerning

Criminal Law – Cruelty to Animals – Implement of Dogfighting

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 427)

The Bill was then sent to the Senate.

House Bill 689 – Delegate Frick

AN ACT concerning

Procurement – Prevailing Wage – Liquidated Damages

Read the third time and passed by yeas and nays as follows:

Affirmative – 89 Negative – 50 (See Roll Call No. 428)

The Bill was then sent to the Senate.

INTRODUCTION OF BILLS

Delegate Jackson moved the Bill be introduced.

The Speaker put the question: Shall the Bill be introduced?

The roll call vote resulted as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 429)

In compliance with the rules, the Bill was introduced.

House Bill 1643 – Delegates Jackson, Proctor, and Vallario

AN ACT concerning

Income Tax – Subtraction Modification – Perpetual Conservation Easements

FOR the purpose of providing a subtraction modification under the Maryland income tax for certain proceeds from the sale of a perpetual conservation easement on real property in the State; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain proceeds from the sale of a perpetual conservation easement on real property in the State.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY adding to
Article – Tax – General
Section 10–207(cc)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 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. 430)

ADJOURNMENT

At 11:28 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 14, 2016, Calendar Day Thursday, March 17, 2016.