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**of the**

**House of Delegates**

**of**

**Maryland**

**2016 Regular Session**

**Volume III**

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**Annapolis, Maryland**  
**Legislative Day: March 14, 2016**  
**Calendar Day: Thursday, March 17, 2016**

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The House met at 10:17 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Anthony O'Donnell of Calvert and St. Mary's counties.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 141 Members present.

(See Roll Call No. 431)

**EXCUSES:**

Del. Fennell – left early – personal

The Journal of March 13, 2016 was read and approved.

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #13**

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

**House Bill 1003 – Delegates Valderrama, Davis, Anderson, Angel, Atterbeary, Aumann, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Brooks, Busch, Carey, Carr, Carter, Chang, Clippinger, Conaway, Cullison, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kaiser, Kelly, Knotts, Korman, Krimm, Lafferty, Lam, Lierman, Lisanti, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Patterson, Pena-Melnyk, Pendergrass, Platt, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample-Hughes, Sanchez, Simonaire, Smith, Sophocleus, Stein, Sydnor, Tarlau, Turner, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, C. Wilson, and P. Young**

AN ACT concerning

**Labor and Employment – Equal Pay for Equal Work**

**HB1003/453897/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1003

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Davis,” insert “K. Young.”; and strike beginning with “providing” in line 11 down through “circumstances;” in line 12 and substitute “providing that certain provisions of this Act do not preclude an employee from demonstrating that an employer’s reliance on a certain exception is a pretext for certain discrimination.”.

On page 2, in line 6, strike “work of a comparable nature or”; strike beginning with “authorizing” in line 9 down through “employer;” in line 12 and substitute “altering a certain provision of law to require that a certain action be filed within a certain time period after the discovery of a certain act;”; strike beginning with “authorizing” in line 13 down through “Act;” in line 14; in line 15, strike “a certain term;” and substitute “certain terms;”; in line 20, after “Section” insert “3-301.”; in the same line, strike “3-307, and 3-308” and substitute “and 3-307”; and after line 27, insert:

“BY repealing and reenacting, without amendments,

Article – Labor and Employment

Section 3-308

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 30, insert:

“3-301.

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

(b) (1) “Employer” means:

(i) a person engaged in a business, industry, profession, trade, or other enterprise in the State;

- (ii) the State and its units;
- (iii) a county and its units; and
- (iv) a municipal government in the State.

(2) “Employer” includes a person who acts directly or indirectly in the interest of another employer with an employee.

(c) **“GENDER IDENTITY” HAS THE MEANING STATED IN § 20–101 OF THE STATE GOVERNMENT ARTICLE.**

(D) (1) “Wage” means all compensation for employment.

(2) “Wage” includes board, lodging, or other advantage provided to an employee for the convenience of the employer.”;

in line 32, strike “(1)”; in line 33, after “MEANS” insert “:

**(1)**”;

in line 34, after “TRACK” insert “, **IF CAREER TRACKS ARE OFFERED,**”; in the same line, strike the period and substitute a semicolon; and strike in their entirety lines 35 and 36.

On page 3, in line 1, strike “(I)” and substitute “(2)”; and strike in their entirety lines 4 and 5 and substitute:

**“(3) LIMITING OR DEPRIVING AN EMPLOYEE OF EMPLOYMENT OPPORTUNITIES THAT WOULD OTHERWISE BE AVAILABLE TO THE EMPLOYEE BUT FOR THE EMPLOYEE’S SEX OR GENDER IDENTITY.”.**

On page 7, in line 8, strike “WORK OF COMPARABLE NATURE OR”; in line 12, strike “BOTH”; in the same line, after “ACTUAL” insert “**DAMAGES**”; in the same line, after the second “AND” insert “**AN ADDITIONAL EQUAL AMOUNT AS**”; and strike beginning with “IN” in line 13 down through “(4)” in line 17.

**AMENDMENT NO. 3**

On page 4, strike beginning with “AN” in line 8 down through “PRACTICE” in line 15 and substitute “THIS SECTION DOES NOT PRECLUDE AN EMPLOYEE FROM DEMONSTRATING THAT AN EMPLOYER’S RELIANCE ON AN EXCEPTION LISTED IN SUBSECTION (C) OF THIS SECTION IS A PRETEXT FOR DISCRIMINATION ON THE BASIS OF SEX OR GENDER IDENTITY”.

AMENDMENT NO. 4

On page 7, in line 17, strike “OR THE ATTORNEY GENERAL”; and strike beginning with “ON” in line 25 down through “(D)” in line 30.

On page 8, in lines 1 and 3, in each instance, strike the bracket; in line 1, strike “(E)”; and in line 3, strike “(F)”.

On page 9, in line 1, strike “OR THE ATTORNEY GENERAL”.

AMENDMENT NO. 5

On page 7, in line 30, strike “of” and substitute “AFTER”; and in the same line, after “the” insert “DISCOVERY OF THE”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

**THE COMMITTEE ON JUDICIARY REPORT #6**

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

**House Bill 220 – Delegates Barron, Carter, and Anderson**

AN ACT concerning

**Criminal Procedure – Partial Expungement**

**HB0220/772519/1**

BY: House Judiciary Committee



AMENDMENTS TO HOUSE BILL 220  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 4 down through “circumstances;” in line 6; in line 7, strike “may not be included on” and substitute “be removed from”; in the same line, strike “or within certain records”; and in the same line, after the semicolon insert “providing that only a certain record is eligible for partial expungement;”.

AMENDMENT NO. 2

On page 5, strike beginning with “**IF**” in line 1 down through “**(I)**” in line 7 and substitute “**THE COURT**”; in line 7, strike “**THE OFFICIAL RECORD OF THE**” and substitute “**A POLICE OR**”; in the same line, after “**COURT**” insert “**RECORD**”; strike beginning with “**MAY**” in line 8 down through “**ON**” in line 10 and substitute “**BE REMOVED FROM**”; strike beginning with the semicolon in line 11 down through “**PURPOSES**” in line 20; and after line 20, insert:

“(3) ONLY A POLICE OR COURT RECORD THAT IS MAINTAINED ELECTRONICALLY ON THE PUBLIC WEB SITE OF THE MARYLAND JUDICIARY IS ELIGIBLE FOR PARTIAL EXPUNGEMENT.”

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 245 – Delegates Dumais, Atterbeary, Glass, McComas, Moon, Rey, Smith, Sydnor, Valentino–Smith, and B. Wilson**

AN ACT concerning

**Child Abuse and Neglect – Failure to Report**

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 271 – Delegate Dumais**

AN ACT concerning

**Child Support – Extraordinary Medical Expenses**

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 409 – Delegates Fraser–Hidalgo, Dumais, A. Miller, Anderson, Barkley, Barve, Beidle, Carr, Cullison, Folden, Gilchrist, Gutierrez, Hill, Hixson, Kaiser, Kelly, Korman, Kramer, Lam, Luedtke, McCray, Moon, Morales, Platt, Reznik, S. Robinson, Smith, Valentino–Smith, Waldstreicher, C. Wilson, and Zucker**

AN ACT concerning

**Criminal Law – Providing Alcohol to Underage Drinkers – Penalties  
(Alex and Calvin’s Law)**

**HB0409/462917/1**

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 409

(First Reading File Bill)

On page 3, in line 5, after “(b)” insert “**(1)**”; in the same line, strike “§ 10–117” and substitute “**§ 10–117(A)**”; in line 7, strike “(1)” and substitute “**(I)**”; in the same line, strike the brackets; strike beginning with the second comma in line 7 down through “**BOTH**” in line 8; in line 9, strike “(2)” and substitute “**(II)**”; in the same line, strike the brackets; strike beginning with the second comma in line 9 down through “**BOTH**” in line 11; and after line 11, insert:

**“(2) AN ADULT WHO VIOLATES § 10–117(B) OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:**

**(I) FOR A FIRST OFFENSE, IMPRISONMENT NOT EXCEEDING 1 YEAR OR A FINE NOT EXCEEDING \$5,000 OR BOTH; OR**

**(II) FOR A SECOND OR SUBSEQUENT OFFENSE, IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING \$7,500 OR BOTH.”.**

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 590 – Delegates Vallario, Anderson, Atterbeary, Carter, Conaway, Dumais, Moon, Proctor, Rosenberg, Sanchez, Smith, Sydnor, and Valentino–Smith**

AN ACT concerning

**Criminal Procedure – Expungement – Probation Before Judgment**

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 600 – Delegates Sanchez, Vallario, Glass, Kittleman, Moon, Morales, Parrott, Proctor, Sydnor, and Valentino–Smith**

AN ACT concerning

**Criminal Procedure – Expungement – Denial of Petition Without Hearing**

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 641 – Delegates Sophocleus, Carey, Chang, Dumais, and S. Howard**

AN ACT concerning

**Evidence – Admissibility of DNA Profile – Definition and Validation of DNA Profile**

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 751 – Delegates Sanchez, Atterbeary, D. Barnes, Dumais, Glass, McComas, Moon, Parrott, Rey, Smith, Sydnor, Valentino–Smith, and B. Wilson**

AN ACT concerning

**Criminal Law – Sexual Offenses – Court–Ordered Services Provider**

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 786 – Delegates Morales, Anderson, Atterbeary, Carter, Conaway, Dumais, Glass, Kittleman, Kramer, McComas, A. Miller, Moon, Proctor, Rosenberg, Sanchez, Smith, and Sydnor**

AN ACT concerning

**Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking – Sunset Extension**

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 850 – Delegates McComas, Krebs, and Vogt**

AN ACT concerning

**Child Support – Health Insurance – Definition**

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 1268 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Pretrial Release Program – Nonviolent Felon**

**HB1268/152419/1**

BY: House Judiciary Committee

AMENDMENT TO HOUSE BILL 1268

(First Reading File Bill)

On page 2, in line 19, strike “§§ 5–612, 5–613, OR 5–614” and substitute “§ 5–612, § 5–613, OR § 5–614”.

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 1502 – Delegate Rosenberg**

AN ACT concerning

**Child Support Enforcement – Noncustodial Parent Employment Assistance  
Pilot Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

Senate Bill 200 – Senator Conway (Chair, Education, Health, and Environmental Affairs Committee)

AN ACT concerning

**Health Occupations – ~~Environmental Health Specialists – Regulation State Board of Environmental Health Specialists – Sunset Extension and Revisions~~**

FOR the purpose of 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 report to certain committees of the General Assembly on the implementation of the requirements of certain provisions of this Act; requiring the Board to develop a certain plan, submit certain legislation to certain committees of the General Assembly on or before a certain date, and report certain information to certain committees of the General Assembly on or before certain dates; and generally relating to the State Board of Environmental Health Specialists. ~~repealing provisions of law that establish the State Board of Environmental Health Specialists, specify the membership, powers, and duties of the Board, and provide for the officers, meetings, compensation, and staff for the Board; repealing the State Board of Environmental Health Specialists Fund; repealing the requirement that an individual be licensed by the Board to practice as an environmental health specialist in the State; repealing provisions of law relating to the licensure of environmental health specialists; repealing certain prohibited acts and penalties; repealing a certain short title; repealing a certain termination provision; requiring an individual to obtain and maintain a certain credential and submit certain documentation to the individual's employer to practice as an environmental health specialist in the State; requiring the employer of an individual practicing as an environmental health specialist to verify the individual's compliance with certain provisions of this Act on a certain basis; providing exemptions from the application of certain provisions of this Act; authorizing certain individuals to practice as an environmental health specialist in the State under certain circumstances and for a certain period of time; repealing the requirement that the Department of Legislative Services conduct a certain evaluation of the Board; providing that an individual who is licensed by the~~

~~Board on a certain date is considered to be licensed and deemed eligible to practice as an environmental health specialist for the duration of the term of the license; requiring that any balance in the Fund on a certain date be transferred to the General Fund; requiring the Department of Health and Mental Hygiene, on or before a certain date, to work with the National Environmental Health Association to secure a certain agreement; requiring the agreement to specify certain matters; requiring the Department of Health and Mental Hygiene to notify certain legislative committees and the Department of Legislative Services about the details of the agreement at a certain time; requiring the publishers of the Annotated Code of Maryland, in consultation with the Department of Legislative Services, to make certain corrections in a certain manner; repealing certain definitions; defining certain terms; altering a certain definition; providing for the application of certain provisions of this Act; and generally relating to the regulation of environmental health specialists.~~

~~BY repealing~~

~~Article — Health Occupations~~

~~Section 21-102 and the subtitle “Subtitle 1. General Provisions”; 21-201 through 21-207 and the subtitle “Subtitle 2. State Board of Environmental Health Specialists”; 21-301 through 21-315 and the subtitle “Subtitle 3. Licensing”; 21-401 and 21-402 and the subtitle “Subtitle 4. Prohibited Acts; Penalties”; and 21-501 and 21-502 and the subtitle “Subtitle 5. Short Title; Termination of Title”~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article — Health Occupations~~

~~Section 21-101~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

~~BY adding to~~

~~Article — Health Occupations~~

~~Section 21-102 through 21-104~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

~~BY repealing~~

~~Article — State Government~~

~~Section 8-403(b)(20)~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

~~BY renumbering~~

~~Article — State Government~~

~~Section 8-403(b)(21) through (57), respectively~~

~~to be Section 8–403(b)(20) through (56), respectively  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)~~

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)

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

**Senate Bill 360 – Chair, Judicial Proceedings Committee (By Request – Maryland  
Judicial Conference)**

AN ACT concerning

**Juvenile Causes – Permanency Plans – ~~Age~~ Restrictions on Use of Another  
Planned Permanent Living Arrangement**

FOR the purpose of providing that another planned permanent living arrangement may be a child’s permanency plan only if the child is at least a certain age; requiring a local department of social services to document certain efforts and steps at certain permanency planning hearings, certain permanency plan review hearings, and certain guardianship review hearings, under certain circumstances; and generally relating to permanency plans for the out-of-home placement of children.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings  
Section 3–823(e) and (h)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Family Law



Section 5–326(a) and 5–525(f)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 425 – Senator Reilly**

AN ACT concerning

**Maryland Income Tax Refunds – Warrant Intercept Program – Statewide**

FOR the purpose of authorizing certain counties to participate in a certain income tax refund withholding program related to individuals with outstanding warrants if the sheriff of the county notifies the Comptroller of the county's intention to participate on or before a certain date; making nonsubstantive changes to certain termination provisions; making conforming changes; providing for the effective dates 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 533 – Senator Pinsky**

AN ACT concerning

**Education – ~~Administration of Assessments~~ – Administration and Provision of Information**

FOR the purpose of extending the period of time by which the State Department of Education is required to develop a certain assessment in a certain core content area; requiring certain county boards of education to provide certain information relating to certain assessments administered in a local school system under certain circumstances; requiring certain information relating to certain assessments to be updated, posted online, and included in a certain master plan on or before a certain date each year; and generally relating to the provision of information regarding the administration of assessments.

BY repealing and reenacting, with amendments,

Article – Education

Section 7–203(b)(3)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Education

Section 7–203.3

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 555 – Senator Pinsky**

CONSTITUTIONAL AMENDMENT

AN ACT concerning

**~~Attorney General~~ United States Senator, Attorney General, and Comptroller – Temporary Appointments and Special Elections to Fill a Vacancy**

FOR the purpose of proposing an amendment to the Maryland Constitution to require the Governor to appoint an individual to fill a vacancy on a temporary basis, under certain circumstances, in the office of Attorney General or Comptroller from a list of names submitted by the State Central Committee of the political party of the vacating officeholder; altering certain provisions of law to require that the Governor

appoint an individual to fill a vacancy on a temporary basis, under certain circumstances, in the office of United States Senator from a list of names submitted by the State Central Committee of the political party of the vacating officeholder; requiring individuals whose names are submitted to the Governor to have been affiliated with the political party, if any, of the vacating officeholder before the vacancy occurred; providing for the appointment of an individual to fill a vacancy in the office of United States Senator, Attorney General, or Comptroller if the political party of the vacating officeholder fails to submit names to the Governor within a certain period of time or the vacating officeholder was not affiliated with a political party; proposing an amendment to the Maryland Constitution to require an individual appointed by the Governor to fill a vacancy in the offices of either the Attorney General or the Comptroller to serve until a successor is elected to fill the remainder of the term, except in certain circumstances; requiring an individual appointed by the Governor to fill a vacancy in the offices of either the Attorney General or the Comptroller to serve for the remainder of the term if the vacancy occurs after a certain date; requiring that a special election be held at the same time as a certain regular statewide election to fill a vacancy in the offices of either the Attorney General or the Comptroller if the vacancy occurs on or before a certain date; generally relating to ~~filling temporary appointments and the filling of vacancies in the offices of either the Attorney General~~ United States Senator, the Attorney General, or the Comptroller by special election and a special election to fill a vacancy in the office of either the Attorney General or the Comptroller; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 8–602

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY proposing an amendment to the Maryland Constitution

Article V – Attorney–General and State’s Attorneys

Section 5

BY proposing an amendment to the Maryland Constitution

Article VI – Treasury Department

Section 1

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

**Senate Bill 557 – ~~Senator Astle~~ Senators Astle and Salling**

AN ACT concerning

**Members of the National Guard ~~and Maryland Defense Force~~ – Employment and Reemployment Rights – Enforcement**

FOR the purpose of authorizing members of the National Guard ~~and Maryland Defense Force~~ whose employment and reemployment rights under a certain provision of law have been violated to bring a civil action for certain economic damages; authorizing a court to award certain damages, fees, costs, and other relief to members of the National Guard ~~and Maryland Defense Force~~ under certain circumstances; and generally relating to the enforcement of the employment and reemployment rights of members of the National Guard ~~and Maryland Defense Force~~.

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 Economic Matters.

### **Senate Bill 595 – Senator Rosapepe**

AN ACT concerning

#### **Education – ~~Dual Enrollment~~ – Middle School Students – Awarding of Credit**

FOR the purpose of ~~altering the grade that certain students must complete in order for certain public institutions of higher education to accept the student for special admission; repealing the requirement that certain students must earn a certain score on a certain test in order for certain public institutions of higher education to accept the student for special admission; authorizing certain middle school students to participate in certain dual enrollment programs; and generally relating to dual enrollment for~~ requiring certain county boards of education to award credit to certain middle school students under certain circumstances; and generally relating to the awarding of credit to middle school students.

~~BY repealing and reenacting, with amendments,  
Article – Education  
Section 15–101(b), 18–1401(a) and (d), 18–14A–01(a) and (c), 18–14A–04(b), and  
24–703.1  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)~~

BY adding to  
Article – Education  
Section 4–132  
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 614 – Senator Conway**

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 Health and Government Operations.

**Senate Bill 706 – Senators DeGrange, Currie, Eckardt, Edwards, Jennings, Klausmeier, McFadden, Middleton, Miller, Muse, Peters, Reilly, and Serafini**

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.

### **Senate Bill 715 – Cecil County Senators**

AN ACT concerning

#### **Cecil County – Marriage Licenses – Applications**

FOR the purpose of repealing the requirement that, in Cecil County, both parties to be married appear together before the clerk to apply for a marriage license; and generally relating to applications for marriage licenses in Cecil County.

BY repealing and reenacting, with amendments,

Article – Family Law

Section 2–402

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

### **Senate Bill 716 – Cecil County Senators**

AN ACT concerning

**Public Safety – Fire Police – Cecil County**

FOR the purpose of authorizing a certain commanding officer to designate to the Sheriff of Cecil County a certain number of members of fire or ambulance companies to serve as fire police in Cecil County; requiring a certain designation to be read in a certain manner; authorizing the Sheriff of Cecil County to appoint certain individuals to serve as fire police in Cecil County; providing that certain powers are granted to individuals appointed to serve as fire police in Cecil County; authorizing certain powers to be exercised in a certain location; providing for the termination of a certain appointment; repealing the authority of the Sheriff of Cecil County and a certain commanding officer relating to designating and appointing certain individuals as deputy sheriffs for a certain purpose; and generally relating to fire police in Cecil County.

BY repealing and reenacting, with amendments,  
Article – Public Safety  
Section 7–302(a), 7–303(a) and (b), and 7–304  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – Public Safety  
Section 7–302(b)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

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

**Senate Bill 729 – Senators Hershey, Eckardt, Mathias, and Norman**

AN ACT concerning

**Maryland Income Tax Refunds – Eastern Shore Counties – Warrant Intercept Program**

FOR the purpose of altering the requirement for the Comptroller to withhold Maryland income tax refunds of certain individuals with outstanding warrants to include residents of the Eastern Shore counties or individuals who have outstanding warrants from an Eastern Shore county; making nonsubstantive changes to certain termination provisions; making conforming changes; providing for a delayed effective date for certain provisions of this Act; and generally relating to withholding income tax refunds of individuals with outstanding warrants.

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



(2010 Replacement Volume and 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 775 – ~~Senator Simonaire~~ Senators Simonaire, Rosapepe, Bates, Young,  
Zucker, Conway, Waugh, Nathan-Pulliam, and Pinsky**

AN ACT concerning

**Natural Resources – Recreational License Donation Program – Establishment**

FOR the purpose of authorizing a person to purchase and donate certain recreational hunting or fishing licenses and any corresponding stamps for certain purposes; authorizing the Department of Natural Resources to issue a donated license or stamp only for use by a Gold Star recipient, a disabled veteran, a disabled member of the armed services, or a permanently disabled person who requires the use of a wheelchair; requiring a recipient of a donated license or stamp to have certain sponsorship; requiring a recipient of a donated hunting license to meet certain hunting safety requirements; limiting to a certain amount the number of eligible persons that may hunt under the authority of a donated license or stamp during one recreational license year; prohibiting the Department from charging a fee for the issuance of a donated license or stamp; authorizing the Department to issue a donated license or stamp to an eligible resident or nonresident of the State; requiring the Department to post under certain circumstances certain information on its Web site on or before a certain date each year; requiring the Department to adopt certain

regulations; requiring the Department to implement the recreational license donation program at or before a certain time; ~~establishing that certain funds are nonlapsing and not subject to reversion to the General Fund~~ the Recreational License Donation Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary of Natural Resources 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; defining a certain term; and generally relating to the establishment of the recreational hunting and fishing license donation program.

BY adding to

Article – Natural Resources

Section 1–405

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 785 – Senators Zucker and Middleton, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly**

AN ACT concerning

### **Foster Youth Summer Internship Program**

FOR the purpose of recodifying and making permanent the Foster Youth Summer Internship Pilot Program; altering the name of the program to be the Foster Youth Summer Internship Program; transferring certain responsibilities relating to the Program to the Secretary of Human Services; requiring the Secretary of Human Resources, in consultation with the Secretary of Budget and Management, to issue a certain report to the Senate Budget and Taxation Committee, the Senate Finance Committee, and the House Appropriations Committee of the General Assembly on or before a certain date; specifying the contents of the report; defining certain terms; providing for a delayed effective date; and generally relating to internship opportunities for certain foster youth.

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 3–207

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, without amendments,

Chapter 317 of the Acts of the General Assembly of 2013

Section 2

BY adding to

Article – Human Services  
Section 4–304  
Annotated Code of Maryland  
(2007 Volume and 2015 Supplement)

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

**Senate Bill 821 – Senator Peters (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.

**Senate Bill 826 – Senator Conway**

AN ACT concerning

**Construction Contracts – Change Orders  
(State Procurement Change Order Fairness Act)**

FOR the purpose of prohibiting a unit from requiring a prime contractor, and a prime contractor from requiring a subcontractor, to begin work under a contract until the procurement officer for the unit issues a certain change order; 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; providing, under certain circumstances, that nothing in a certain provision of this Act prohibits a procurement officer from issuing a certain order, authorizes a ~~prime contractor to refuse~~ refusal to perform certain work or furnish certain labor and materials, or prejudices or impairs the right of a prime contractor to submit a certain claim or dispute to a procurement officer; 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; requiring, under certain circumstances, a unit to pay an invoice for work performed and accepted under a change order within a certain time period and in accordance with a certain provision of law; requiring a prime contractor to provide, within a certain time period, a subcontractor with a copy of a certain change order and a certain amount to be paid to the subcontractor; requiring the Board of Public Works to propose certain regulations before a certain date; requiring each unit to issue certain guidelines on or before a certain date; requiring that certain guidelines be updated and reissued under certain circumstances; providing that certain provisions of this Act have effect only to the extent that the provisions do not conflict with federal law or regulation; applying certain provisions of this Act to certain procurements and units of State government that are generally excluded from State procurement law; providing for the application of certain provisions of this Act; requiring the Secretary of General Services to convene a certain workgroup to develop recommendations that address certain issues; requiring the workgroup to include representatives from certain entities and to coordinate its activities with a certain commission for a certain purpose; requiring the workgroup to report its recommendations to certain committees of the General Assembly on or before a certain date; providing that a certain catchline is not law and may not be considered to have been enacted as part of this Act; providing for the effective dates of this Act; and generally relating to change orders for State procurement contracts for construction.

BY repealing and reenacting, without amendments,  
Article – State Finance and Procurement  
Section 11–203(a) and (e)(1), (2), and (5)  
Annotated Code of Maryland  
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 11–203(b)(1) and (c)  
Annotated Code of Maryland  
(2015 Replacement Volume)

BY adding to  
Article – State Finance and Procurement  
Section 15–112  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 837 – Senator Waugh**

AN ACT concerning

**Crabs – Harvest Times – Trotlines and Crab Pots**

FOR the purpose of requiring the Department of Natural Resources to adopt regulations that provide the option to a tidal fish licensee authorized to catch crabs using trotlines and crab pots to work certain hours during a certain time period; requiring a licensee who chooses a certain hours-of-work option to notify the Department of that choice by a certain date; prohibiting a licensee who chooses a certain hours-of-work option from changing that option until the following license year; requiring a licensee who chooses a certain hours-of-work option to affix a certain display on the licensee's vessel signifying the choice of that option; and generally relating to harvest times for crabs using trotlines and crab pots.

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 Environment and Transportation.

**Senate Bill 876 – Senator Serafini**

AN ACT concerning

**Natural Resources – Black Fly Management and Control – Washington County**

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

BY adding to  
Article – Natural Resources  
Section 8–2201 through 8–2205 to be under the new subtitle “Subtitle 22. Black Fly  
Management and Control”  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 924 – Senator Ramirez**

AN ACT concerning

**Family Law – Protective Orders – Notification of Service – Sunset Repeal**

FOR the purpose of repealing the termination date of certain provisions of law relating to notice of the service on a respondent of certain protective orders; repealing certain obsolete provisions relating to a certain contingency; and generally relating to notification of the service of a protective order.

BY repealing and reenacting, without amendments,  
Article – Family Law  
Section 4–504(d), 4–504.1(g), and 4–505(b)(1)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Chapter 711 of the Acts of the General Assembly of 2009, as amended by Chapter  
103 of the Acts of the General Assembly of 2011 and Chapter 79 of the Acts of  
the General Assembly of 2013  
Section 2

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

**Senate Bill 979 – Senator Peters**

AN ACT concerning

**Optional Retirement Program – Eligibility – Alterations**

FOR the purpose of altering the eligibility provisions of the Optional Retirement Program to include individuals in certain position categories designated by certain governing boards of institutions of higher education or the Secretary of Higher Education; ~~authorizing~~ requiring an individual who was a participant in the Optional Retirement Program as of a certain date to continue to participate in the Program under certain circumstances; conforming certain terminology to current institutional policies regarding employment categories; and generally relating to eligibility for the Optional Retirement Program.

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 30–301  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 1020 – Senator Pugh**

AN ACT concerning

**State Board of Physicians – ~~Authority to Adopt Regulations~~ – Physician  
Licensing Reciprocity**

FOR the purpose of ~~authorizing the State Board of Physicians to adopt regulations that would allow the Board to license an applicant who is licensed as a physician in another state if the applicant meets certain qualification and licensing requirements and the state in which the applicant is licensed offers a certain reciprocal licensing process; and generally relating to physician licensing reciprocity under the State Board of Physicians~~ requiring the State Board of Physicians to license certain applicants to practice medicine under certain circumstances; requiring the Board to adopt certain regulations; and generally relating to reciprocal licensure for physicians.

BY adding to

Article – Health Occupations

Section 14–307(j)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #14**

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

**House Bill 740 – Delegates Kelly, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Brooks, Carr, Carter, Clippinger, Conaway, Cullison, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Korman, 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, Sophocleus, Stein, Tarlau, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, K. Young, and P. Young**

AN ACT concerning

**Labor and Employment – Family and Medical Leave Insurance  
Program – Establishment**

**HB0740/663998/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 740

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Labor and Employment –” and substitute “Task Force to Study”; strike line 3 in its entirety; and in line 4, after “of” insert “establishing the Task Force to Study Family and Medical Leave Insurance; providing for the composition, chair, and staffing of the Task Force; requiring that the appointed members of the Task Force be appointed by a certain date; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission for Women to apply for certain funding; requiring the Task Force to receive certain public testimony and 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;”.

On pages 1 and 2, strike beginning with “establishing” in line 4 on page 1 down through “Assembly;” in line 21 on page 2.

On page 2, in line 21, before “Family” insert “Task Force to Study”; and in line 22, strike “Program”.

On pages 2 and 3, strike in their entirety the lines beginning with line 23 on page 2 through line 5 on page 3, inclusive.

AMENDMENT NO. 2

On page 3, in line 7, strike “the Laws of Maryland read as follows”; and after line 7, insert:

“(a) There is a Task Force to Study Family and Medical Leave Insurance.

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



- (1) two members of the Senate of Maryland, appointed by the President of the Senate;
- (2) two members of the House of Delegates, appointed by the Speaker of the House;
- (3) the Commissioner of Labor and Industry, or the Commissioner's designee;
- (4) the State Treasurer, or the State Treasurer's designee;
- (5) the Comptroller, or the Comptroller's designee;
- (6) the Executive Director of the Commission for Women, or the Executive Director's designee; and
- (7) the following members, appointed jointly by the Presiding Officers of the General Assembly:
  - (i) one researcher with expertise in state-run social insurance programs;
  - (ii) one representative of a community organization that advocates for the needs of infants and children;
  - (iii) one representative of a community organization that advocates for the needs of seniors;
  - (iv) one representative of a community organization that advocates for the needs of individuals who suffer from serious health conditions;
  - (v) one representative of a community organization that advocates for the economic security of mothers;
  - (vi) one representative of a community organization that advocates for working families;
  - (vii) one representative from a national organization with expertise in the implementation of family medical and leave insurance programs in other states;

(viii) one representative of businesses located in the State that employ fewer than 50 employees; and

(ix) one representative of businesses located in the State that employ at least 50 employees.

(c) The appointed members of the Task Force shall be appointed by July 1, 2016.

(d) The Presiding Officers of the General Assembly jointly shall designate the chair of the Task Force.

(e) The Department of Legislative Services shall provide staff for the Task Force.

(f) A member of the Task Force:

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

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

(g) The Commission for Women shall apply for any available federal funding that may be used by the Task Force to carry out the duties of the Task Force.

(h) The Task Force, in consultation with the appropriate State and local agencies and community organizations, shall:

(1) study existing family and medical leave insurance programs in other states and the District of Columbia, including fund stability, the benefit structure, and the revenue structure;

(2) review the 2016 family and medical leave insurance implementation studies from Minnesota, Connecticut, and Montgomery County, Maryland;

(3) review the 2013 Report on the Task Force to Study Temporary Disability Insurance Programs;

(4) receive public testimony from relevant stakeholders; and

(5) make recommendations regarding:

(i) the development of a State social insurance program that provides short-term benefits to eligible employees who lose wages due to:

1. an illness or injury that is unrelated to the employee's employment;

2. pregnancy or childbirth;

3. time off work needed to care for a seriously ill child, spouse, or parent;

4. time off work needed to bond with a new child; or

5. time off work needed due to a qualifying exigency arising out a family member's military deployment; and

(ii) the design of an employee-funded family and medical leave insurance pool, including tax rates and benefits.

(i) On or before December 1, 2017, the Task Force shall report its findings and recommendations to the General Assembly in accordance with § 2-1246 of the State Government Article."

On pages 3 through 22, strike in their entirety the lines beginning with line 8 on page 3 through line 11 on page 22, inclusive.

On page 22, in line 12, strike "5." and substitute "2."; and in line 13, after "2016." insert "It shall remain effective for a period of 2 years and 1 month and, at the end of June 30, 2018, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect."

The preceding 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 749 – Delegates Lam, Morhaim, Barkley, Barve, Chang, Ebersole, Fraser-Hidalgo, Frick, Jalisi, Patterson, Pena-Melnyk, Sample-Hughes, Sophocleus, and K. Young**

AN ACT concerning

**Alcoholic Beverages – Sale of Powdered Alcohol – Prohibition**

**HB0749/753899/1**

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 749

(First Reading File Bill)

On page 1, in line 5, after “penalty;” insert “providing for the termination of this Act;”.

On page 2, in line 10, after “2016.” insert “It shall remain effective for a period of 2 years and, at the end of June 30, 2018, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 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 1281 – Delegates Jameson and Gaines**

AN ACT concerning

**Strategic Energy Investment Program and Advisory Board – Alterations**

**HB1281/563295/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1281

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 3 down through “year;” in line 5; and in line 8, strike “election” and substitute “appointment”.

AMENDMENT NO. 2

On page 6, strike in their entirety lines 24 through 27, inclusive.

On page 8, in line 17, strike “**THE BOARD SHALL ELECT A CHAIR FROM AMONG ITS MEMBERS**” and substitute “**THE GOVERNOR SHALL APPOINT THE CHAIR OF THE BOARD FROM AMONG ITS VOTING MEMBERS**”.

On page 10, in lines 3 and 4, strike “, **THE SAME HOUSEHOLD, OR TO AFFILIATES OF THE SAME PERSON**” and substitute “**OR THE SAME ADDRESS**”.

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 1450 – Delegate Vaughn**

AN ACT concerning

**Commercial Law – Debt Settlement Services – Fund and Sunset Repeal**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #11**

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

**House Bill 211 – Delegates Healey, Beidle, Beitzel, Carr, Fraser–Hidalgo, Frush, Gilchrist, Gutierrez, Holmes, Jalisi, Kaiser, Lafferty, Lam, Lierman, Luedtke, Moon, Morhaim, Pendergrass, B. Robinson, S. Robinson, Sydnor, M. Washington, and Zucker**

AN ACT concerning

**Neonicotinoid Pesticides – Labeling, Signage, and Restrictions on Sales and Use  
(Pollinator Protection Act of 2016)**

**HB0211/570015/2**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 211

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Labeling, Signage, and”; strike beginning with “prohibiting” in line 4 down through “statement;” in line 7; in line 11, after “applicator” insert “or a person working under the supervision of a certified applicator”; in the same line, after “farmer” insert “or a person working under the supervision of a farmer”; in the same line, after “veterinarian;” insert “establishing certain civil penalties for a violation of this Act;”; in line 12, after “defining” insert “a”; in the same line, strike “terms” and substitute “term”; and in line 21, strike “and 5–2A–02” and substitute “through 5–2A–03”.

AMENDMENT NO. 2

On page 2, in line 12, strike “(A)”; in the same line, after “SUBTITLE” insert a comma; and strike beginning with “THE” in line 12 down through “NEONICOTINOID” in line 14 and substitute “NEONICOTINOID”.

On pages 2 and 3, strike in their entirety the lines beginning with line 25 on page 2 through line 9 on page 3, inclusive.

On page 3, strike in their entirety lines 11 through 20, inclusive.

AMENDMENT NO. 3

On page 3, in lines 21 and 26, strike “(B)” and “(C)”, respectively, and substitute “(A)” and “(B)”, respectively; in line 21, strike “SUBSECTION AND SUBSECTION (C) OF THIS”; in the same line, strike “DO” and substitute “DOES”; and in line 22, strike “A FLEA OR TICK COLLAR THAT CONTAINS A NEONICOTINOID PESTICIDE” and substitute “:

(I) PET CARE PRODUCTS USED TO MITIGATE FLEAS, MITES, TICKS, HEARTWORMS, OR OTHER ANIMALS THAT ARE HARMFUL TO THE HEALTH OF A DOMESTICATED ANIMAL;

**(II) PERSONAL CARE PRODUCTS USED TO MITIGATE LICE AND BEDBUGS; AND**

**(III) INDOOR PEST CONTROL PRODUCTS USED TO MITIGATE INSECTS INDOORS, INCLUDING ANT BAIT**".

**AMENDMENT NO. 4**

On page 3, in lines 23 and 26, in each instance, strike "2017" and substitute "**2018**"; in line 28, after "APPLICATOR" insert "**OR A PERSON WORKING UNDER THE SUPERVISION OF A CERTIFIED APPLICATOR**"; in line 29, after "FARMER" insert "**, OR A PERSON UNDER THE SUPERVISION OF A FARMER,**"; in line 30, after "POULTRY," insert "**EQUINE,**"; and after line 32, insert:

**5-2A-03.**

**A PERSON WHO VIOLATES THIS SUBTITLE IS SUBJECT TO A CIVIL PENALTY OF \$250.**".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**House Bill 916 – Delegates Jacobs, Carozza, Cassilly, Hornberger, S. Howard, Mautz, Otto, and Reilly**

AN ACT concerning

**Hard-Shell Clams – Use of Hydraulic Clam Dredge – Atlantic Coastal Bays**

**HB0916/840311/1**

BY: Environment and Transportation Committee

**AMENDMENTS TO HOUSE BILL 916**

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Study on Harvesting Hard–Shell Clams in the Atlantic Coastal Bays and Aquaculture Areas in the Chincoteague Bay”; strike beginning with “authorizing” in line 3 down through “Bays” in line 13 and substitute “requiring the Department of Natural Resources to study and make certain recommendations regarding harvesting hard–shell clams in the Atlantic Coastal Bays; requiring the Department to identify areas in the Chincoteague Bay that are restricted from being used under an aquaculture lease; requiring the Department to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; and generally relating to a study on harvesting hard–shell clams in the Atlantic Coastal Bays and aquaculture in the Chincoteague Bay”; strike in their entirety lines 14 through 18, inclusive; and in line 20, strike “the Laws of Maryland read as follows”.

AMENDMENT NO. 2

On page 1, after line 20, insert:

“(a) The Department of Natural Resources shall:

(1) study and make recommendations on the mechanical harvesting of hard–shell clams in the Atlantic Coastal Bays in the area between the Verrazano Bridge and the Maryland–Virginia state line, including:

(i) the appropriate types of harvest gear that may be used in mechanical harvesting;

(ii) an appropriate harvest season, taking into consideration hard–shell clam population density thresholds; and

(iii) appropriate harvest limits, taking into consideration:

1. the size of the existing hard–shell clam population; and

2. other hard–shell clam stock assessment parameters developed in response to annual surveys and scientific studies, including mortality and recruitment; and

(2) identify areas in the Chincoteague Bay that are restricted from being used under an aquaculture lease.



(b) On or before December 31, 2016, the Department shall report its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”.

On pages 1 and 2, strike beginning with line 21 on page 1 through line 24 on page 2, inclusive.

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

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1024 – Prince George’s County Delegation and Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Municipal Authority to Regulate Structures –  
Clarification  
PG/MC 112-16**

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 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**

**HB1387/630117/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1387

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “authorizing the Department of Natural Resources to adopt regulations governing the use of bowfishing gear;”; and in line 16, after “Section” insert “4-221 and”.

AMENDMENT NO. 2

On page 2, after line 8, insert:

“4-221.

(a) The authority provided by this section is in addition to any other authority of the Secretary provided by law.

(b) (1) Subject to paragraph (2) of this subsection, the Secretary, after consultation with the Tidal Fisheries Advisory Commission and the Sport Fisheries Advisory Commission, may adopt regulations to define and govern the use of:

- (i) Recreational fishing gear; and
- (ii) The following types of commercial fishing gear:
  - 1. Fish pots;
  - 2. Bank traps;
  - 3. Fyke nets; [and]
  - 4. Hoop nets; AND
  - 5. BOWFISHING GEAR.

(2) The Department shall consider relevant biological, ecological, and socioeconomic factors before adopting regulations under this subsection.”;

and in lines 10 and 14, in each instance, strike “SECTION” and substitute “SUBTITLE”.

On page 3, in line 1, strike “75” and substitute “100”.

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 1417 – Delegates Morgan, Jameson, Patterson, Rey, and C. Wilson**

AN ACT concerning

**Charles County and St. Mary’s County – Deer Management Permit – Firearms**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #12**

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

**House Bill 214 – Delegates Lafferty, Fraser–Hidalgo, Lam, Carr, Chang, Ebersole, Krimm, Lierman, Miele, and Moon**

AN ACT concerning

**Vehicle Laws – Passing Bicycles, Personal Mobility Devices, or Motor Scooters**

**HB0214/430614/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 214

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “width;” in line 6; in lines 6 and 9, in each instance, strike “who” and substitute “of a motor vehicle that”; in lines 6 and 9, in each instance, after “scooter” insert “in a certain manner”; and in line 7, strike “pass at” and substitute “slow to”.

AMENDMENT NO. 2

On page 2, in lines 10 and 13, in each instance, strike the bracket; in line 11, strike “(iii)” and substitute “3.”; in line 14, strike “**A PERSON WHO**” and substitute “**THE DRIVER OF A MOTOR VEHICLE THAT**”; in line 15, after “**SCOOTER**” insert “**AT A DISTANCE OF LESS THAN 3 FEET**”; and in line 16, strike “**PASS AT**” and substitute “**SLOW TO**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 681 – Delegates Lam, Beitzel, Barve, Brooks, Buckel, Carr, Chang, Cullison, Ebersole, Glass, Hettleman, Hill, S. Howard, Jalisi, Kipke, Krimm, McKay, McMillan, Morhaim, Pena–Melnik, Platt, S. Robinson, Shoemaker, Sophocleus, Tarlau, Turner, Valderrama, K. Young, and P. Young**

AN ACT concerning

**Vehicle Laws – School 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 854 – Delegates Lisanti, Fennell, and Tarlau**

AN ACT concerning

**State Highway Administration – Relocation of Water or Sewer Lines – Cost Sharing**

**HB0854/910711/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 854

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Tarlau” and substitute “Tarlau, and O’Donnell”; and strike beginning with “develop” in line 6 down through “project” in line 8 and substitute “investigate funding sources to help the political subdivision or agency that owns the utility to meet its share of the cost of relocating the water or sewer line and, if needed, to develop a payment plan”.

On page 2, strike in their entirety lines 20 through 22, inclusive, and substitute:

**“(2) INVESTIGATE FUNDING SOURCES TO HELP THE POLITICAL SUBDIVISION OR AGENCY THAT OWNS THE UTILITY TO MEET ITS SHARE OF THE COST OF RELOCATING THE WATER OR SEWER LINE AND, IF NEEDED, TO DEVELOP A PAYMENT PLAN.”**

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 986 – Delegate Beidle**

AN ACT concerning

**Vehicle Laws – Trade-In Allowance – Leased Vehicles**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1128 – Prince George’s County Delegation and Montgomery County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Drinking Water – Testing  
PG/MC 113–16**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON WAYS AND MEANS REPORT #6**

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

**House Bill 260 – Delegates Moon, Gutierrez, Kelly, Platt, Smith, and Tarlau**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**United States Senator, Attorney General, and Comptroller – Appointments to Fill a Vacancy**

**HB0260/485860/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 260

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Appointments” insert “and Special Elections”; in line 13, after “party;” insert “requiring an individual appointed by the Governor to fill a vacancy in the offices of either the Attorney General or the Comptroller to serve for the remainder of the term if the vacancy occurs after a certain date; requiring that a special election be held at the same time as a certain regular statewide election to fill a vacancy in the offices of either the Attorney General or the Comptroller if the vacancy occurs on or before a certain date;”; and in line 16, after “appointments” insert “and special elections”.

AMENDMENT NO. 2

On page 3, in line 4, after “occurs” insert “ON OR”; and strike beginning with “for” in line 17 down through “term” in line 18.

On page 4, after line 6, insert:

“(G) EXCEPT AS PROVIDED IN SUBSECTION (H) OF THIS SECTION, AN INDIVIDUAL APPOINTED UNDER THIS SECTION SHALL SERVE UNTIL A SUCCESSOR IS ELECTED UNDER SUBSECTION (I) OF THIS SECTION TO FILL THE REMAINDER OF THE TERM.

(H) AN INDIVIDUAL APPOINTED UNDER THIS SECTION SHALL SERVE FOR THE REMAINDER OF THE TERM IF THE VACANCY OCCURS AFTER THE DATE THAT IS 21 DAYS BEFORE THE DEADLINE FOR FILING CERTIFICATES OF CANDIDACY FOR THE REGULAR STATEWIDE ELECTION THAT IS HELD IN THE SECOND YEAR OF THE TERM.

(I) IF THE VACANCY OCCURS ON OR BEFORE THE DATE THAT IS 21 DAYS BEFORE THE DEADLINE FOR FILING CERTIFICATES OF CANDIDACY FOR THE REGULAR STATEWIDE ELECTION THAT IS HELD IN THE SECOND YEAR OF THE TERM, THE GOVERNOR SHALL ISSUE A PROCLAMATION IMMEDIATELY AFTER THE OCCURRENCE OF THE VACANCY DECLARING THAT A SPECIAL PRIMARY ELECTION AND A SPECIAL GENERAL ELECTION SHALL BE HELD AT THE SAME TIME AS THE REGULAR STATEWIDE PRIMARY ELECTION AND REGULAR STATEWIDE GENERAL ELECTION THAT ARE HELD IN THE SECOND YEAR OF THE TERM.”;

and strike beginning with the comma in line 20 down through “successor” in line 21.

On page 5, after line 10, insert:

“(7) EXCEPT AS PROVIDED IN PARAGRAPH (8) OF THIS SUBSECTION, AN INDIVIDUAL APPOINTED UNDER THIS SUBSECTION SHALL SERVE UNTIL A SUCCESSOR IS ELECTED UNDER PARAGRAPH (9) OF THIS SUBSECTION TO FILL THE REMAINDER OF THE TERM.

(8) AN INDIVIDUAL APPOINTED UNDER THIS SUBSECTION SHALL SERVE FOR THE REMAINDER OF THE TERM IF THE VACANCY OCCURS AFTER THE DATE THAT IS 21 DAYS BEFORE THE DEADLINE FOR FILING CERTIFICATES OF CANDIDACY FOR

THE REGULAR STATEWIDE ELECTION THAT IS HELD IN THE SECOND YEAR OF THE TERM.

(9) IF THE VACANCY OCCURS ON OR BEFORE THE DATE THAT IS 21 DAYS BEFORE THE DEADLINE FOR FILING CERTIFICATES OF CANDIDACY FOR THE REGULAR STATEWIDE ELECTION THAT IS HELD IN THE SECOND YEAR OF THE TERM, THE GOVERNOR SHALL ISSUE A PROCLAMATION IMMEDIATELY AFTER THE OCCURRENCE OF THE VACANCY DECLARING THAT A SPECIAL PRIMARY ELECTION AND A SPECIAL GENERAL ELECTION SHALL BE HELD AT THE SAME TIME AS THE REGULAR STATEWIDE PRIMARY ELECTION AND REGULAR STATEWIDE GENERAL ELECTION THAT ARE HELD IN THE SECOND YEAR OF THE TERM.”.

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 272 – Delegate Simonaire**

AN ACT concerning

**Anne Arundel County – Property Tax Credit – Benefit Corporations and Benefit Limited Liability Companies**

**HB0272/245768/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 272

(First Reading File Bill)

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

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.



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

**House Bill 349 – Delegates Grammer, Adams, Afzali, Anderton, Angel, Arentz, Aumann, Beitzel, Bromwell, Buckel, Carozza, Cassilly, Chang, Ciliberti, Cluster, Cullison, Ebersole, Fennell, Fisher, Flanagan, Fraser-Hidalgo, Gaines, Ghrist, Glass, Glenn, Hammen, Hayes, Hettleman, Hill, Hornberger, S. Howard, Impallaria, Jackson, Jacobs, Jalisi, Kelly, Kipke, Kittleman, Korman, Krebs, Krimm, Lafferty, Lam, Lisanti, Long, Luedtke, Malone, Mautz, McComas, McConkey, McCray, McDonough, McKay, McMillan, Metzgar, Miele, A. Miller, W. Miller, Moon, Morales, Morgan, Otto, Parrott, Platt, Reilly, Rey, B. Robinson, S. Robinson, Rose, Rosenberg, Saab, Shoemaker, Simonaire, Smith, Stein, Sydnor, Szeliga, Tarlau, Vogt, A. Washington, West, C. Wilson, Wivell, K. Young, P. Young, and Zucker**

AN ACT concerning

**Education – Career Exploration and Development Activities – Caffeinated Beverages  
(Java Act)**

**HB0349/435264/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 349

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “State;” insert “providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 2, in line 6, 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

House Bill 360 – Delegates Jalisi, Afzali, Brooks, Carey, Ebersole, Glass, Hornberger, McComas, McMillan, Metzgar, Moon, Platt, B. Robinson, Rosenberg, Shoemaker, Tarlau, A. Washington, M. Washington, and C. Wilson

AN ACT concerning

**Maryland Loan Assistance Repayment Program for Orphans and Foster Care Recipients**

**HB0360/845962/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 360

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and C. Wilson” and substitute “C. Wilson, and Jackson”; in lines 2, 5, 10, and 14, in each instance, strike “Orphans and”; and in line 8, after “Act;” insert “requiring the Maryland Higher Education Commission to make a certain report on or before a certain date;”.

AMENDMENT NO. 2

On page 1, in line 22, strike “**ORPHANS AND**”.

On page 2, strike beginning with the comma in line 6 down through “**GRADUATE**” in line 7; strike in their entirety lines 14 through 18, inclusive; in line 19, strike “**(E)**” and substitute “**(D)**”; in lines 20 and 23, in each instance, strike “**ORPHANS AND**”; in line 25, strike “**AN ORPHAN OR**”; in line 26, after “**FULL-TIME**” insert “**OR PART-TIME**”; in line 28, strike “**A GRADUATE, PROFESSIONAL, OR**” and substitute “**AN**”; and in line 29, strike “**AN**” and substitute “**A PUBLIC**”.

On page 3, in line 5, strike “**GRADUATE, PROFESSIONAL, OR**”; and in line 19, after “**STATE**” insert “**OR A COUNTY OR MUNICIPALITY OF THE STATE**”.

On page 4, in line 1, strike “Orphans and”.

AMENDMENT NO. 3

On page 4, after line 2, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That on or before December 1, 2019, the Maryland Higher Education Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the number of individuals who received loan assistance repayment during the previous 3 years under the Maryland Loan Assistance Repayment Program for Foster Care Recipients under Title 18, Subtitle 31 of the Education Article, as enacted by Section 1 of this Act.”;

and in line 3, strike “3.” and substitute “4.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 365 – Delegates Jackson, Angel, Chang, Hettleman, C. Howard, Knotts, Korman, Lierman, McConkey, McKay, Morales, Patterson, Sanchez, Smith, Tarlau, and Zucker**

AN ACT concerning

**Public Schools – Bullying, Harassment, and Intimidation Policies – Update**

**HB0365/585066/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 365

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, Kaiser, Long, Luedtke, Metzgar, Platt, Shoemaker, Walker, A. Washington, and M. Washington”; in line 3, after the first “of” insert “altering the definition of “electronic communication” to include certain social media communications;”; in line 4, after “policy” insert “on bullying, harassment, and intimidation on or before a certain date”; strike beginning with the first “to” in line 4 down through “purpose” in line 7; strike beginning with “by” in line 7 down through “date” in line

8; in line 9, after “Schools” insert “on or before certain dates”; and strike beginning with “providing” in line 10 down through “circumstances;” in line 11.

AMENDMENT NO. 2

On page 2, in line 15, after “(3)” insert “**(I)**”; and after line 16, insert:

**“(II) “ELECTRONIC COMMUNICATION” INCLUDES A SOCIAL MEDIA COMMUNICATION.”**

AMENDMENT NO. 3

On page 3, in line 9, after “**2016,**” insert “**AND EVERY 5 YEARS THEREAFTER,**”; and in line 11, strike “**TO INCLUDE:**” and substitute a period.

On pages 3 and 4, strike in their entirety the lines beginning with line 12 on page 3 through line 6 on page 4, inclusive.

On page 4 in line 18, and on page 5 in line 1, in each instance, after “**2017,**” insert “**AND EVERY 5 YEARS THEREAFTER,**”.

AMENDMENT NO. 4

On page 5, strike in their entirety lines 13 through 17, inclusive; in line 18, strike “**(3)**”; and in the same line, strike the brackets.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 406 – Delegates Jameson and Folden**

AN ACT concerning

**Motor Fuel Tax – Aviation Gasoline – Definition**

**HB0406/885569/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 406

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Folden” and substitute “. Folden, and Barve”.

AMENDMENT NO. 2

On page 1 in line 21 and on page 2 in line 8, in each instance, strike “**INTENDED**” and substitute “USED”.

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 412 – Delegates Kaiser, Ebersole, Haynes, Hettleman, Kramer, Krimm, Lam, Lierman, Luedtke, A. Miller, Morales, Morhaim, Turner, Valentino–Smith, and Zucker**

AN ACT concerning

**Education – Administration of Assessments – Provision of Information****HB0412/825069/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 412

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Afzali, Fennell, Patterson, and Tarlau”; in line 2, strike “Administration of”; in the same line, before “Provision” insert “Administration and”; in line 3, after the first “of” insert “extending the period of time by which the State Department of Education is required to develop a certain assessment in a certain core content area;”; in line 4, after “system” insert “under certain circumstances”; in line 6, after “year;” insert “defining a certain term;”; and after line 8, insert:

“BY repealing and reenacting, with amendments,

Article – Education

Section 7–203(b)(3)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 16, insert:

“7–203.

(b) (3) (i) After the 2014–2015 school year, the State Board shall determine whether the assessments at the middle school and high school levels required under paragraph (2)(iii)3 of this subsection adequately measure the skills and knowledge set forth in the State’s adopted curricula for the core content areas of reading, language, mathematics, science, and social studies.

(ii) If the State Board makes a determination under subparagraph (i) of this paragraph that an assessment does not adequately measure the skills and knowledge set forth in the State’s adopted curricula for a core content area, the Department shall develop a State–specific assessment in that core content area to be implemented in the [2016–2017] 2018–2019 school year.”;

and after line 17, insert:

**“(A) (1) IN THIS SECTION, “ASSESSMENT” MEANS A LOCALLY, STATE, OR FEDERALLY MANDATED TEST THAT IS INTENDED TO MEASURE A STUDENT’S ACADEMIC READINESS, LEARNING PROGRESS, AND SKILL ACQUISITION.**

**(2) “ASSESSMENT” DOES NOT INCLUDE A TEACHER–DEVELOPED QUIZ OR TEST.**

**(B) THIS SECTION DOES NOT APPLY TO AN ASSESSMENT OR TEST GIVEN TO A STUDENT RELATING TO:**

**(1) A STUDENT’S 504 PLAN;**

**(2) THE FEDERAL INDIVIDUALS WITH DISABILITIES EDUCATION ACT, 20 U.S.C. 1400; OR**

**(3) FEDERAL LAW RELATING TO ENGLISH LANGUAGE LEARNERS.**

On page 1, in line 18, strike “(A)” and substitute “(C)”.

On page 2, in line 15, strike “(B)” and substitute “(D)”.

**AMENDMENT NO. 3**

On page 2, strike in their entirety lines 1 and 2; in line 5, after “LEVEL” insert “**OR SUBJECT AREA, AS APPROPRIATE,**”; strike in its entirety line 6; in line 7, after “ASSESSMENT;” insert “**AND**”; strike in its entirety line 8; in line 10, strike the semicolon and substitute a period; strike in their entirety lines 11 through 14, inclusive; and in lines 3, 5, 7, and 9, strike “(4)”, “(5)”, “(7)”, and “(9)”, respectively, and substitute “(3)”, “(4)”, “(5)”, and “(6)”, respectively.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 446 – Delegates West, Bromwell, Cullison, and Sample–Hughes**

AN ACT concerning

**State Government – Maryland Youth Advisory Council – Revisions**

**HB0446/865860/1**

BY: Committee on Ways and Means

**AMENDMENTS TO HOUSE BILL 446**

(First Reading File Bill)

**AMENDMENT NO. 1**

On page 2, in line 15, strike the bracket; in the same line, after “(c)” insert “**(1)**”; strike beginning with the colon in line 16 down through “Senate” in line 21; and strike beginning with the colon in line 23 down through “Delegates” in line 28.

On page 2 in lines 16 and 22, and on page 3 in line 1, in each instance, strike “the following members” and substitute “**FOUR YOUTHS**”.

On page 2, in lines 16 and 22, strike “(1)” and “(2)”, respectively, and substitute “**(I)**” and “**(II)**”, respectively.

On page 3, in line 1, strike “(3)” and substitute “**(III)**”.

#### AMENDMENT NO. 2

On page 3, in line 1, strike the colon and substitute “**;AND**”.

On pages 3 and 4, strike in their entirety the lines beginning with line 2 on page 3 through line 6 on page 4, inclusive.

#### AMENDMENT NO. 3

On page 4, in line 7, strike beginning with “(C)” through “OF” and substitute “**(IV)**”; strike in their entirety lines 9 through 13, inclusive; in lines 14, 16, 18, 20, 22, and 24, strike “(IV)”, “(V)”, “(VI)”, “(VII)”, “1.”, and “2.”, respectively, and substitute “**1.**”, “**2.**”, “**3.**”, “**4.**”, “**A.**”, and “**B.**”, respectively; in line 28, strike the third bracket; and in the same line, after “or” insert an opening bracket.

#### AMENDMENT NO. 4

On page 5, in line 16, strike the brackets; and in the same line, strike “**CHILDREN’S CABINET**”.

#### AMENDMENT NO. 5

On page 6 in line 27, and on page 7 in line 1, in each instance, strike “**NOMINATED**” and substitute “**APPOINTED**”.

#### AMENDMENT NO. 6

On page 7, in line 2, strike “**CHILDREN’S CABINET**” and substitute “**GOVERNOR**”; in the same line, after “**OR**” insert “**NOMINATED BY**”; and in line 31, strike “(C)(1)” and substitute “**(C)(1)(IV)**”.



On page 8, in line 3, strike “(I)”; and in the same line, strike the brackets.

On page 9, in lines 8, 17, and 25, strike “(J)”, “(K)”, and “(L)”, respectively; and in the same lines, in each instance, strike the bracket.

On page 10, in lines 4 and 8, strike “(M)” and “(N)”, respectively; in line 4, strike the brackets; and in line 8, strike the first set of brackets.

AMENDMENT NO. 7

On page 8, strike in their entirety lines 1 and 2.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 602 – Delegate Sophocleus (By Request – Anne Arundel County Administration)**

AN ACT concerning

**Anne Arundel County – Special Taxing Districts – Water or Wastewater Services**

**HB0602/635062/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 602

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Sophocleus (By Request – Anne Arundel County Administration)” and substitute “Anne Arundel County Delegation”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 713 – Delegates Luedtke, Cullison, Ebersole, Hixson, Kelly, Platt, S. Robinson, and M. Washington**

AN ACT concerning

**State Department of Education – Community–Partnered School Behavioral Health Services Programs – Reporting System and Report  
(School Behavioral Health Accountability Act)**

**HB0713/835462/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 713

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Fennell, and Tarlau”.

AMENDMENT NO. 2

On page 2, in line 5, after “(3)” insert “(1)”; and after line 9, insert:

**“(II) “COMMUNITY–PARTNERED SCHOOL BEHAVIORAL HEALTH SERVICES PROGRAM” DOES NOT INCLUDE SCHOOL–BASED HEALTH CENTERS.”**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 815 – Cecil County Delegation**

AN ACT concerning

**Horse Racing – Fair Hill – Arabian Breed Racing Authorization**

**HB0815/965865/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 815

(First Reading File Bill)

On page 1, in the sponsor line, after “Delegation” insert “and Delegate Metzgar”.

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 828 – Delegates Ebersole, Hixson, and Turner**

AN ACT concerning

**Special Elections – Voting by Mail – Canvass of Votes**

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 852 – Delegates Lisanti, Fennell, and Tarlau**

AN ACT concerning

**Local Government – Municipal Elections – Tie Votes**

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 963 – Delegates Luedtke, Hixson, A. Washington, and M. Washington**

AN ACT concerning

**Campaign Finance – Ballot Issue Committees – Prospective Questions****HB0963/475764/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 963

(First Reading File Bill)

On page 4, in lines 27 and 32, in each instance, after “**CONSTITUTION**” insert “**OR § 9–205 OF THE LOCAL GOVERNMENT ARTICLE**”.

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 965 – Delegate Walker**

AN ACT concerning

**The Maryland International and Preakness Stakes Incentive Act of 2016****HB0965/295668/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 965

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Walker” and substitute “Delegates Walker, Hornberger, and Metzgar”.

AMENDMENT NO. 2

On page 1, in line 9, strike “the State Lottery Fund” and substitute “a certain unclaimed prize fund”; in lines 9 and 16, in each instance, after “Maryland–bred” insert “or –sired”; strike beginning with “requiring” in line 13 down through “amount” in line 15 and substitute “requiring the licensee to make the Maryland Lottery and Gaming Control”.

Agency a sponsor of the Maryland International thoroughbred race; providing for the termination of certain provisions of this Act”.

On pages 1 and 2, strike in their entirety the lines beginning with line 27 on page 1 through line 3 on page 2, inclusive.

AMENDMENT NO. 3

On page 2, in line 16, strike “**THE STATE LOTTERY FUND DISTRIBUTED UNDER § 9-120(A)(2)**” and substitute “**AN UNCLAIMED PRIZE FUND ESTABLISHED UNDER § 9-122(F)**”.

On pages 4 and 5, strike in their entirety the lines beginning with line 22 on page 4 through line 11 on page 5, inclusive.

AMENDMENT NO. 4

On page 3, in lines 17, 19, and 25, in each instance, after “**MARYLAND-BRED**” insert “**OR -SIRE**”.

AMENDMENT NO. 5

On page 4, after line 21, insert:

“(F) **THE LICENSEE SHALL MAKE THE MARYLAND LOTTERY AND GAMING CONTROL AGENCY A SPONSOR OF THE MARYLAND INTERNATIONAL UNDER TERMS AGREED ON BY THE LICENSEE AND THE AGENCY.**”.

AMENDMENT NO. 6

On page 4, after line 7, insert:

“**SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:**”.

AMENDMENT NO. 7

On page 5, strike in their entirety lines 12 and 13 and substitute:

“**SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2016. Section 2 of this Act shall remain effective for a period of 5 years and, at the end of September 30, 2021, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.**”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1008 – Delegates Turner, Atterbeary, B. Barnes, Branch, Brooks, Busch, Clippinger, Ebersole, Fennell, Frush, Gutierrez, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Krimm, Lam, Lisanti, Luedtke, A. Miller, Moon, Morhaim, Platt, Reznik, B. Robinson, Sample–Hughes, Sanchez, Smith, Stein, Tarlau, Valderrama, Vallario, Waldstreicher, and M. Washington**

AN ACT concerning

**Election Law – Early Voting Centers**

**HB1008/435967/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1008

(First Reading File Bill)

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, and Patterson”.

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 1009 – Delegates Platt, Carr, Clippinger, Cullison, Ebersole, Gutierrez, Holmes, Jackson, Korman, Luedtke, Moon, Morales, B. Robinson, Sample–Hughes, Sanchez, Smith, Tarlau, Turner, Waldstreicher, and M. Washington**

AN ACT concerning

**Task Force to Study Increased Voter Participation**

**HB1009/685667/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1009

(First Reading File Bill)

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, A. Washington, Fennell, and Patterson”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**House Bill 1012 – Delegates McCray, Lierman, Barron, Beidle, Bromwell, Brooks, Busch, Cullison, Fennell, Frush, Gaines, Hettleman, Hixson, Korman, Krimm, Lafferty, Luedtke, Moon, Morhaim, Reznik, B. Robinson, Stein, A. Washington, and M. Washington**

AN ACT concerning

**Income Tax Credit – Commuter Benefits – Eligibility and Credit Amount**

**HB1012/885864/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1012

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Tarlau, Kaiser, Ebersole, Afzali, and Platt”; in lines 3, 6, and 7, in each instance, after “income” insert “and insurance premium”; and after line 13, insert:

“BY repealing and reenacting, without amendments,

Article – Insurance

Section 6–120

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 27, insert:

“Article – Insurance

6–120.

An insurer may claim a credit against the premium tax for the cost of providing commuter benefits to the business entity’s employees as provided under § 2–901 of the Environment Article.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1015 – Delegates Kaiser, Angel, Atterbeary, Barkley, B. Barnes, Barve, Branch, Brooks, Busch, Chang, Cullison, Ebersole, Fennell, Frick, Frush, Gutierrez, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, Hornberger, Jackson, Jalisi, Jones, Korman, Krimm, Lafferty, Lierman, Lisanti, Luedtke, McIntosh, McMillan, A. Miller, Moon, Morhaim, Pena–Melnyk, Pendergrass, Platt, Reznik, B. Robinson, Sanchez, Smith, Sophocleus, Stein, Valderrama, Valentino–Smith, Waldstreicher, M. Washington, and K. Young**

AN ACT concerning

**Study of Student Loan Refinancing in Maryland**

**HB1015/535567/1**

BY: Committee on Ways and Means



AMENDMENTS TO HOUSE BILL 1015

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Metzgar, Patterson, Tarlau, and A. Washington”; and in line 10, strike “its” and substitute “their”.

AMENDMENT NO. 2

On page 2, in line 5, strike the second “and” and substitute “or”; and in line 27, strike “its” and substitute “their”.

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 1017 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Property Tax Deferrals – Elderly and Disabled  
Homeowners  
PG 412–16**

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 1065 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County Board of Education – Special Election to Fill a Vacancy  
MC 2–16**

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 1077 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County Board of Elections – Election Director – Appointment Requirement  
MC 26–16**

**HB1077/175768/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1077

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “supermajority” and substitute “certain”; and in the same line, after “Board” insert “, at least one of whom shall be a member of the principal minority party.”.

AMENDMENT NO. 2

On page 3, in line 7, strike “FOUR” and substitute “THREE”; and in line 8, after “BOARD” insert “, AT LEAST ONE OF WHOM SHALL BE A MEMBER OF THE PRINCIPAL MINORITY PARTY.”.

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 1095 – Delegates Platt, Luedtke, Barkley, D. Barnes, Buckel, Carr, Clippinger, Cullison, Ebersole, Fennell, Fraser–Hidalgo, Hayes, Hettleman, Hornberger, C. Howard, Kaiser, Korman, Lierman, McCray, Metzgar, Moon, Morales, Patterson, Pena–Melnik, Reilly, Reznik, S. Robinson, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, M. Washington, and P. Young**

AN ACT concerning

**Education – Prekindergarten Programs – Notification of Eligibility by Local  
Departments of Social Services**

**HB1095/215863/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1095

(First Reading File Bill)

On page 2, in line 18, strike “**PUBLICALLY**” and substitute “**PUBLICLY**”; line 21, after “**DEPARTMENT;**” insert “**AND**”; strike beginning with “**HAS**” in line 22 down through “**(III)**” in line 24; after line 25, insert:

**“(2) THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE CONTACT INFORMATION FOR THE ENROLLMENT OFFICE OF THE LOCAL SCHOOL SYSTEM AND THE DIVISION OF EARLY CHILDHOOD DEVELOPMENT IN THE DEPARTMENT.”;**

in line 26, strike “**(2)**” and substitute “**(3)**”; and in line 30, strike “**PUBLICALLY**” and substitute “**PUBLICLY**”.

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 1127 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Dissemination of Voter Information Material –  
Multifamily Residential Structures  
PG 408–16**

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 1153 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Tax Sales – Limited Auction and Foreclosure for  
Abandoned Property  
PG 431-16**

**HB1153/695863/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1153

(First Reading File Bill)

On page 6, in line 5, strike “OR”; after line 5, insert:

**“(VII) EMPLOYED BY THE FEDERAL GOVERNMENT;**

**(VIII) EMPLOYED BY A MUNICIPAL GOVERNMENT IN PRINCE  
GEORGE’S COUNTY; OR”;**

and in line 6, strike “(VII)” and substitute “(IX)”.

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 WAYS AND MEANS REPORT #7**

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

**House Bill 37 – Delegate Kipke**

AN ACT concerning

**Anne Arundel County – Property Tax Deferrals – Payment Due Date**

**HB0037/445667/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 37

(First Reading File Bill)

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

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 115 – Delegates Reznik, Barkley, Barve, Brooks, Ebersole, Glenn, Jalisi, Kipke, Lam, McKay, Pena–Melnyk, and K. Young**

AN ACT concerning

**Education – Robotics Grant Program – Establishment**

**HB0115/375061/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 115

(First Reading File Bill)

On page 2, in line 6, strike “**\$500,000**” and substitute “**\$250,000**”.

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 320 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Property Tax – Small Business Tax Credit**

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 366 – Delegates Malone, Beidle, Carey, Chang, McConkey, Pena–Melnyk, Saab, Simonaire, and Sophocleus**

AN ACT concerning

**Anne Arundel County – Property Tax Credit – Blind Individuals and Surviving Spouses**

**HB0366/595364/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 366

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Malone, Beidle, Carey, Chang, McConkey, Pena–Melnyk, Saab, Simonaire, and Sophocleus” and substitute “Anne Arundel County Delegation”; in lines 2 and 3, strike “and Surviving Spouses”; and in lines 7 and 8, strike “or surviving spouses of blind individuals”.

AMENDMENT NO. 2

On page 2, in lines 12 and 13, strike “**OR A SURVIVING SPOUSE**”; strike in their entirety lines 17 and 18; in line 23, strike the colon; in line 24, strike “**1.**”; and strike beginning with “**;** **OR**” in line 24 down through “**SPOUSE**” in line 25.

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 488 – Delegates Morgan, Adams, Anderson, Arentz, Aumann, Buckel, Cassilly, Folden, Hayes, Kittleman, Krebs, Lierman, Malone, McConkey, McKay, McMillan, W. Miller, Parrott, Rose, Shoemaker, B. Wilson, C. Wilson, and P. Young**

AN ACT concerning

**Property Tax – Property Transferred to New Owner – Appeals**

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 648 – Delegates Moon, Smith, Barkley, Barron, Barve, Carr, Clippinger, Cullison, Dumais, Fraser–Hidalgo, Gilchrist, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Lam, Luedtke, Mautz, A. Miller, Morales, Platt, Reznik, S. Robinson, Tarlau, Waldstreicher, and C. Wilson**

AN ACT concerning

**Alcoholic Beverage Taxes – Electronic Filing of Returns**

**HB0648/135268/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 648

(First Reading File Bill)

On page 3, in line 3, strike “**2017**” and substitute “**2018**”.

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 709 – Delegate Jones**

AN ACT concerning

**Education – Maryland School for the Blind – Funding**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 727 – Delegates West, Aumann, Hettleman, Morhaim, and Stein**

AN ACT concerning

**Horse Racing – Intertrack Betting – Public Hearing Requirements**

**HB0727/255661/2**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 727

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Intertrack” and substitute “Satellite Simulcast”; in line 4, strike “track”; in line 5, strike “and businesses”; in the same line, after “area” insert “in a certain manner; requiring the Commission to require an applicant for a certain permit to take certain actions”; in line 6, strike “intertrack” and substitute “satellite simulcast”; in line 9, strike “11–811(a), (b), and (c)” and substitute “11–816(a) and 11–817(a)”; and in line 14, strike “11–811(d)” and substitute “11–819”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 20 on page 1 through line 12 on page 3, inclusive, and substitute:

“11–816.

(a) The Commission may approve satellite simulcast facilities that may conduct satellite simulcast betting.

11–817.



(a) A person must have a permit granted by the Commission whenever the person holds satellite simulcast betting.

11-819.

(A) The factors that the Commission shall consider in deciding whether to grant a permit shall include:

- (1) the needs and convenience of the public;
- (2) whether the satellite simulcast facility:
  - (i) would be expected to interfere unreasonably with attendance at tracks; and
  - (ii) meets the requirements of § 11-825(a) of this subtitle;
- (3) the desires of the political subdivision where the proposed satellite simulcast facility is to be located;
- (4) the interests of the racing industry; and
- (5) other matters that the Commission finds appropriate.

**(B) BEFORE GRANTING A PERMIT, THE COMMISSION SHALL:**

**(1) HOLD A PUBLIC HEARING WITHIN 10 MILES OF THE PROPOSED SATELLITE SIMULCAST FACILITY;**

**(2) ADVERTISE THE DATE, TIME, AND LOCATION OF THE PUBLIC HEARING IN A LOCAL PUBLICATION AT LEAST 30 DAYS BEFORE THE PUBLIC HEARING;**

**(3) PROVIDE WRITTEN NOTICE OF THE DATE, TIME, AND LOCATION OF THE PUBLIC HEARING TO EACH OF THE SENATORS, DELEGATES, AND COUNTY-ELECTED OFFICIALS THAT REPRESENT THE JURISDICTION WITHIN WHICH THE PROPOSED SATELLITE SIMULCAST BETTING FACILITY IS TO BE LOCATED;**

**(4) POST NOTICE OF THE PUBLIC HEARING ON THE COMMISSION’S WEB SITE AT LEAST 30 DAYS BEFORE THE PUBLIC HEARING;**

**(5) REQUIRE THE APPLICANT, AT LEAST 30 DAYS BEFORE THE PUBLIC HEARING, TO POST A SIGN IN A CONSPICUOUS LOCATION AT THE FACILITY FOR WHICH THE APPLICATION FOR THE PERMIT WAS SUBMITTED STATING THAT AN APPLICATION IS PENDING FOR USE OF THE FACILITY FOR SATELLITE SIMULCAST BETTING AND SPECIFYING THE DATE, TIME, AND LOCATION OF THE PUBLIC HEARING; AND**

**(6) REQUEST FROM THE APPLICANT A LIST OF COMMUNITY ASSOCIATIONS THAT WERE NOTIFIED OF THE PUBLIC HEARING.”.**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 780 – Delegates C. Wilson, Atterbeary, Folden, C. Howard, Luedtke, Malone, McComas, McMillan, Metzgar, Miele, Oaks, Patterson, Pena–Melnik, Reilly, Shoemaker, Sophocleus, Turner, Valentino–Smith, Vaughn, Walker, and M. Washington**

AN ACT concerning

**Income Tax Checkoff – Maryland Veterans Trust Fund**

**HB0780/125865/1**

BY: Committee on Ways and Means

**AMENDMENT TO HOUSE BILL 780**

**(First Reading File Bill)**

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, S. Howard, Kaiser, Long, Platt, Simonaire, and Tarlau”.

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

AN ACT concerning

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

**HB1273/235469/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1273

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Chang, Beidle, McMillan, Pena–Melnyk, Simonaire, and Sophocleus” and substitute “Anne Arundel County Delegation”; in line 8, strike “and training”; in line 10, strike “certain resource information and”; and strike beginning with “requiring” in line 10 down through “Assembly;” in line 12.

AMENDMENT NO. 2

On page 2, in line 7, strike “**AND TRAINING**”; strike beginning with the colon in line 11 down through “**MATERIALS**” in line 13 and substitute “**MATERIALS**”; and strike in their entirety lines 16 through 21, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 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**

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 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**

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

FLOOR AMENDMENT

**HB1004/663522/1**

BY: Delegate Fisher

AMENDMENTS TO HOUSE BILL 1004

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Equal” insert “Labor and Employment – Disclosure of Visa Status and Salaries and”; in the same line, strike “– Establishment”; in line 9, after “year;” insert “requiring each employer to make available to the public the number of the employer’s employees who have been granted an H–1B or L–1 visa by the U.S. Citizenship”

and Immigration Services and the employees’ respective salaries; requiring each employer to report certain information to the Commission on or before a certain date each year;”; in line 10, strike “the Equal Pay Commission” and substitute “the disclosure of visa status and salaries and equal pay for equal work”; and in line 13, after “Section” insert “1-203 and”.

AMENDMENT NO. 2

On page 1, after line 18, insert:

“1-203.

EACH EMPLOYER SHALL:

(1) MAKE AVAILABLE TO THE PUBLIC THE NUMBER OF THE EMPLOYER’S EMPLOYEES WHO HAVE BEEN GRANTED AN H-1B OR L-1 VISA BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES AND THE EMPLOYEES’ RESPECTIVE SALARIES; AND

(2) ON OR BEFORE DECEMBER 1 EACH YEAR, REPORT THE INFORMATION SPECIFIED IN ITEM (1) OF THIS SECTION TO THE EQUAL PAY COMMISSION.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52 Negative – 89 (See Roll Call No. 432)

Read the second time and ordered prepared for Third Reading.

**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**

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

FLOOR AMENDMENT

**HB0610/273224/2**

BY: Delegate Beitzel

AMENDMENT TO HOUSE BILL 610

(First Reading File Bill)

On page 6, in line 3, strike “from” and substitute “:

**(I) FROM**”;

in the same line, strike “manufacturing” and substitute “:

**1. MANUFACTURING**”;

in the same line, after “sector” insert “:

**2. COAL INDUSTRY; AND**

**3. ELECTRICITY INDUSTRY; AND**

**(II) ON THE ELECTRICITY COSTS TO CONSUMERS IN THE STATE**”.

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

Affirmative – 48 Negative – 91 (See Roll Call No. 433)

FLOOR AMENDMENT

**HB0610/263425/1**

BY: Delegate Buckel

AMENDMENT TO HOUSE BILL 610

(First Reading File Bill)

On page 3, in lines 5, 15, and 24, in each instance, strike “40%” and substitute “**30%**”.

On page 6, in line 20, strike “40%” and substitute “**30%**”.

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

Affirmative – 47    Negative – 90    (See Roll Call No. 434)

FLOOR AMENDMENT

**HB0610/333328/1**

BY: Delegate B. Wilson

AMENDMENTS TO HOUSE BILL 610

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 19, after “matters;” insert “requiring the Maryland Commission on Climate Change to conduct a certain study and report its findings to the Governor and the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 7, after line 13, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Commission on Climate Change shall conduct a study of:

(1) whether the requirement to reduce statewide greenhouse gas emissions by 40% from 2006 levels by 2030 in accordance with § 2–1204.1 of the Environment Article, as enacted by Section 2 of this Act, will result in the State purchasing energy from other states; and

(2) if the requirement to reduce statewide greenhouse gas emissions by 40% from 2006 levels by 2030 will result in the State purchasing energy from other states, the environmental impact associated with purchasing energy from the other states.

(b) On or before March 1, 2017, the Commission shall report its findings to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.”;

and in lines 14, 19, and 23, strike “5.”, “6.”, and “7.”, respectively, and substitute “6.”, “7.”, and “8.”, respectively.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47    Negative – 92    (See Roll Call No. 435)

Read the second time and ordered prepared for Third Reading.

**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**

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 134    Negative – 5    (See Roll Call No. 436)

The Bill was then sent to the Senate.

## MESSAGE FROM THE SENATE

### FIRST READING OF SENATE BILLS

**Senate Bill 190 – The President (By Request – Administration)**

**Budget Bill**

**(Fiscal Year 2017)**

AN ACT for the purpose of making the proposed appropriations contained in the State Budget for the fiscal year ending June 30, 2017, in accordance with Article III, Section 52 of the Maryland Constitution; and generally relating to appropriations and budgetary provisions made pursuant to that section.

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

## QUORUM CALL

The presiding officer announced a quorum call, showing 141 Members present.



(See Roll Call No. 437)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #37**

**House Bill 46 – Delegate Chang**

AN ACT concerning

~~Animal Control and Veterinary Facilities – Stray Dogs and Cats – Microchip~~  
Seans Units – Impounded Animals – Identification

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

Affirmative – 140    Negative – 0    (See Roll Call No. 438)

The Bill was then sent to the Senate.

~~House Bill 321 – Delegates S. Howard, Carey, Chang, Hornberger, Kipke, Malone,~~  
~~Mautz, Saab, Simonaire, and Sophocleus~~ Anne Arundel County Delegation

AN ACT concerning

**Anne Arundel County – Archery Hunting – Safety Zone**

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

Affirmative – 131    Negative – 6    (See Roll Call No. 439)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 440)

The Bill was then sent to the Senate.

### THE COMMITTEE ON WAYS AND MEANS REPORT #8

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

**House Bill 141 – Delegates Luedtke, Ebersole, Anderson, Atterbeary, Barkley, D. Barnes, Barve, Brooks, Carr, Cullison, Dumais, Fennell, Fraser-Hidalgo, Frick, Gutierrez, Hill, Jalisi, Jameson, Kelly, Lam, Moon, Morales, Patterson, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Smith, Stein, Tarlau, Turner, Valentino-Smith, Walker, A. Washington, M. Washington, P. Young, and Zucker**

AN ACT concerning

#### **Education – Education Accountability Program – Limits on Testing**

**HB0141/495869/1**

BY: Committee on Ways and Means

#### AMENDMENTS TO HOUSE BILL 141

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Afzali, and A. Miller”; in line 2, strike “Education Accountability Program” and substitute “Assessments”; in lines 4 and 5, in each instance, strike “tests” and substitute “assessments”; and in line 5, after “limits;” insert “defining a certain term;”.

#### AMENDMENT NO. 2

On page 2, in line 4, after “(1)” insert “(I) IN THIS SUBSECTION, “ASSESSMENT” MEANS A LOCALLY, STATE, OR FEDERALLY MANDATED TEST THAT IS INTENDED TO MEASURE A STUDENT’S ACADEMIC READINESS, LEARNING PROGRESS, AND SKILL ACQUISITION.

(II) “ASSESSMENT” DOES NOT INCLUDE A TEACHER-DEVELOPED QUIZ OR TEST.

(2)”;

in line 6, strike “TESTS” and substitute “ASSESSMENTS”; and in lines 9 and 13, strike “(2)” and “(3)”, respectively, and substitute “(3)” and “(4)”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**House Bill 335 – Delegate Lierman**

AN ACT concerning

**Income Tax Subtraction Modification – College Savings Plans – Contributions**

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 397 – Delegates M. Washington and Ebersole**

AN ACT concerning

**Education – Assessments – Best Practices in the Administration of Assessments**

**HB0397/385468/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 397

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 5 down through “audits;” in line 9.

AMENDMENT NO. 2

On page 1, in line 23, after “(B)” insert “(1)”; in line 24, after “SECTION” insert “, TO THE EXTENT PRACTICABLE,”; and in the same line, after “SHALL” insert “CONSIDER WHETHER AN ASSESSMENT OR A TEST”.

On page 2, in lines 1 and 2, in each instance, strike “BE” and substitute “IS”; in lines 7 and 11, in each instance, strike “PROVIDE” and substitute “PROVIDES”; in line 9, strike “MEASURE” and substitute “MEASURES”; in line 13, strike “PROMOTE” and substitute “PROMOTES”; in line 15, strike “LIMIT” and substitute “LIMITS”; in line 16, after “CLASSES;” insert “AND”; in line 19, strike “ADDRESS” and substitute “ADDRESSES”; in lines 1, 2, 7, 9, 11, 13, 15, and 19, strike “(1)”, “(2)”, “(5)”, “(6)”, “(7)”, “(8)”, “(9)”, and “(11)”, respectively, and substitute “(I)”, “(II)”, “(III)”, “(IV)”, “(V)”, “(VI)”, “(VII)”, and “(VIII)”, respectively; strike in their entirety lines 4 through 6, inclusive; strike in their entirety lines 17 and 18; and after line 20, insert:

“(2) IN ADDITION TO THE CONSIDERATIONS ADDRESSED IN PARAGRAPH (1) OF THIS SUBSECTION, IF AN ASSESSMENT OR TEST IS A FORMATIVE ASSESSMENT OR TEST, THE BEST PRACTICES SHALL CONSIDER WHETHER THE ASSESSMENT OR TEST:

(I) IS DESIGNED TO INFORM INSTRUCTION OR HAVE A CLEAR PURPOSE; AND

(II) ALLOWS FOR INDIVIDUALIZATION OF STUDENT INSTRUCTION.

(3) IN ADDITION TO CONSIDERATIONS ADDRESSED IN PARAGRAPH (1) OF THIS SUBSECTION, IF AN ASSESSMENT OR TEST IS A SUMMATIVE ASSESSMENT OR TEST, THE BEST PRACTICES SHALL CONSIDER IF THE ASSESSMENT OR TEST WILL BE USED ONLY FOR ACCOUNTABILITY PURPOSES FOR TEACHER AND PRINCIPAL EVALUATIONS OR STUDENT LEARNING OBJECTIVES.”.

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 21 on page 2 through line 3 on page 3, inclusive.

On page 3, in line 4, strike “3.” and substitute “2.”.

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 551 – Delegates Kaiser, Brooks, Buckel, Carr, Chang, Ebersole, Frick, Frush, Haynes, Hettleman, Hixson, Jalisi, Jones, Kelly, Kramer, Krimm, Lafferty, Lam, Lierman, Luedtke, McComas, McMillan, Morales, Morhaim, O’Donnell, Pena–Melnyk, Pendergrass, Sample–Hughes, Sophocleus, Tarlau, Turner, Valderrama, Valentino–Smith, K. Young, P. Young, and Zucker**

AN ACT concerning

**Education – Children With Disabilities – Individualized Education Program  
Mediation**

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 558 – Delegates Glenn, Anderson, Carter, Clippinger, Conaway, Hammen, Hayes, Haynes, Lierman, McCray, McIntosh, Oaks, B. Robinson, and M. Washington**

AN ACT concerning

**Baltimore City – Partially Elected School Board**

**HB0558/785469/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 558

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “elected” insert “at large”; in the same line, strike “certain districts in”; strike beginning with “requiring” in line 5 down through “Elections;” in line 7;

strike beginning with “providing” in line 8 down through “board;” in line 10; strike beginning with the comma in line 10 down through the comma in line 11; and strike beginning with “requiring” in line 12 down through “City;” in line 13.

AMENDMENT NO. 2

On page 2, in line 9, strike “**FOUR**” and substitute “**TWO**”; and strike beginning with “**(1)**” in line 13 down through “**DISTRICTS.**” in line 20 and substitute “**THE TWO ELECTED VOTING MEMBERS SHALL BE ELECTED AT LARGE BY THE VOTERS OF BALTIMORE CITY.**”.

On page 3, in lines 7 and 22, in each instance, strike “**(I)**”; strike in their entirety lines 9 through 12, inclusive; in lines 24 and 26, strike “**1.**” and “**2.**”, respectively, and substitute “**(I)**” and “**(II)**”, respectively; and in line 24, strike “**2018**” and substitute “**2020**”.

On pages 3 and 4, strike in their entirety the lines beginning with line 28 on page 3 through line 7 on page 4, inclusive.

On page 4, in line 11, strike “**(I)**”; in lines 13, 14, 15, and 16, strike “**1.**”, “**2.**”, “**3.**”, and “**4.**”, respectively, and substitute “**(I)**”, “**(II)**”, “**(III)**”, and “**(IV)**”, respectively; and strike in their entirety lines 17 through 30, inclusive.

On page 7, strike in their entirety lines 20 through 37, inclusive.

On page 8, in line 1, strike “**5.**” and substitute “**3.**”; and strike beginning with the second comma in line 1 down through the first comma in line 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:

**House Bill 596 – Delegates Flanagan, Adams, Cullison, Gutierrez, Kelly, Kittleman, Mautz, Metzgar, Miele, Morhaim, Pena–Melnik, Szeliga, and West**

AN ACT concerning

**State Department of Education – Hearing Aid Loan Bank Program – Age of Eligibility**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 657 – Delegates Shoemaker, Buckel, Ebersole, Hornberger, Luedtke, Platt, Reilly, Rose, Simonaire, Tarlau, and M. Washington**

AN ACT concerning

**Education – Prekindergarten and Kindergarten Assessments – Administration**

**HB0657/725168/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 657

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Afzali, and Metzgar”; in line 5, after “State” insert “subject to a certain exception”; in line 6, after “skills;” insert “authorizing certain county boards of education and certain principals and teachers to administer a certain statewide kindergarten assessment under certain circumstances;”; and in line 7, after “students” insert “subject to a certain exception”.

AMENDMENT NO. 2

On page 1, in line 19, strike “A” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A”; and in line 21, after “SAMPLE” insert “DETERMINED BY THE DEPARTMENT”.

On page 2, after line 6, insert:

“(B) IN ACCORDANCE WITH A COLLECTIVE BARGAINING AGREEMENT EXECUTED UNDER TITLE 6, SUBTITLE 4 OR SUBTITLE 5 OF THIS ARTICLE, OR AN AMENDMENT TO AN EXISTING AGREEMENT, A PRINCIPAL AND A TEACHER WHO ARE

IN MUTUAL AGREEMENT OR A COUNTY BOARD MAY ADMINISTER A STATEWIDE KINDERGARTEN ASSESSMENT WITH THE PURPOSE OF MEASURING SCHOOL READINESS IF:

(1) THE ASSESSMENT IS COMPLETED ON OR BEFORE OCTOBER 1 AFTER THE FIRST FULL DAY OF KINDERGARTEN; AND

(2) THE AGGREGATE RESULTS ARE RETURNED WITHIN 45 DAYS.”;

in line 7, strike “(B) A” and substitute “(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A”; in the same line, strike “A” and substitute “AN ENROLLED”; after line 8, insert:

“(2) A STANDARDIZED TEST MAY BE ADMINISTERED TO AN ENROLLED PREKINDERGARTEN STUDENT BY A SCHOOL PSYCHOLOGIST OR OTHER SCHOOL-BASED PROFESSIONAL WHO INTENDS TO USE THE RESULTS IN ORDER TO IDENTIFY A DISABILITY.”;

and in line 9, strike “(C)” and substitute “(D)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 999 – Delegates Kaiser, D. Barnes, Ebersole, Fennell, Hixson, C. Howard, Jones, Luedtke, McIntosh, Patterson, Platt, Tarlau, Turner, Walker, A. Washington, and M. Washington**

AN ACT concerning

**Commission on Innovation and Excellence in Education**

**HB0999/605663/2**

BY: Committee on Ways and Means



AMENDMENTS TO HOUSE BILL 999

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “time;” insert “requiring a certain master plan to include certain information during certain calendar years; requiring the State Department of Education to convene a certain group of stakeholders to review certain requirements of a certain master plan and the federal Every Student Succeeds Act; requiring the Department to make a certain report on or before a certain date:”.

AMENDMENT NO. 2

On page 3, in line 8, after “(d)” insert “(1)”; after line 9, insert:

“(2) If by August 1, 2016, the Governor, the President of the Senate, and the Speaker of the House do not jointly appoint a chair, the President of the Senate and the Speaker of the House shall jointly appoint the chair of the Commission.”;

in line 26, after “education” insert “, including expanding the services and supports needed in special education prekindergarten”.

On page 5, in line 4, strike “and”; and after line 7, insert:

“(vii) ensuring that State laws promote collaboration between county governments and local school systems; and”.

AMENDMENT NO. 3

On page 5, after line 23, insert:

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

(a) Notwithstanding any other provision of law, for calendar years 2016 and 2017, a county board of education’s annual update of the comprehensive master plan required by § 5–401(b)(3) of the Education Article shall include only:

(1) the budget requirements required by § 5–401(b)(5) of the Education Article;

(2) the goals, objectives, and strategies regarding the performance of:

(i) students requiring special education, as defined in § 5–209 of the Education Article;

(ii) students with limited English proficiency, as defined in § 5–208 of the Education Article; and

(iii) students failing to meet, or failing to make progress toward meeting, State performance standards, including any segment of the student population that is, on average, performing at a lower achievement level than the student population as a whole;

(3) the strategies to address any disparities in achievement for students in item (2)(iii) of this subsection; and

(4) the requirements of § 7–203.3 of the Education Article, as enacted by Chapter (S.B. 533/H.B. 412) of the Acts of the General Assembly of 2016.

(b) (1) The State Department of Education shall convene a group of stakeholders to review the current statutory and regulatory requirements of the master plan and the new requirements of the federal Every Student Succeeds Act.

(2) On or before October 1, 2017, the Department shall report to the State Board of Education, the Commission on Innovation and Excellence in Education, as enacted by Section 1 of this Act, and, in accordance with § 2–1246 of the State Government Article, the General Assembly on recommendations regarding:

(i) what information future comprehensive master plans should contain; and

(ii) whether future comprehensive master plans should be completed in a digital form that can be updated periodically.”;

and in line 24, strike “3.” and substitute “4.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1014 – Delegates Jones, Kaiser, Atterbeary, B. Barnes, Barve, Branch, Busch, Chang, Clippinger, Cullison, Davis, Ebersole, Frick, Frush, Gaines, Gutierrez, Hayes, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Korman, Krimm, Lafferty, Lam, Lierman, Lisanti, Luedtke, McIntosh, A. Miller, Moon, Morhaim, Patterson, Platt, Reznik, B. Robinson, Sample–Hughes, Sanchez, Smith, Stein, Turner, Vallario, Waldstreicher, M. Washington, K. Young, and P. Young**

AN ACT concerning

### College Affordability Act of 2016

**HB1014/195361/1**

BY: Committee on Ways and Means

#### AMENDMENTS TO HOUSE BILL 1014

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “prohibiting certain public institutions of higher education from referring certain delinquent student accounts or debts to the Central Collection Unit under certain circumstances; requiring certain public institutions of higher education to allow certain students with certain unpaid balances on certain student accounts to register for certain courses under certain circumstances; repealing a certain requirement that up to a certain percentage of a certain Part–Time Grant Program allocation be used for a certain purpose;”; in the same line, after “Board” insert “to develop and implement a certain marketing plan; requiring the Board to submit a certain marketing plan on or before a certain date; requiring the Board”; in line 13, after “circumstances;” insert “requiring certain account holders to make a certain contribution within a certain period of time to qualify for a certain State contribution;”; in line 19, after “assurance;” insert “providing for the recapture of a certain tax credit under certain circumstances;”; and in line 24, after “credits;” insert “providing for a certain subtraction modification under certain circumstances;”.

On page 2, strike beginning with “requiring” in line 3 down through “period;” in line 5 and substitute “establishing certain award amounts for certain financial assistance grants for certain semesters subject to certain conditions;”; in line 7, after “date;” insert “requiring the Commission, in consultation with the Department of Legislative Services, to

retain a certain consultant to conduct a certain evaluation of the Office of Student Financial Assistance in the Commission; requiring the Commission and the Department of Legislative Services to report certain findings and recommendations on or before a certain date;”; after line 9, insert:

“BY repealing and reenacting, with amendments,

Article – State Finance and Procurement

Section 3–302(a)

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article – Education

Section 15–119, 18–114, 18–1905.1, and 18–19A–04.1

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”;

in line 12, after “18–302,” insert “18–303(a) and (b), 18–1401,”; in line 17, strike “18–303(a) and (b),” and substitute “18–304,”; in the same line, after “18–306,” insert “18–1402,”; strike in their entirety lines 20 through 24, inclusive; in line 27, after “Section” insert “10–207(a) and”; and in line 37, after “Section” insert “10–207(cc) and”.

## AMENDMENT NO. 2

On page 3, after line 2, insert:

“Article – State Finance and Procurement

3–302.

(a) (1) Except as otherwise provided in subsection (b) of this section, PARAGRAPH (2)(II) OF THIS SUBSECTION, or in other law, the Central Collection Unit is responsible for the collection of each delinquent account or other debt that is owed to the State or any of its officials or units.

(2) (1) [An] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, AN official or unit of the State government shall refer to the Central Collection Unit each debt for which the Central Collection Unit has collection responsibility under this subsection and may not settle the debt.

(II) IN ACCORDANCE WITH § 15-119 OF THE EDUCATION ARTICLE, A PUBLIC INSTITUTION OF HIGHER EDUCATION MAY NOT REFER A DELINQUENT STUDENT ACCOUNT OR DEBT TO THE CENTRAL COLLECTION UNIT UNLESS, IN ACCORDANCE WITH § 15-119 OF THE EDUCATION ARTICLE:

1. THE DELINQUENT ACCOUNT OR DEBT HAS NOT BEEN SETTLED BY THE END OF THE LATE REGISTRATION PERIOD OF THE SEMESTER AFTER THE STUDENT ACCOUNT BECAME DELINQUENT; OR

2. THE STUDENT HAS NOT ENTERED INTO OR MADE TIMELY PAYMENTS TO SATISFY AN INSTALLMENT PAYMENT PLAN.

(3) For the purposes of this subtitle, a community college or board of trustees for a community college established or operating under Title 16 of the Education Article is a unit of the State.”;

and after line 3, insert:

“15-119.

(A) A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL ALLOW AN INDIVIDUAL WITH AN UNPAID BALANCE OF \$250 OR LESS ON A STUDENT ACCOUNT TO REGISTER FOR COURSES AT THE INSTITUTION IF THE INDIVIDUAL SETTLES THE BALANCE ON THE STUDENT ACCOUNT BY THE END OF THE LATE REGISTRATION PERIOD FOR THE NEXT SEMESTER.

(B) (1) A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL ALLOW AN INDIVIDUAL WITH AN UNPAID BALANCE OF MORE THAN \$250 ON A STUDENT ACCOUNT TO REGISTER FOR COURSES AT THE INSTITUTION IF THE INDIVIDUAL ENTERS INTO AN INSTALLMENT PAYMENT PLAN BEFORE THE END OF THE LATE REGISTRATION PERIOD FOR THE CURRENT SEMESTER.

(2) THE INSTALLMENT PAYMENT PLAN UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL REQUIRE THE INDIVIDUAL TO MAKE PAYMENTS TO SETTLE THE UNPAID BALANCE ON THE STUDENT ACCOUNT BY THE AGREED ON DATE.

18-1401.

(a) In this section, “part–time student” means a student who:

(1) Is enrolled in a degree–granting program at an eligible institution and taking at least 3 but no more than 11 semester hours of courses each semester; or

(2) Is dually enrolled in a secondary school in the State and an institution of higher education.

(b) In cooperation with the institutions of higher education in the State, the Commission shall establish and administer a grant program for undergraduate part–time students.

(c) A recipient of a part–time grant shall:

(1) Be a resident of the State; and

(2) Have demonstrated a definite financial need according to criteria established by the Commission.

(d) For courses completed under the program, a recipient who is dually enrolled in a secondary school in the State and an institution of higher education may not be required to receive credit from a secondary school and an institution of higher education at the same time.

18–1402.

(a) [(1)] Funds for the Part–Time Grant Program shall be allocated by the Commission to each institution of higher education based upon the number of undergraduate part–time students with demonstrated financial need who are enrolled in degree–granting programs at the institution.

[(2)] An institution of higher education may use up to 10% of the part–time grant allocation to provide grants to students who are enrolled in at least 3 but less than 6 semester hours of courses each semester.

(b) In addition to the funds provided under § 18–14A–02(b) of this title, institutions may use up to 10% of the part–time grant allocation to provide grants to students who are dually enrolled.

(c)] (B) Funds for the grant program for part-time students shall be as provided in the annual budget of the Commission by the Governor.

18-1905.1.

(A) (1) THE BOARD SHALL DEVELOP AND IMPLEMENT A MARKETING PLAN TO INCREASE PARTICIPATION IN THE COLLEGE SAVINGS PLANS OF MARYLAND.

(2) (I) THE MARKETING PLAN SHALL IDENTIFY METHODS TO INCREASE GENERAL PARTICIPATION IN THE COLLEGE SAVINGS PLANS OF MARYLAND.

(II) THE BOARD SHALL COORDINATE WITH THE BOARD OF TRUSTEES OF THE MARYLAND TEACHERS AND STATE EMPLOYEES SUPPLEMENTAL RETIREMENT PLANS AND LOCAL SCHOOL SYSTEMS, RESPECTIVELY, TO IDENTIFY METHODS TO INCREASE PARTICIPATION IN THE COLLEGE SAVINGS PLANS OF MARYLAND AMONG:

1. STATE EMPLOYEES THAT PARTICIPATE IN OTHER STATE TAX SAVINGS PROGRAMS; AND

2. FAMILIES OF STUDENTS IN LOCAL SCHOOL SYSTEMS WITH LOWER RATES OF PARTICIPATION IN THE COLLEGE SAVINGS PLANS OF MARYLAND THAN THE STATE POPULATION.

(B) ON OR BEFORE DECEMBER 1, 2016, AND EVERY 3 YEARS THEREAFTER, THE BOARD SHALL SUBMIT THE MARKETING PLAN REQUIRED UNDER SUBSECTION (A) OF THIS SECTION TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE SENATE BUDGET AND TAXATION COMMITTEE, THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE, THE HOUSE COMMITTEE ON WAYS AND MEANS, AND THE HOUSE APPROPRIATIONS COMMITTEE.”

AMENDMENT NO. 3

On page 6, in line 8, strike “ACCOUNT HOLDER OR”; in line 10, after “BOARD” insert “OR ITS DESIGNEE”; and strike beginning with “NO” in line 11 down through “YEAR” in line 12 and substitute “BETWEEN JANUARY 1 AND JUNE 1 OF EACH YEAR”.

On page 7, in line 22, after “(E)” insert “(1) AN ACCOUNT HOLDER WHO HAS BEEN APPROVED TO RECEIVE A STATE CONTRIBUTION SHALL MAKE A CONTRIBUTION BETWEEN JULY 1 AND NOVEMBER 1 OF EACH YEAR IN ORDER TO QUALIFY FOR THE STATE CONTRIBUTION.”

(2)”;

in the same line, strike “IN” and substitute “BY DECEMBER 31 OF”; and in line 23, strike “FOLLOWING THE CONTRIBUTION OF THE ACCOUNT HOLDER” and substitute “IN WHICH THE ACCOUNT HOLDER MADE THE CONTRIBUTION”.

#### AMENDMENT NO. 4

On page 6, in line 14, strike “\$225,000” and substitute “\$175,000”; and in line 26, strike “\$100,000” and substitute “\$75,000”.

On page 7, in line 1, strike “\$100,000” and substitute “\$75,000”; in the same line, strike “\$175,000” and substitute “\$125,000”; in line 6, strike “\$175,000” and substitute “\$125,000”; and in the same line, strike “\$225,000” and substitute “\$175,000”.

#### AMENDMENT NO. 5

On page 8, after line 21, insert:

“10–207.

(a) To the extent included in federal adjusted gross income, the amounts under this section are subtracted from the federal adjusted gross income of a resident to determine Maryland adjusted gross income.

**(CC) THE SUBTRACTION UNDER SUBSECTION (A) OF THIS SECTION INCLUDES AN AMOUNT CONTRIBUTED BY THE STATE INTO AN INVESTMENT ACCOUNT UNDER § 18–19A–04.1 OF THE EDUCATION ARTICLE.**”

#### AMENDMENT NO. 6

On page 10, after line 9, insert:



“(III) 1. THE TOTAL AMOUNT OF THE CREDIT CLAIMED UNDER THIS SECTION SHALL BE RECAPTURED IF THE INDIVIDUAL DOES NOT USE THE CREDIT APPROVED UNDER THIS SECTION FOR THE REPAYMENT OF THE INDIVIDUAL’S UNDERGRADUATE STUDENT LOAN DEBT WITHIN 2 YEARS FROM THE CLOSE OF THE TAXABLE YEAR FOR WHICH THE CREDIT IS CLAIMED.

2. THE INDIVIDUAL WHO CLAIMED THE CREDIT SHALL PAY THE TOTAL AMOUNT OF THE CREDIT CLAIMED AS TAXES PAYABLE TO THE STATE FOR THE TAXABLE YEAR IN WHICH THE EVENT REQUIRING RECAPTURE OF THE CREDIT OCCURS.”.

AMENDMENT NO. 7

On page 12, strike beginning with “AT” in line 23 down through “IN” in line 24; in line 24, strike the brackets; and after line 27, insert:

“18–304.

(a) (1) Except as provided in § 18–307 of this subtitle, the Office shall determine the amount of each Delegate Howard P. Rawlings Educational Excellence Award based on the financial need of the applicant.

(2) In determining the amount of financial need, the Office shall consider regional cost-of-living differences.

(3) In determining the percent of financial need used to calculate an award for a community college student receiving a Delegate Howard P. Rawlings Educational Excellence Award, the Commission shall use the following percentages:

(i) For fiscal year 2007, not less than 55%; and

(ii) For fiscal year 2008 and each fiscal year thereafter, not less than 60%.

(b) (1) Except as provided in [paragraph (2)] PARAGRAPHS (2) AND (3) of this subsection, a Delegate Howard P. Rawlings Educational Excellence Award may be awarded in \$100 increments [and the award for a single year may not be less than \$400 or more than \$3,000].

**(2) (I) THE AMOUNT OF AN EDUCATIONAL ASSISTANCE GRANT MADE TO A STUDENT IN THE STUDENT’S FIRST 2 SEMESTERS OF ENROLLMENT MAY NOT BE LESS THAN \$400 OR MORE THAN \$3,000.**

**(II) BEGINNING IN THE THIRD SEMESTER OF ENROLLMENT AND FOR EACH SEMESTER THEREAFTER:**

**1. IF THE STUDENT SUCCESSFULLY COMPLETED AT LEAST 15 CREDITS IN THE PRIOR SEMESTER, THE AMOUNT OF AN EDUCATIONAL ASSISTANCE GRANT MADE TO A STUDENT MAY NOT BE LESS THAN \$400 OR MORE THAN \$3,000; OR**

**2. IF THE STUDENT SUCCESSFULLY COMPLETED AT LEAST 12 BUT LESS THAN 15 CREDITS IN THE PRIOR SEMESTER, THE AWARD AMOUNT SHALL BE EQUAL TO THE AMOUNT THE STUDENT WOULD HAVE OTHERWISE RECEIVED MULTIPLIED BY THE RATIO OF THE NUMBER OF CREDITS SUCCESSFULLY COMPLETED DIVIDED BY 15.**

**[(2)](3) (i) All applicants who fulfill the requirements established in § 18–303(a) and (b) of this subtitle shall receive a Guaranteed Access Grant.**

**(ii) The amount of a Guaranteed Access Grant MADE TO A STUDENT IN THE STUDENT’S FIRST 2 SEMESTERS OF ENROLLMENT shall be equal to 100 percent of the student’s financial need as determined by the Office, not to exceed the equivalent annual expenses of a full–time resident undergraduate at the 4–year public institution of higher education within the University System of Maryland, other than the University of Maryland University College and University of Maryland, Baltimore, with the highest annual expenses for a full–time resident undergraduate.**

**(III) BEGINNING IN THE THIRD SEMESTER OF ENROLLMENT AND FOR EACH SEMESTER THEREAFTER:**

**1. IF THE STUDENT SUCCESSFULLY COMPLETED AT LEAST 15 CREDITS IN THE PRIOR SEMESTER, THE AWARD AMOUNT SHALL BE EQUAL TO 100 PERCENT OF THE STUDENT’S FINANCIAL NEED AS DETERMINED BY THE OFFICE, NOT TO EXCEED THE EQUIVALENT ANNUAL EXPENSES OF A FULL–TIME**

RESIDENT UNDERGRADUATE AT THE 4–YEAR PUBLIC INSTITUTION OF HIGHER EDUCATION WITHIN THE UNIVERSITY SYSTEM OF MARYLAND, OTHER THAN THE UNIVERSITY OF MARYLAND UNIVERSITY COLLEGE AND UNIVERSITY OF MARYLAND, BALTIMORE, WITH THE HIGHEST ANNUAL EXPENSES FOR A FULL–TIME RESIDENT UNDERGRADUATE; OR

2. IF THE STUDENT SUCCESSFULLY COMPLETED AT LEAST 12 BUT LESS THAN 15 CREDITS IN THE PRIOR SEMESTER, THE AWARD AMOUNT SHALL BE EQUAL TO 100 PERCENT MULTIPLIED BY THE RATIO OF THE NUMBER OF CREDITS SUCCESSFULLY COMPLETED DIVIDED BY 15.”

On page 13, strike beginning with “ENROLLED” in line 5 down through “SEMESTER,” in line 6; and in lines 5 and 7, in each instance, strike the brackets.

AMENDMENT NO. 8

On page 14, after line 11, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Higher Education Commission, in consultation with the Department of Legislative Services, shall retain a consultant to conduct an independent evaluation of the effectiveness of the operation of the Office of Student Financial Assistance in the Maryland Higher Education Commission;

(b) In addition to the evaluation required under subsection (a) of this section, the consultant shall make recommendations on how to implement Section 3 of this Act and how to overcome any impediments the Office of Student Financial Assistance may encounter in implementing Section 3 of this Act; and

(c) On or before October 1, 2017, the Maryland Higher Education Commission and the Department of Legislative Services shall report the findings and recommendations required under subsections (a) and (b) of this section to the Governor and, in accordance with § 2–1246 of the State Government Article, the Senate Budget and Taxation Committee, the Senate Education, Health, and Environmental Affairs Committee, the House Committee on Ways and Means, and the House Appropriations Committee.”;

in line 12, strike “5.” and substitute “6.”; in line 14, strike “2015” and substitute “2016”; and in the same line, strike “2017–2018” and substitute “2018–2019”.

The preceding 8 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**House Bill 1105 – Howard County Delegation**

AN ACT concerning

**Howard County Public School System – Access to Public Information  
Ho. Co. 9–16**

**HB1105/135762/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1105  
(First Reading File Bill)

On page 4, in line 13, after “2012” insert a comma; and in line 29, after “Superintendent” insert “of Schools”.

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

AN ACT concerning

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

HB1230/325560/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1230

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Campaign Finance” and substitute “Election Law”; strike beginning with “Solicitation” in line 2 down through “Donations” in line 3 and substitute “Political Activity”; strike beginning with “prohibiting” in line 4 down through “persons” in line 9 and substitute “prohibiting a secretary of a principal department of the Executive Branch of State government from soliciting, accepting, transmitting, or depositing in a campaign account contributions or donations for the benefit of a candidate or political party; prohibiting a secretary of a principal department of the Executive Branch of State government from being a candidate for a public elective office while serving as secretary; requiring a campaign finance entity or other entity that receives a contribution or donation as a result of a violation of this Act to refund the contribution or donation to the contributor or donor; authorizing the State Board of Elections to impose a civil penalty on a campaign finance entity or other entity that receives a contribution or donation as a result of a violation of this Act; requiring a civil penalty under this Act to be distributed to the Fair Campaign Financing Fund; providing that a secretary of a principal department of the Executive Branch of State government who violates this Act shall be considered to have violated a certain provision of the Maryland Public Ethics Law; defining certain terms; and generally relating to prohibiting departmental secretaries from engaging in certain political activities”; and after line 14, insert:

“BY repealing and reenacting, with amendments,

Article – General Provisions

Section 5–506

Annotated Code of Maryland

(2014 Volume and 2015 Supplement)”.

AMENDMENT NO. 2

Strike in their entirety the lines beginning with line 19 on page 1 through line 12 on page 2 and substitute:

**“(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(2) “SECRETARY” MEANS A SECRETARY OF A PRINCIPAL DEPARTMENT OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT.**

**(3) “SOLICIT” INCLUDES:**

**(I) THE AUTHORIZED USE OF THE NAME, IMAGE, OR TITLE OF A SECRETARY IN CAMPAIGN MATERIAL; OR**

**(II) BEING A FEATURED SPEAKER AT A CAMPAIGN FUNDRAISING EVENT.**

**(B) A SECRETARY MAY NOT:**

**(1) SOLICIT, ACCEPT, TRANSMIT, OR DEPOSIT IN A CAMPAIGN ACCOUNT CONTRIBUTIONS OR DONATIONS FOR THE BENEFIT OF A CANDIDATE OR POLITICAL PARTY; OR**

**(2) BE A CANDIDATE FOR A PUBLIC ELECTIVE OFFICE WHILE SERVING AS SECRETARY.**

**(C) THIS SECTION DOES NOT PROHIBIT A SECRETARY FROM:**

**(1) MAKING A PERSONAL POLITICAL CONTRIBUTION;**

**(2) INFORMING ANY PERSON OF A POSITION TAKEN BY A CANDIDATE OR OFFICIAL; OR**

**(3) ENGAGING IN OTHER ACTIVITIES NOT SPECIFICALLY PROHIBITED UNDER SUBSECTION (B) OF THIS SECTION.**

**(D) (1) A CAMPAIGN FINANCE ENTITY OR OTHER ENTITY THAT RECEIVES A CONTRIBUTION OR DONATION AS A RESULT OF A VIOLATION OF THIS SECTION:**

**(I) SHALL REFUND THE CONTRIBUTION OR DONATION TO THE CONTRIBUTOR OR DONOR; AND**

(II) MAY BE ASSESSED A CIVIL PENALTY AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION.

(2) THE STATE BOARD MAY IMPOSE A CIVIL PENALTY ON A CAMPAIGN FINANCE ENTITY OR OTHER ENTITY THAT RECEIVES A CONTRIBUTION OR DONATION AS A RESULT OF A VIOLATION OF THIS SECTION:

(I) IN THE MANNER SPECIFIED IN § 13-604.1 OF THIS TITLE;  
AND

(II) IN AN AMOUNT NOT EXCEEDING THE SUM OF \$1,000 PLUS THE AMOUNT OF THE CONTRIBUTION OR DONATION.

(3) A CIVIL PENALTY IMPOSED UNDER THIS SUBSECTION SHALL BE DISTRIBUTED TO THE FAIR CAMPAIGN FINANCING FUND ESTABLISHED UNDER § 15-103 OF THIS ARTICLE.

Article – General Provisions

5-506.

(a) An official or employee may not intentionally use the prestige of office or public position for that official's or employee's private gain or that of another.

(b) The performance of usual and customary constituent services, without additional compensation, is not prohibited under subsection (a) of this section.

(c) A SECRETARY OF A PRINCIPAL DEPARTMENT OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT WHO VIOLATES § 13-244 OF THE ELECTION LAW ARTICLE SHALL BE CONSIDERED TO HAVE VIOLATED SUBSECTION (A) OF THIS SECTION.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

AN ACT concerning

**Education – Administration of Standardized Tests and Assessments – Notice**

**HB1233/225869/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1233

(First Reading File Bill)

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, and Afzali”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 141 Members present.



(See Roll Call No. 441)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #38**

**House Bill 675 – Delegate Branch**

AN ACT concerning

**Vehicle Laws – Mechanical Repair Contracts**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 442)

The Bill was then sent to the Senate.

**House Bill 1223 – Delegate O’Donnell**

AN ACT concerning

**Natural Resources – Apprentice Hunting License – Establishment**

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

Affirmative – 139    Negative – 2    (See Roll Call No. 443)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #35**

**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–Melnik, 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~~ P. Young, Hammen, and Bromwell**

AN ACT concerning

**Health Insurance – Contraceptive Equity Act**

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

Affirmative – 101    Negative – 38    (See Roll Call No. 444)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 141    Negative – 0    (See Roll Call No. 445)

The Bill was then sent to the Senate.

**House Bill 1021 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Notice Requirements and  
Restrictions for Licenses Loitering Enforcement  
PG 303-16**

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

Affirmative – 141    Negative – 0    (See Roll Call No. 446)

The Bill was then sent to the Senate.

**House Bill 1071 – Cecil County Delegation**

AN ACT concerning

**Cecil County – Alcoholic Beverages – ~~Class 9 Limited Distillery Licenses and  
Class 7 Micro-Brewery Licenses~~**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 447)

The Bill was then sent to the Senate.

**House Bill 1192 – Delegates McMillan, Davis, and Holmes**

AN ACT concerning

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

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

Affirmative – 141 Negative – 0 (See Roll Call No. 448)

The Bill was then sent to the Senate.

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

AN ACT concerning

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

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

Affirmative – 141 Negative – 0 (See Roll Call No. 449)

The Bill was then sent to the Senate.

**House Bill 1303 – ~~Delegate Angel~~ 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**

AN ACT concerning

**Freestanding Birthing Centers – Use of Ultrasound Imaging**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 450)

The Bill was then sent to the Senate.

**House Bill 1311 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages Licenses – ~~Riverdale Park Station~~ Development District Licenses and Sunday Off-Sale Permits  
PG 305–16**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 451)

The Bill was then sent to the Senate.

**House Bill 1487 – Delegates Valderrama and Barkley**

AN ACT concerning

**Health Care Provider Malpractice Insurance – Scope of Coverage**

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

Affirmative – 141 Negative – 0 (See Roll Call No. 452)

The Bill was then sent to the Senate.

**QUORUM CALL**

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

(See Roll Call No. 453)

**ADJOURNMENT**

At 12:27 P.M. on motion of Delegate Kaiser the House adjourned until 5:00 P.M. on Legislative Day March 15, 2016, Calendar Day Thursday, March 17, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 15, 2016**  
**Calendar Day: Thursday, March 17, 2016**

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The House met at 5:33 P.M. and pledged Allegiance to the Flag.

Prayer by Delegate Eric Luedtke of Montgomery County.

**QUORUM CALL**

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

(See Roll Call No. 454)

**EXCUSES:**

Del. Fennell – personal

Del. Szeliga – personal

The Journal of March 14, 2016 was read and approved.

**QUORUM CALL**

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

(See Roll Call No. 455)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #34**

**House Bill 180 – Delegates West, Pena–Melnyk, and Aumann**

AN ACT concerning

**Public Health – HIV Testing During Pregnancy**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 456)

The Bill was then sent to the Senate.

**House Bill 472 – Delegates Miele, ~~Arentz~~, Aumann, Carozza, Jacobs, Morgan, and Otto**

AN ACT concerning

**Estates and Trusts – Registers of Wills – Retention of Estate Files**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 457)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 129    Negative – 7    (See Roll Call No. 458)

The Bill was then sent to the Senate.

**House Bill 541 – Delegate Kelly**

AN ACT concerning

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

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

Affirmative – 136    Negative – 0    (See Roll Call No. 459)

The Bill was then sent to the Senate.

**House Bill 682 – Delegates Rosenberg, Angel, Bromwell, Cullison, Hill, Kelly, Kipke, Miele, Oaks, Reznik, Sample–Hughes, West, ~~and K. Young~~ K. Young, and Pena–Melnyk**

AN ACT concerning

~~Department of Health and Mental Hygiene~~ **Behavioral Health Advisory Council**  
**– Clinical Crisis Walk–In Services and Mobile Crisis Teams – Strategic Plan**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 460)

The Bill was then sent to the Senate.

**House Bill 827 – Delegate O’Donnell**

AN ACT concerning

**Newborn Infant Screening – Testing by Nonpublic Laboratories – ~~Authorization~~**  
**Notification**

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

Affirmative – 137    Negative – 1    (See Roll Call No. 461)

The Bill was then sent to the Senate.

**House Bill 868 – Delegate McKay**

AN ACT concerning

**Washington County – Fire, Rescue, and Ambulance Service – Local Authority**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 462)

The Bill was then sent to the Senate.

**House Bill 890 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Local Landlord and Tenant Law – Repeal**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 463)

The Bill was then sent to the Senate.

**House Bill 960 – Delegates Kelly, Cullison, ~~and West~~ West, Hammen, Pendergrass, Angel, Barron, Bromwell, Hill, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Pena–Melnik, Rose, Sample–Hughes, and K. Young**

AN ACT concerning

**Guardians of Property and Custodians – Authority to Fund Certain Trusts and Accounts**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 464)

The Bill was then sent to the Senate.

**House Bill 1150 – Delegates McMillan, Angel, Cullison, Hayes, Kipke, Miele, Morgan, Oaks, Pena–Melnik, Saab, and West**

AN ACT concerning

**Health Insurance – Consumer Health Claim Filing Fairness Act**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 465)

The Bill was then sent to the Senate.

**House Bill 1408 – Delegate McComas**

AN ACT concerning

**Property and Casualty Insurance – Commercial Policies and Workers' Compensation Insurance Policies – Notices of Premium Increases**

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

Affirmative – 128 Negative – 10 (See Roll Call No. 466)

The Bill was then sent to the Senate.

**House Bill 1444 – Delegate Aumann**



AN ACT concerning

**Mary Byrd Wyman Memorial Association of Baltimore City**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 467)

The Bill was then sent to the Senate.

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #15**

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

**House Bill 1106 – Delegates Frick, Davis, B. Barnes, Barkley, Barron, Barve, Brooks, Clippinger, Cullison, Dumais, Ebersole, Fraser-Hidalgo, Gilchrist, Gutierrez, Healey, Hill, Hixson, Jalisi, Kaiser, Kelly, Korman, Kramer, Lam, Lierman, Luedtke, A. Miller, Moon, Morhaim, Pena-Melnyk, Platt, Reznik, S. Robinson, Smith, Tarlau, Turner, Valderrama, Valentino-Smith, Vaughn, Waldstreicher, and A. Washington**

AN ACT concerning

**Clean Energy Jobs – Renewable Energy Portfolio Standard Revisions**

**HB1106/653295/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1106

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Jobs”; and strike beginning with “establishing” in line 3 down through “report;” in line 8.

On pages 1 and 2, strike beginning with “establishing” in line 21 on page 1 down through “manner;” in line 2 on page 2.

On page 2, in line 3, strike “defining certain terms;”; in line 4, strike “jobs”; strike in their entirety lines 6 through 15, inclusive; in line 18, strike “7-703(b)(12)” and substitute “7-703(a)(2)(iii), (b)(12)”; and strike in their entirety lines 21 through 30, inclusive.

AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 33 on page 2 through line 5 on page 5, inclusive.

On page 5, in line 19, after the semicolon insert “AND”; strike beginning with the semicolon in line 23 down through “DATA” in line 29; and after line 30, insert:

“(a) (2) A renewable energy portfolio standard may not apply to electricity sales at retail by any electricity supplier:

(iii) to a customer served by an electric cooperative under an electricity supplier purchase agreement that existed on October 1, 2004, until the expiration of the agreement, AS THE AGREEMENT MAY BE RENEWED OR AMENDED.”.

On page 8, in line 2, after the semicolon insert “AND”.

On pages 9 through 15, strike in their entirety the lines beginning with line 28 on page 9 through line 14 on page 15, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**House Bill 1446 – Delegate McComas**

AN ACT concerning

**State Department of Assessments and Taxation – Registering Entity  
Names – Limitations**

**HB1446/383199/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1446  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 8 down through “circumstances;” in line 9.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 7 through 10, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 724 – The President (By Request – Department of Legislative Services  
– Code Revision)**

AN ACT concerning

**Alcoholic Beverages Article**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON WAYS AND MEANS REPORT #9**

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

**House Bill 14 – Delegate Kipke**

AN ACT concerning

**Natural Resources – Vessel Excise Tax Cap – Repeal of Termination**

**HB0014/585662/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 14  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Cap –” insert “Amount and”; in line 3, after “a” insert “certain”; in line 4, after “vessel;” insert “requiring that the maximum amount of the excise tax imposed for any vessel be increased by a certain amount each year on a certain date;”.

AMENDMENT NO. 2

On page 2, in line 12, strike “The” and substitute “**(I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**”; and after line 13, insert:

**“(II) THE MAXIMUM AMOUNT OF THE EXCISE TAX IMPOSED FOR ANY VESSEL AS SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE INCREASED BY \$100 ON:**

- 1. JULY 1, 2016; AND**
- 2. JULY 1 OF EACH SUBSEQUENT 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 69 – Delegates Luedtke, Buckel, Hixson, Krebs, Shoemaker, and Tarlau**

AN ACT concerning

**Personal Property Tax – Credit for New or Small Business**

**HB0069/225761/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 69  
(First Reading File Bill)

On page 1, in line 22, strike “100%” and substitute “50%”.

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 172 – Delegate Sophocleus (By Request – Anne Arundel County Administration)**

AN ACT concerning

**Anne Arundel County – School Board Nominating Commission – Membership**

**HB0172/495467/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 172

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Sophocleus (By Request – Anne Arundel County Administration)” and substitute “Anne Arundel County Delegation”; in line 2, strike “County –” and substitute “County Board of Education and”; in the same line, strike “– Membership”; strike beginning with “to” in line 4 down through “commerce” in line 7 and substitute “; requiring each member of the Commission to be a resident of Anne Arundel County; prohibiting, with a certain exception, a member of the Commission from being an employee of a county school board; altering the method of selecting and the term of the chair of the Commission; authorizing the reappointment of a member of the Commission; specifying the terms of certain members of the Commission; prohibiting a member of the Commission from serving more than a certain number of years; altering the entity required to provide staff for the Commission; requiring the affirmative vote of a certain number of members of the Commission for the approval of any action; prohibiting a member of the Commission from voting by proxy; requiring the Commission to require each applicant for a certain nomination to complete an application that includes certain information and a certain declaration; requiring the Commission to consult the Maryland Judiciary Case Search to verify certain statements; requiring a certain member of the Anne Arundel County Board of Education to resign effective a certain number of days after

certification of certain election results; prohibiting a certain member of the Board from continuing to serve under certain circumstances”; in line 8, strike “term of a certain member” and substitute “terms of certain members”; in line 9, strike “membership of the” and substitute “Anne Arundel County Board of Education and the”; and in line 12, after “3-110(b)” insert “and (c)”.

AMENDMENT NO. 2

On page 2, in line 4, strike “(i)”; and in the same line, strike “11” and substitute “**THE FOLLOWING 13**”.

On page 2, strike beginning with “who” in line 4 down through “(AEL).” in line 18 and substitute “:

**(I) THREE MEMBERS APPOINTED BY THE COUNTY EXECUTIVE OF ANNE ARUNDEL COUNTY FROM THE COUNTY AT LARGE:**

**1. ONE OF WHOM SHALL BE A PARENT OF A CHILD ENROLLED IN THE ANNE ARUNDEL COUNTY PUBLIC SCHOOL SYSTEM; AND**

**2. NO MORE THAN ONE OF WHOM MAY BE A CURRENT EMPLOYEE OF ANNE ARUNDEL COUNTY;**

**(II) ONE MEMBER APPOINTED BY THE TEACHERS ASSOCIATION OF ANNE ARUNDEL COUNTY;**

**(III) ONE MEMBER APPOINTED BY THE ANNAPOLIS AND ANNE ARUNDEL COUNTY CHAMBER OF COMMERCE;**

**(IV) ONE MEMBER APPOINTED BY THE ANNE ARUNDEL COUNTY COMMUNITY COLLEGE BOARD OF TRUSTEES;**

**(V) ONE MEMBER APPOINTED BY THE ASSOCIATION OF EDUCATIONAL LEADERS (AEL);**

**(VI) TWO MEMBERS APPOINTED BY THE ANNE ARUNDEL COUNTY COUNCIL OF PARENT TEACHER ASSOCIATIONS WHO MAY NOT:**

1. BE AFFILIATED WITH A TEACHERS' UNION OR ASSOCIATION; OR

2. BE A CURRENT EMPLOYEE OF ANNE ARUNDEL COUNTY;

(VII) ONE MEMBER APPOINTED BY THE ANNE ARUNDEL COUNTY BRANCH OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP);

(VIII) ONE MEMBER APPOINTED BY CASA DE MARYLAND;

(IX) ONE MEMBER APPOINTED BY THE ANNE ARUNDEL SPECIAL EDUCATION CITIZENS' ADVISORY COMMITTEE WHO IS A PARENT OF A CHILD WITH SPECIAL NEEDS IN THE ANNE ARUNDEL COUNTY PUBLIC SCHOOL SYSTEM; AND";

in line 19, strike "(V)" and substitute "(X)"; in the same line, strike "JULY" and substitute "JUNE"; in line 20, strike "SHALL BE"; and in line 29, after "COMMERCE;" insert "AND".

On page 3, strike beginning with "; AND" in line 2 down through "COMMERCE" in line 4; after line 4, insert:

"(3) (I) EACH MEMBER OF THE COMMISSION MUST BE A RESIDENT OF ANNE ARUNDEL COUNTY.

(II) EXCEPT FOR THE MEMBERS APPOINTED UNDER PARAGRAPH (2)(II) AND (V) OF THIS SUBSECTION, A MEMBER OF THE COMMISSION MAY NOT BE A CURRENT EMPLOYEE OF A COUNTY SCHOOL BOARD.";

in lines 5, 14, and 16, strike "(3)", "(4)", and "(5)", respectively, and substitute "(4)", "(6)", and "(9)", respectively; strike beginning with "Governor" in line 5 down through "subsection" in line 6 and substitute "COMMISSION SHALL SELECT A CHAIR FROM AMONG ITS MEMBERS"; in line 7, strike "4" and substitute "2"; strike in their entirety lines 8 and 9, inclusive; in line 10, strike "(iv)" and substitute "(5)"; in the same line, strike "1." and substitute "(I)"; in lines 10 and 11, strike "SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH" and substitute "SUBPARAGRAPH (II) OF THIS PARAGRAPH"; in line

12, strike “2.” and substitute “(II)”; in line 13, after “COMMERCE” insert “UNDER PARAGRAPH (2)(X) OF THIS SUBSECTION”; after line 13, insert:

“(III) A MEMBER MAY BE REAPPOINTED BUT MAY NOT SERVE MORE THAN 8 YEARS.”;

and in line 14, strike “Department of Legislative Services” and substitute “ANNE ARUNDEL COUNTY BOARD OF EDUCATION”.

AMENDMENT NO. 3

On page 3, after line 15, insert:

“(7) (I) THE AFFIRMATIVE VOTE OF AT LEAST EIGHT MEMBERS OF THE COMMISSION IS REQUIRED FOR THE APPROVAL OF ANY ACTION.

(II) A MEMBER OF THE COMMISSION MAY NOT VOTE BY PROXY.

(8) (I) THE COMMISSION SHALL REQUIRE EACH APPLICANT FOR NOMINATION TO COMPLETE AN APPLICATION THAT INCLUDES:

1. THE FULL NAME AND ADDRESS OF THE INDIVIDUAL;

2. ANY FORMER NAME USED BY THE INDIVIDUAL;

3. A STATEMENT AS TO WHETHER THE INDIVIDUAL HAS ANY CONVICTION FOR A CRIME THAT:

A. RELATES TO THE RESPONSIBILITIES OF A MEMBER OF THE COUNTY BOARD; AND

B. HAS NOT BEEN EXPUNGED OR OTHERWISE SHIELDED;

4. A STATEMENT AS TO WHETHER THE INDIVIDUAL HAS BEEN ADJUDGED BANKRUPT OR INSOLVENT; AND



**5. A DECLARATION THAT THE STATEMENTS MADE IN THE APPLICATION ARE TRUE, CORRECT, AND COMPLETE TO THE BEST OF THE INDIVIDUAL'S KNOWLEDGE AND BELIEF.**

**(ii) THE COMMISSION SHALL CONSULT THE MARYLAND JUDICIARY CASE SEARCH TO VERIFY THE STATEMENTS MADE BY THE APPLICANT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH."**

AMENDMENT NO. 4

On page 3, after line 20, insert:

“(c) (1) Following the appointment of a member of the Anne Arundel County Board of Education by the Governor, a member may serve for the remainder of the member's term, as provided in § 3–108(c) of this subtitle, subject to the approval or rejection of the registered voters of the county at the next general election.

(2) A member of the county board is eligible for nomination and reappointment for a second consecutive term in accordance with the provisions of subsections (a) and (b) of this section.

(3) (i) The approval or rejection of a member of the county board by the registered voters of the county provided for in subparagraph (ii) of this paragraph shall be a vote for the member's retention or removal.

(ii) On receipt of the notice required under § 5–301(h) of the Election Law Article, the name of the member of the county board shall be placed on the appropriate ballot and shown, without opposition, and the voters shall vote for or against the member's retention as a member of the county board.

(4) If the voters reject the retention of the member, or the vote is tied:

(i) The position shall become vacant 10 days after certification of the election returns; [and]

(ii) The member [serves until a successor is appointed and qualifies] SHALL RESIGN FROM THE COUNTY BOARD EFFECTIVE 10 DAYS AFTER CERTIFICATION OF THE ELECTION RETURNS; AND

**(III) THE MEMBER MAY NOT CONTINUE TO SERVE ON THE COUNTY BOARD.**

**AMENDMENT NO. 5**

On page 3, in line 21, strike “term of the member” and substitute “terms of the members”; in line 22, strike “was” and substitute “were”; in line 23, strike “Annapolis and Anne Arundel County Chamber of Commerce and is” and substitute “Governor and are”; and in line 24, strike “at the end of June 30” and substitute “on June 1”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 422 – Delegates Fraser–Hidalgo, Brooks, Barve, Beidle, Kelly, Kramer, Luedtke, Reznik, S. Robinson, Turner, and Walker**

AN ACT concerning

**Interest Rate on Tax Deficiencies and Refunds**

**HB0422/545261/1**

BY: Committee on Ways and Means

**AMENDMENTS TO HOUSE BILL 422**  
(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, strike beginning with “repealing” in line 3 down through “refunds;” in line 6 and substitute “altering the calculation of the annual interest rate that the Comptroller sets for tax deficiencies and refunds;”; and in line 6, strike “providing for a delayed effective date;”.

**AMENDMENT NO. 2**

On page 1, in lines 17, 19, and 21, strike the brackets; and strike beginning with “FOR” in line 19 down through “12%” in line 20.

On page 2, in line 6, strike the closing bracket.

AMENDMENT NO. 3

On page 2, in line 3, strike “13%” and substitute:

**“(I) 13% FOR 2016;**

**(II) 12% FOR 2017;**

**(III) 11% FOR 2018;**

**(IV) 10% FOR 2019; AND**

**(V) 9% FOR 2020 AND EACH YEAR THEREAFTER”.**

AMENDMENT NO. 4

On page 2, in line 8, strike “January 1, 2017” and substitute “July 1, 2016”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 451 – The Speaker (By Request – Administration)**

AN ACT concerning

**Admissions and Amusement Tax – Revenue Distribution – Maryland State Arts Council**

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 452 – The Speaker (By Request – Administration) and Delegates Adams, Anderton, Arentz, Aumann, Bromwell, Carozza, Cassilly, Ciliberti, Cluster, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard,**

**Impallaria, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McDonough, McKay, Metzgar, Miele, W. Miller, Otto, Reilly, Rey, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, and Wivell**

AN ACT concerning

**Income Tax – Earned Income Credit – Refundability**

**HB0452/945267/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 452

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Wivell” and substitute “Wivell, and Afzali”.

AMENDMENT NO. 2

On page 1, strike line 2 in its entirety and substitute “Earned Income Tax Credit – Expansion”.

AMENDMENT NO. 3

On page 1, strike in their entirety lines 3 through 6, inclusive, and substitute:

“FOR the purpose of altering the calculation of the Maryland earned income tax credit to increase the amount of credit that certain individuals without qualifying children may claim; expanding eligibility of the credit to allow certain individuals without certain qualifying children to claim the credit; allowing certain individuals to claim a refund of the credit; allowing certain individuals 21 years of age and older to claim the credit; providing that the amount of the credit is adjusted for inflation each year; providing for the application of this Act; and generally relating to the Maryland earned income tax credit.”;

and in line 7, strike “without” and substitute “with”.

AMENDMENT NO. 4

On page 1, in line 9, strike “(a) and (b)(1)”; and strike in their entirety lines 12 through 16, inclusive.

AMENDMENT NO. 5

On page 2, in line 22, strike “AND”; in lines 23, 24, and 28, in each instance, strike the brackets; and in line 23, strike “28%”.

AMENDMENT NO. 6

On page 2, after line 28, insert:

“(3) (I) THE CREDIT ALLOWED AGAINST THE STATE INCOME TAX UNDER SUBSECTION (A)(1) OF THIS SECTION FOR AN INDIVIDUAL WITHOUT A QUALIFYING CHILD:

1. IS EQUAL TO 100% OF THE EARNED INCOME CREDIT ALLOWABLE FOR THE TAXABLE YEAR UNDER § 32 OF THE INTERNAL REVENUE CODE; AND

2. IS CALCULATED BY SUBSTITUTING:

A. \$6,610 FOR THE EARNED INCOME AMOUNT IN § 32(B)(2)(A) OF THE INTERNAL REVENUE CODE; AND

B. \$16,900 FOR THE PHASE-OUT AMOUNT IN § 32(B)(2)(A) OF THE INTERNAL REVENUE CODE.

(II) IF THE TAX CREDIT ALLOWED UNDER THIS PARAGRAPH IN ANY TAXABLE YEAR EXCEEDS THE TOTAL TAX OTHERWISE PAYABLE BY THE INDIVIDUAL WITHOUT A QUALIFYING CHILD FOR THAT TAXABLE YEAR, THE INDIVIDUAL MAY CLAIM A REFUND IN THE AMOUNT OF THE EXCESS.

(III) 1. FOR EACH TAXABLE YEAR BEGINNING AFTER DECEMBER 31, 2017, THE EARNED INCOME AMOUNT AND PHASE-OUT AMOUNT IN SUBPARAGRAPH (I)2 OF THIS PARAGRAPH SHALL BE INCREASED BY AN AMOUNT EQUAL TO THE PRODUCT OF MULTIPLYING EACH AMOUNT BY THE COST-OF-LIVING ADJUSTMENT SPECIFIED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH.

2. FOR PURPOSES OF THIS SUBPARAGRAPH, THE COST-OF-LIVING ADJUSTMENT IS THE COST-OF-LIVING ADJUSTMENT WITHIN THE MEANING OF § 1(F)(3) OF THE INTERNAL REVENUE CODE FOR THE CALENDAR YEAR

IN WHICH A TAXABLE YEAR BEGINS, AS DETERMINED BY THE COMPTROLLER BY SUBSTITUTING “CALENDAR YEAR 2015” FOR “CALENDAR YEAR 1992” IN § 1(F)(3)(B) OF THE INTERNAL REVENUE CODE.

3. IF ANY INCREASE DETERMINED UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH IS NOT A MULTIPLE OF \$50, THE INCREASE SHALL BE ROUNDED DOWN TO THE NEXT LOWEST MULTIPLE OF \$50.

(IV) FOR PURPOSES OF THIS SECTION FOR AN INDIVIDUAL WITHOUT A QUALIFYING CHILD, THE CREDIT ALLOWABLE FOR A TAXABLE YEAR UNDER § 32 OF THE INTERNAL REVENUE CODE IS CALCULATED BY SUBSTITUTING AGE 21 FOR THE MINIMUM AGE REQUIREMENT UNDER § 32(C)(1)(A)(II)(II) OF THE INTERNAL REVENUE CODE.

(c) (1) Except as provided in paragraph (2) of this subsection and subject to subsection (d) of this section, the credit allowed against the county income tax under subsection (a)(2) of this section is the lesser of:

(i) the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code multiplied by 10 times the county income tax rate for the taxable year; or

(ii) the county income tax for the taxable year.

(2) (i) A county may provide, by law, for a refundable county earned income credit as provided in this paragraph.

(ii) If a county provides for a refundable county earned income credit under this paragraph, on or before July 1 prior to the beginning of the first taxable year for which it is applicable, the county shall give the Comptroller notice of the refundable county earned income credit.

(iii) If a county provides for a refundable county earned income credit under this paragraph, a resident may claim a refund of the amount, if any, by which the product of multiplying the credit allowable for the taxable year under § 32 of the Internal Revenue Code by 5 times the county income tax rate for the taxable year exceeds the county income tax for the taxable year.

(iv) The amount of any refunds payable under a refundable county earned income credit operates to reduce the income tax revenue from individuals attributable to the county income tax for that county.

(d) For an individual who is a resident of the State for only a part of the year, the amount of the credit or refund allowed under this section shall be determined based on the part of the earned income credit allowable for the taxable year under § 32 of the Internal Revenue Code that is attributable to Maryland, determined by multiplying the federal earned income credit by a fraction:

(1) the numerator of which is the Maryland adjusted gross income of the individual; and

(2) the denominator of which is the federal adjusted gross income of the individual.”.

#### AMENDMENT NO. 7

On page 2, in line 30, after “2016” insert “, and shall be applicable to all taxable years beginning after December 31, 2016”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1047 – Delegates Hixson, Lierman, Platt, Turner, Walker, A. Washington, and M. Washington**

AN ACT concerning

### **Earned Income Tax Credit – Expansion**

**HB1047/295364/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1047

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and M. Washington” and substitute “M. Washington, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Reilly, Shoemaker, Simonaire, and Tarlau”.

AMENDMENT NO. 2

On page 1, strike beginning with “altering” in line 3 down through “circumstances;” in line 5; in line 9, strike “an” and substitute “certain”; in line 10, strike “individual” and substitute “individuals 21 years of age and older”; and in the same line, strike “without regard to a certain age limitation”.

AMENDMENT NO. 3

On page 2, in line 20, strike “AND”; in lines 21, 22, and 26, in each instance, strike the brackets; and in line 21, strike “28%”.

AMENDMENT NO. 4

On page 3, in line 1, strike “\$6,580” and substitute “\$6,610”; in line 3, strike “\$16,960” and substitute “\$16,900”; and in line 10, strike “2016” and substitute “2017”.

AMENDMENT NO. 5

On page 3, in lines 25 and 26, strike “WITHOUT REGARD TO” and substitute “BY SUBSTITUTING AGE 21 FOR”.

AMENDMENT NO. 6

On page 4, in line 25, strike “2015” and substitute “2016”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1147 – Delegate Shoemaker**

AN ACT concerning

**Carroll County – Board of Education Members – Term Limitation**



**HB1147/505069/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1147

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Shoemaker” and substitute “Carroll County Delegation”; in line 2, after “Limitation” insert “and Referendum”; and in line 4, after “terms;” insert “submitting this Act to a referendum of the qualified voters of Carroll County;”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 25 and 26 and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That before this Act becomes effective it shall first be submitted to a referendum of the qualified voters of Carroll County at the general election to be held in November of 2018. The County governing body and the Carroll 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, this Act shall take effect July 1, 2016.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 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**

**HB1252/825864/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1252

(First Reading File Bill)

On page 4, in line 20, strike “2015” and substitute “2016”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**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**

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 1333 – Delegate M. Washington**

AN ACT concerning

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

**HB1333/735964/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1333  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “and Payment of Refund Claims”; strike beginning with “prohibiting” in line 5 down through “circumstances;” in line 6; strike beginning with “and” in line 7 down through “claims” in line 8; and in line 11, strike “and 13–905”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 3 through 32, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1352 – Wicomico County Delegation**

AN ACT concerning

**Wicomico County Board of Education – Election and Appointment of 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 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****HB1403/105962/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1403

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 11, in each instance, strike “Next-Generation” and substitute “Next Generation”; strike beginning with “altering” in line 3 down through “program;” in line 8 and substitute “altering certain criteria for the prequalification of a student for a Guaranteed Access Grant; altering the name of the College Readiness Outreach Program to be the Next Generation Scholars of Maryland Program; altering the purpose and certain requirements of the Program; requiring the State Department of Education to solicit certain applications from certain nonprofit organizations and give priority to certain applications; requiring certain nonprofit organizations to provide certain guidance and certain services to certain students; establishing the Next Generation Scholars Pilot Program and providing for the administration of the Pilot Program; requiring the Governor to make a certain appropriation in the State budget for certain fiscal years;”; and in line 9, strike “State Department of Education” and substitute “Department”.

AMENDMENT NO. 2

On page 3 in lines 17 and 21 and on page 5 in line 17, in each instance, strike “**NEXT-GENERATION**” and substitute “**NEXT GENERATION**”.

On page 3, in line 11, after “A” insert “CUMULATIVE”; and in line 22, after “guidance” insert “AND SERVICES”.

On page 4, in line 8, strike beginning with “ONE” through “SYSTEMS” and substitute “AN ELIGIBLE LOCAL SCHOOL SYSTEM”; and in line 15, strike “THE” and substitute “IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION, THE”.

AMENDMENT NO. 3

On page 5, in line 2, strike “IN PROVIDING” and substitute “A NONPROFIT ORGANIZATION THAT RECEIVES A GRANT TO PROVIDE”; in the same line, after “THE” insert “GUIDANCE AND”; in line 3, strike beginning with the comma through “GRANTS”;

in line 15, after “(H)” insert “(1)”; in the same line, strike “YEAR” and substitute “YEARS”; in the same line, after “SHALL” insert “ANNUALLY”; in line 16, strike “ANNUALLY”; in line 17, after “PROGRAM” insert “.

**(2) THE PILOT PROGRAM SHALL BE**;

in the same line, strike “TO BE”; in the same line, after “IN” insert “A LOCAL”; in line 18, strike “SYSTEMS” and substitute “SYSTEM”; in line 25, strike “SUBMIT A”; strike beginning with “ON” in line 25 down through “PROGRAM” in line 26; in line 26, strike “GOVERNOR” and substitute “GOVERNOR”; in line 28, strike “INCLUDING” and substitute “ON THE IMPLEMENTATION OF THE PROGRAM AND THE PILOT PROGRAM, INCLUDING”; in line 30, after “GRANT” insert “DURING”; and in line 32, after “EACH” insert “PARTICIPATING”.

On page 6, in line 8, after “OR” insert “LOCAL”; in line 11, strike “THEY” and substitute “THE STUDENTS”.

**AMENDMENT NO. 4**

On page 4, in line 7, after “(2)” insert “**AWARD GRANTS TO NONPROFIT ORGANIZATIONS TO ADMINISTER THE PROGRAM;**

**(3)**;

in line 8, after the semicolon insert “AND”; in line 9, strike “WHICH”; in the same line, after “APPLICATIONS” insert “;

**(I) FROM MARYLAND-BASED NONPROFIT ORGANIZATIONS;**

**AND**

**(II) THAT**;

in line 9, strike “(3)” and substitute “(4)”; in line 10, strike “; AND”; and strike beginning with “(4)” in line 11 down through “PROGRAM” in line 12.

**AMENDMENT NO. 5**

On page 5, after line 31, insert:

**“(2) THE RACE, DISABILITY STATUS, AND ENGLISH LANGUAGE LEARNER STATUS OF EACH PARTICIPATING STUDENT WHO PREQUALIFIED FOR THE GUARANTEED ACCESS GRANT EACH YEAR OF THE PROGRAM;”**.

On page 5 in line 32 and on page 6 in lines 1, 5, 9, and 12, strike “(2)”, “(3)”, “(4)”, “(5)”, and “(6)”, respectively, and substitute “(3)”, “(4)”, “(5)”, “(6)”, and “(7)”, respectively.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

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

**Senate Bill 58 – Senator Astle**

AN ACT concerning

**Natural Resources – Vessel Excise Tax Cap – Repeal of Termination**

**SB0058/655561/1**

BY: Committee on Ways and Means

**AMENDMENTS TO SENATE BILL 58**

(Third Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 2, after “Cap –” insert “Amount and”; in line 3, after “a” insert “certain”; in line 4, after “vessel;” insert “requiring that the maximum amount of the excise tax imposed for any vessel be increased by a certain amount each year on a certain date;”.

**AMENDMENT NO. 2**

On page 2, in line 18, strike “The” and substitute “**(I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**”; and after line 19, insert:

**“(II) THE MAXIMUM AMOUNT OF THE EXCISE TAX IMPOSED FOR ANY VESSEL AS SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL BE INCREASED BY \$100 ON:**

- 1. JULY 1, 2016; AND**
- 2. JULY 1 OF EACH SUBSEQUENT YEAR.”**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### **SPECIAL ORDERS**

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

**House Bill 211 – Delegates Healey, Beidle, Beitzel, Carr, Fraser–Hidalgo, Frush, Gilchrist, Gutierrez, Holmes, Jalisi, Kaiser, Lafferty, Lam, Lierman, Luedtke, Moon, Morhaim, Pendergrass, B. Robinson, S. Robinson, Sydnor, M. Washington, and Zucker**

AN ACT concerning

**Neonicotinoid Pesticides – Labeling, Signage, and Restrictions on Sales and Use  
(Pollinator Protection Act of 2016)**

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

FLOOR AMENDMENT

**HB0211/603729/2**

BY: Delegate Hornberger

### **AMENDMENTS TO HOUSE BILL 211**

(First Reading File Bill)

#### **AMENDMENT NO. 1**

On page 1, in line 13, strike “and” and substitute “making this Act subject to a certain contingency; and”.

AMENDMENT NO. 2

On page 4, in lines 1 and 2, strike “shall take effect October 1, 2016” and substitute “is contingent on two states that are contiguous to Maryland adopting similar legislation regulating the sale and use of neonicotinoid pesticides. The Department of Agriculture shall notify the Department of Legislative Services on or before October 1, 2019, whether two states that are contiguous to Maryland have adopted such legislation. If notice of the adoption by each state is not received by the Department of Legislative Services on or before October 1, 2019, this Act shall be null and void without the necessity of further action by the General Assembly”;

and after line 2, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That, subject to Section 2 of this Act, this Act shall take effect October 1, 2016.”

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45    Negative – 94    (See Roll Call No. 468)

**FLOOR AMENDMENT****HB0211/523929/1**

BY: Delegate Ghrist

AMENDMENT TO HOUSE BILL 211, AS AMENDED

On page 2 of the Environment and Transportation Committee Amendments, (HB0211/570015/2), in line 2 of Amendment No. 4, strike “**2018**” and substitute “**2019**”.

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

Affirmative – 44    Negative – 94    (See Roll Call No. 469)

Read the second time and ordered prepared for Third Reading.

**House Bill 1003 – Delegates Valderrama, Davis, Anderson, Angel, Atterbeary, Aumann, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Brooks, Busch, Carey, Carr, Carter, Chang, Clippinger, Conaway, Cullison, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi,**



Jameson, Jones, Kaiser, Kelly, Knotts, Korman, Krimm, Lafferty, Lam, Lierman, Lisanti, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Patterson, Pena-Melnyk, Pendergrass, Platt, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample-Hughes, Sanchez, Simonaire, Smith, Sophocleus, Stein, Sydnor, Tarlau, Turner, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, C. Wilson, and P. Young

AN ACT concerning

**Labor and Employment – Equal Pay for Equal Work**

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

FLOOR AMENDMENT

**HB1003/583528/1**

BY: Delegate Grammer

AMENDMENTS TO HOUSE BILL 1003, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 4, after “identity” insert “or whether an employee has been granted a certain visa”; and in line 6, strike “or gender identity” and substitute “gender identity, or whether an employee has been granted a certain visa”.

On page 2 of the bill, in line 7, after “work;” insert “authorizing a certain employee to bring a certain action for injunctive relief and to recover the difference paid between employees who have been granted certain visas and employees who are otherwise lawfully present in the United States who do work of a comparable nature or the same type of work;”.

AMENDMENT NO. 2

On page 3 of the bill, in line 12, strike “OR”; in line 13, after “(II)” insert “PAYING A WAGE TO EMPLOYEES WHO HAVE BEEN GRANTED AN H1-B OR L1 VISA BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES AT A RATE LESS THAN THE RATE PAID TO EMPLOYEES WHO ARE OTHERWISE LAWFULLY PRESENT IN THE UNITED STATES IF BOTH EMPLOYEES WORK IN THE SAME ESTABLISHMENT AND PERFORM WORK OF COMPARABLE CHARACTER OR WORK ON THE SAME OPERATION, IN THE SAME BUSINESS, OR OF THE SAME TYPE; OR”.

**(III)**”;

in lines 14, 22 and 23, and 25, in each instance, strike “**OR GENDER IDENTITY**” and substitute “**, GENDER IDENTITY, OR WHETHER AN EMPLOYEE HAS BEEN GRANTED AN H1-B OR L1 VISA BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES**”; and in line 15, after “**(1)(I)**” insert “**AND (II)**”.

On page 7 of the bill, in line 4, after “subtitle” insert “**WITH RESPECT TO SEX OR GENDER IDENTITY**”; in line 10, after “**(2)**” insert “**IF AN EMPLOYER VIOLATES § 3-304 OF THIS SUBTITLE WITH RESPECT TO AN EMPLOYEE WHO HAS BEEN GRANTED AN H1-B OR L1 VISA BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES, AN AFFECTED EMPLOYEE MAY BRING AN ACTION AGAINST THE EMPLOYER FOR INJUNCTIVE RELIEF AND TO RECOVER THE DIFFERENCE BETWEEN WAGES PAID TO EMPLOYEES WHO HAVE BEEN GRANTED H1-B OR L1 VISAS BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES AND THE WAGES PAID TO EMPLOYEES WHO ARE OTHERWISE LAWFULLY PRESENT IN THE UNITED STATES WHO DO WORK OF COMPARABLE NATURE OR THE SAME TYPE OF WORK AND AN ADDITIONAL EQUAL AMOUNT AS LIQUIDATED DAMAGES.**”

**(3)**”;

and in line 13, strike “**(3)**” and substitute “**(4)**”.

#### **AMENDMENT NO. 3**

On page 3 of the Economic Matters Committee Amendments (HB1003/453897/1), in line 5 of Amendment No. 2, strike “**OR GENDER IDENTITY**” and substitute “**, GENDER IDENTITY, OR STATUS AS AN H1-B OR L1 VISA HOLDER**”.

#### **AMENDMENT NO. 4**

On page 3 of the Economic Matters Committee Amendments, in line 5 of Amendment No. 3, strike “**OR GENDER IDENTITY**” and substitute “**, GENDER IDENTITY, OR WHETHER AN EMPLOYEE HAS BEEN GRANTED AN H1-B OR L1 VISA BY THE U.S. CITIZENSHIP AND IMMIGRATION SERVICES**”.

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49    Negative – 87    (See Roll Call No. 470)

FLOOR AMENDMENT

**HB1003/303528/1**

BY:    Delegate McComas

AMENDMENTS TO HOUSE BILL 1003, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (HB1003/453897/1), in line 4 of Amendment No. 1, strike “employer’s reliance” and substitute “employer willfully and knowingly relied”; and strike beginning with “is” in line 4 down through “discrimination” in line 5 and substitute “for a certain purpose”.

AMENDMENT NO. 2

On page 3 of the Economic Matters Committee Amendments, in line 3 of Amendment No. 3, strike “EMPLOYER’S RELIANCE” and substitute “EMPLOYER WILLFULLY AND KNOWINGLY RELIED”; and in line 4, strike “IS A PRETEXT FOR DISCRIMINATION” and substitute “FOR THE SOLE PURPOSE OF DISCRIMINATING AGAINST THE EMPLOYEE”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50    Negative – 87    (See Roll Call No. 471)

FLOOR AMENDMENT

**HB1003/373324/1**

BY:    Delegate Krebs

AMENDMENT TO HOUSE BILL 1003

(First Reading File Bill)

On page 4, after line 18, insert:

“(A) THIS SECTION APPLIES TO AN INQUIRY ABOUT OR A DISCUSSION OR DISCLOSURE OF WAGES ONLY IF THE INQUIRY, DISCUSSION, OR DISCLOSURE IS FOR THE PURPOSE OF DETERMINING WHETHER AN EMPLOYER HAS VIOLATED § 3-304 OF THIS SUBTITLE.”;

and in line 19, strike “(A)” and substitute “(B)”.

On page 5, in lines 9, 20, and 28, strike “(B)”, “(C)”, and “(D)”, respectively, and substitute “(C)”, “(D)”, and “(E)”, respectively; in lines 16 and 20, in each instance, strike “(D)” and substitute “(E)”; in line 22, strike “(B)” and substitute “(C)”; and in line 29, strike “(B)(3)” and substitute “(C)(3)”.

On page 6, in line 10, strike “(E)” and substitute “(F)”.

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

Affirmative – 47    Negative – 90    (See Roll Call No. 472)

#### FLOOR AMENDMENT

**HB1003/833628/1**

BY: Delegate Kittleman

#### AMENDMENTS TO HOUSE BILL 1003, AS AMENDED

##### AMENDMENT NO. 1

On page 1 of the Economic Matters Committee Amendments (HB1003/453897/1), in Amendment No. 1, strike beginning with “altering” in line 7 down through “act,” in line 9.

##### AMENDMENT NO. 2

On pages 3 and 4 of the Economic Matters Committee Amendments, strike Amendment No. 5 in its entirety.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 53    Negative – 86    (See Roll Call No. 473)

#### FLOOR AMENDMENT

**HB1003/313024/1**

BY: Delegate McConkey

#### AMENDMENTS TO HOUSE BILL 1003, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, strike beginning with “altering” in line 3 down through “identity;” in line 4; and in line 6, strike “or gender identity”.

On page 2 of the bill, strike beginning with “altering” in line 3 down through “work;” in line 7; and in line 15, after “conforming” insert “and stylistic”.

AMENDMENT NO. 2

On page 1 of the Economic Matters Committee Amendments (HB1003/453897/1), in line 11 of Amendment No. 1, strike “3-301”.

AMENDMENT NO. 3

On pages 1 and 2 of the Economic Matters Committee Amendments, in Amendment No. 2, strike beginning with “3-301.” in line 2 on page 1 down through “employer.” in line 13 on page 2.

On page 3 of the Economic Matters Committee Amendments, in line 5 of Amendment No. 2 and line 5 of Amendment No. 3, in each instance, strike “OR GENDER IDENTITY”.

AMENDMENT NO. 4

On page 3 of the bill, in lines 8, 9 and 10, 14, 22 and 23, and 25, in each instance, strike “OR GENDER IDENTITY”.

On page 4 of the bill, in line 1, strike “OR GENDER IDENTITY”.

On page 7 of the bill, in lines 6 and 7 and 7 and 8, in each instance, strike “OR GENDER IDENTITY”.

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47    Negative – 89    (See Roll Call No. 474)

## FLOOR AMENDMENT

**HB1003/873621/1**

BY: Delegate Buckel

AMENDMENTS TO HOUSE BILL 1003, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 3 of the Economic Matters Committee Amendments (HB1003/453897/1), in line 1 of Amendment No. 2, strike “**(2)**”; and in line 3, strike “**(3)**” and substitute “**(2)**”.

AMENDMENT NO. 2

On page 3 of the bill, strike beginning with “**FAILING**” in line 1 down through the semicolon in line 3.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 45    Negative – 89    (See Roll Call No. 475)

## FLOOR AMENDMENT

**HB1003/973922/1**

BY: Delegate Buckel

AMENDMENT TO HOUSE BILL 1003

(First Reading File Bill)

On page 4, in line 24, after the semicolon insert “**OR**”; and strike beginning with “**REQUIRE**” in line 25 down through “**(3)**” in line 28.

On page 6, in line 21, strike the second “**OR**”; and in line 23, after “**EMPLOYER**” insert “**;OR**”

**(7) PROHIBIT AN EMPLOYER FROM REQUIRING AN EMPLOYEE TO ENTER INTO A WRITTEN NONDISCLOSURE AGREEMENT CONCERNING THE DISCLOSURE OR DISCUSSION OF EMPLOYEE WAGES**”.

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

Affirmative – 48    Negative – 87    (See Roll Call No. 476)

## FLOOR AMENDMENT

**HB1003/203322/1**

BY: Delegate Malone

AMENDMENTS TO HOUSE BILL 1003, AS AMENDED  
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 9, after “Act;” insert “repealing a certain provision of law authorizing an employee to bring a certain action on behalf of other similarly affected employees;”.

AMENDMENT NO. 2

On page 7, in line 13, strike “(3)”; and strike in their entirety lines 17 and 18.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48    Negative – 88    (See Roll Call No. 477)

Read the second time and ordered prepared for Third Reading.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 49 – ~~Senator Young~~ Senators Young, Kelley, and Kagan**

AN ACT concerning

**Maryland State Song – ~~Replacement~~ Revision**

FOR the purpose of ~~changing~~ revising the State song; and generally relating to the State song.

BY repealing and reenacting, with amendments,  
Article – General Provisions  
Section 7–318  
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 356 – Senator Zirkin**

AN ACT concerning

**Local Government Tort Claims Act and Maryland Tort Claims Act – Statute of  
Limitations and ~~Repeal of Certain~~ Notice Requirements**

FOR the purpose of ~~repealing a certain notice requirement for a claim under the Local Government Tort Claims Act; repealing a requirement that a claimant submit a claim within a certain time to the State Treasurer or a designee of the State Treasurer under the Maryland Tort Claims Act;~~ providing that when a certain cause of action accrues in favor of a minor or mental incompetent under the Local Government Tort Claims Act or the Maryland Tort Claims Act, the claimant shall file an action an action must be filed within a certain number of years after the disability is removed and a certain notice is not required; providing for the application of this Act; and generally relating to the Local Government Tort Claims Act and the Maryland Tort Claims Act.

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 5–304  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 12–106  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

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

### **Senate Bill 361 – Senators Raskin and Zirkin**

AN ACT concerning

#### **Civil Actions – Hydraulic Fracturing Liability Act**

FOR the purpose of ~~providing that a certain permittee is strictly liable for any injury, death, or loss to person or property caused by the hydraulic fracturing activities of the permittee; establishing that compliance with certain standards, laws, and permit conditions is not a defense to a certain action;~~ voiding a provision of a certain contract or agreement that attempts or purports to waive certain rights or reduce certain liability as against public policy; providing for the treatment of certain information relating to a chemical constituent used in hydraulic fracturing for the purposes of a certain action; authorizing a certain plaintiff to recover certain economic and noneconomic damages; authorizing a court to award punitive damages under certain circumstances; altering the amount of certain insurance coverage a certain permittee is required to maintain; extending the length of time a certain permittee must maintain certain insurance coverage; requiring a permittee to file with the Department of the Environment and a certain local health department certain documentation; providing that the Department and the local health department shall maintain the confidentiality of certain information included in the



documentation except under certain circumstances; requiring an individual or a certain agency to whom the documentation is disclosed to maintain the confidentiality of the contents of the documentation except under certain circumstances; providing for the construction of a certain provision of this Act; defining certain terms; and generally relating to civil actions arising from hydraulic fracturing activities.

BY adding to

Article – Courts and Judicial Proceedings

Section 3–2101 through ~~3–2106~~ 3–2105 to be under the new subtitle “Subtitle 21.  
Hydraulic Fracturing Liability Act”

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment

Section 14–111(a)(6) and (7) and (b)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY adding to

Article – Environment

Section 14–111(h)

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 414 – Senator Brochin**

AN ACT concerning

### **Vehicle Laws – Mechanical Repair Contracts**

FOR the purpose of altering the definition of “mechanical repair contract”; authorizing ~~a~~ designated an agent of an and a registered obligor under a mechanical repair contract to offer, sell, or negotiate a mechanical repair contract; 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; and generally relating to mechanical repair contracts.

BY repealing and reenacting, with amendments,  
 Article – Transportation  
 Section 15–311.2(a) and (c) and 27–101(ff)  
 Annotated Code of Maryland  
 (2012 Replacement Volume and 2015 Supplement)

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)

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

**Senate Bill 417 – Senators Kelley, Astle, Benson, Guzzone, Jennings, Klausmeier,  
 Peters, Pugh, Reilly, ~~and Young~~ Young, Feldman, Middleton, ~~Mathias,~~ and  
 Hershey**

SECOND PRINTING

AN ACT concerning

~~Labor and Employment – Minimum Wage – Individuals With Disabilities~~  
~~(Ken Capone Equal Employment Act)~~  
Individuals With Disabilities – Minimum Wage and Community Integration

FOR the purpose of prohibiting the Commissioner of Labor and Industry, ~~except~~ under certain circumstances, from authorizing certain work activities centers and certain sheltered workshops to pay employees with disabilities less than a certain minimum wage; ~~requiring that a certain State certificate issued by the Commissioner under a certain provision of law expires no later than a certain date~~ authorizing certain work activities centers and certain sheltered workshops to pay new employees a certain wage only under certain circumstances; requiring the ~~Department of Labor, Licensing, and Regulation~~ Developmental Disabilities Administration and the Department of Disabilities, in partnership with certain State agencies, to develop and implement a certain plan to phase out certain authorizations under a certain provision of law; providing for the scope of the plan; requiring the Administration and the Department to engage with certain organizations representing those impacted by the phase-out to implement a certain plan; requiring the

Administration and the Department to submit a certain plan to the Governor and the General Assembly on or before a certain date; requiring the Department to report certain benchmarks, outcomes, and recommendations to the Governor and the General Assembly on or before a certain date each year dates; prohibiting a certain work activities center or other sheltered workshop from receiving State funds on or after a certain date under certain circumstances; requiring a certain individual and a certain resource coordinator, in consultation with certain individuals, to develop a certain supplemental plan; requiring a certain resource coordinator to use appropriate communication devices and techniques to facilitate the involvement of a certain individual in the development of the individual's supplemental plan; requiring that an individual's plan include certain information; requiring the Administration, in consultation with certain stakeholders, to develop the planning protocol and format for a supplemental plan; requiring a certain individual and the individual's resource coordinator and team to discuss a certain job setting on an annual basis and at any other time requested by the individual; requiring the resource coordinator to document certain information in a certain individual's annual individual plan; requiring the Administration to track the progress of certain individuals by collecting certain data; requiring the Administration to report certain information to the Governor and the General Assembly on or before certain dates; prohibiting the Administration from funding certain providers beginning on a certain date; requiring a certain new employee to be informed by the employee's employer of certain opportunities, have a plan of habilitation that includes certain information, be engaged in certain work when choosing to work, choose the employer and employment, and be informed of certain rights; repealing certain provisions of law relating to the authorization of certain work activities centers and certain sheltered workshops to pay certain employees with disabilities less than a certain minimum wage; repealing certain provisions of law requiring the Administration and the Department to develop and implement a certain plan and make certain reports; repealing certain provisions of law requiring certain individuals to have a certain supplemental plan; repealing certain provisions of law requiring that a certain new employee be informed by the employee's employer of certain opportunities, have a plan of habilitation that includes certain information, be engaged in certain work when choosing to work, choose the employer and employment, and be informed of certain rights; authorizing certain work activities centers and other workshops, beginning on a certain date, to pay less than the federal prevailing wage of pay to the extent authorized under federal law and under certain circumstances; requiring the Administration and the Department to conduct a certain study, determine certain information, and make certain recommendations; requiring the Administration and the Department to consult certain State agencies, other entities, and relevant stakeholders in carrying out certain duties; requiring the Administration and the Department to report their findings and recommendations to the Governor and certain committees of the General Assembly on or before a certain date; altering certain terminology; providing for a delayed effective date for certain provisions of this Act; and generally relating to the payment of wages under the Maryland Wage and Hour Law and to and community integration of individuals with disabilities.

BY adding to

Article – Health – General  
Section 7–207, 7–1012, 7–1013, and 7–1014  
Annotated Code of Maryland  
(2015 Replacement Volume)

## BY repealing and reenacting, with amendments,

Article – Labor and Employment  
Section 3–414  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

~~BY adding to~~

~~Article – Labor and Employment~~  
~~Section 3–414.1~~  
~~Annotated Code of Maryland~~  
~~(2008 Replacement Volume and 2015 Supplement)~~

~~BY adding to~~

~~Article – State Finance and Procurement~~  
~~Section 2–801 to be under the new subtitle “Subtitle 8. Miscellaneous”~~  
~~Annotated Code of Maryland~~  
~~(2015 Replacement Volume)~~

BY repealing

Article – Health – General  
Section 7–1012, 7–1013, and 7–1014  
Annotated Code of Maryland  
(2015 Replacement Volume)  
(As enacted by Section 1 of this Act)

BY repealing and reenacting, with amendments,

Article – Labor and Employment  
Section 3–414 ~~and 3–414.1~~  
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 Economic Matters.

**Senate Bill 427 – Senators Pinsky, Conway, Ferguson, Guzzone, Middleton,  
Raskin, and Young**

AN ACT concerning

**Higher Education – Institutions of Postsecondary Education – Consumer  
Protection Provisions**

FOR the purpose of prohibiting certain private career schools and certain for-profit institutions of higher education from enrolling certain students in certain programs under certain circumstances; requiring the Maryland Higher Education Commission to create certain guaranty funds; specifying the uses of certain guaranty funds; ~~including a certain occurrence as grounds for reimbursement of certain students from certain guaranty funds~~; requiring certain students to follow certain complaint procedures of certain institutions before making a claim to certain guaranty funds; authorizing certain students to make a certain claim to certain guaranty funds under certain circumstances; requiring a certain report to include certain information; requiring certain institutions of postsecondary education to ensure that a net price calculator is posted on its Web site in a certain location; requiring certain institutions to provide certain information to certain students under certain circumstances; providing for the application of a certain provision of this Act; and generally relating to consumer protection provisions that impact institutions of postsecondary education.

BY adding to

Article – Commercial Law

Section 13–320

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Education

Section 10–101(i) and (j)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 11–203(d) and (e) and 15–118

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 448 – Senators Kelley, Astle, Benson, Currie, Guzzone, Jennings, Kagan, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Raskin, Rosapepe, Young, and Zirkin**

AN ACT concerning

**Guardianship and Child in Need of Assistance Proceedings – Jurisdiction and Authority of Juvenile Court**

FOR the purpose of authorizing the juvenile court to direct the provision of certain services ~~or the taking of certain actions with respect to a certain child's education, health, and welfare~~ to a certain child during a certain disposition hearing; requiring the juvenile court to direct the provision of certain services ~~or the taking of certain actions with respect to a certain child's education, health, and welfare~~ to a certain child during a certain permanency planning hearing or guardianship hearing; providing that, if the juvenile court enters an order directing the provision of certain services to a certain child, the juvenile court shall retain jurisdiction over the child for a certain time period and for a certain purpose, notwithstanding certain provisions of law; providing that a certain order shall remain effective for a certain period of time; and generally relating to the jurisdiction and authority of the juvenile court.

BY repealing and reenacting, without amendments,  
Article – Courts and Judicial Proceedings  
Section 3–801(a) and (l)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 3–804, 3–819(c), and 3–823(h)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Courts and Judicial Proceedings  
Section 3–819(m) and 3–823(k)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – Family Law  
Section 5–324(b)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section ~~5–324(b)~~ and 5–328  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Family Law  
Section 5–324(d)  
Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 508 – Senators Ramirez, Norman, and Ferguson**

AN ACT concerning

**Civil Penalties for Shoplifting and Employee Theft ~~—Repeal~~**

FOR the purpose of ~~repealing certain provisions establishing liability to a merchant for civil penalties for shoplifting and employee theft~~ altering requirements for certain demand letters relating to alleged acts of shoplifting or employee theft; providing that a responsible person who prevails in a certain civil action is entitled to an award of court costs and reasonable attorney's fees, under certain circumstances; requiring a court to reduce the amount of restitution awarded in a certain criminal proceeding by an amount equal to certain damages and civil penalties; prohibiting a person from taking certain actions in recovering or attempting to recover a certain civil penalty; establishing a certain penalty for certain violations; making stylistic changes; and generally relating to civil penalties for shoplifting and employee theft.

~~BY repealing~~

~~Article – Courts and Judicial Proceedings~~

~~Section 3–1301 through 3–1308 and the subtitle “Subtitle 13. Civil Penalties for Shoplifting and Employee Theft”~~

~~Annotated Code of Maryland~~

~~(2013 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings

Section 3–1301, 3–1302, 3–1304, 3–1307, and 3–1308

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 3–1303, 3–1305, and 3–1306

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 3–1306.1

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

**Senate Bill 630 – Senator Hershey**

AN ACT concerning

**Comptroller – Distillery Off-Site Permit and Liquor Festival Permit**

FOR the purpose of authorizing ~~the Office of the~~ Comptroller to issue a distillery off-site permit to a holder of a Class 1 ~~manufacturer's~~ distillery license or a Class 9 limited distillery license for certain purposes under certain circumstances; establishing certain limitations on the times and locations that distillery off-site permits may be used in a year; establishing certain requirements and a fee for the distillery off-site permit; authorizing the holder of the distillery off-site permit to provide samples of and sell certain liquor at certain events under certain circumstances; requiring that the permit holders have present at each event at least one individual who is certified by an approved alcohol awareness program; requiring the distillery off-site permit holder to notify the Comptroller of the permit holder's intention to attend an event within a time period that the Comptroller determines; requiring that the notice be on a certain form; authorizing the Comptroller to adopt certain regulations; authorizing the Comptroller to issue a liquor festival permit to a certain organization; providing that the permit authorizes the permit holder to conduct a liquor festival for a certain time and purchase liquor at wholesale for certain purposes; requiring the liquor festival permit holder to provide space at a liquor festival for holders of distillery off-site permits; providing that a holder of a distillery off-site permit that attends a liquor festival may provide liquor to a consumer in a certain manner; authorizing the liquor festival permit holder to provide or sell at a liquor festival only certain alcoholic beverages; allowing a liquor sample to be served that is blended with certain products; requiring that the liquor festival permit holder have present at all times at least two individuals who are certified by an approved alcohol awareness program; requiring an applicant for a liquor festival permit to submit an application to the Comptroller before a certain time; requiring that the application be on a certain form and contain certain information; requiring a holder of a liquor festival permit to provide the Comptroller with a certain list before a certain time; establishing a fee for a liquor festival permit; and generally relating to ~~liquor and liquor,~~ distillery off-site permits, and liquor festival permits.

~~BY adding to~~~~Article 2B – Alcoholic Beverages~~~~Section 2-101(b)(11) and (z)~~~~Annotated Code of Maryland~~~~(2011 Replacement Volume and 2015 Supplement)~~BY repealing and reenacting, with amendments,Article – Alcoholic BeveragesThe part designation “Part IV. Beer, Wine, and Liquor Permits” immediately preceding Section 2-129Annotated 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

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 2–132.2

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 Economic Matters.

**Senate Bill 663 – Senators Benson, Feldman, Jennings, Lee, Madaleno, Pugh, Raskin, ~~and Salling~~ Salling, Middleton, Astle, Kelley, Klausmeier, Reilly, Mathias, and Hershey**

AN ACT concerning

**Commercial Sale of Dogs and Cats – Prohibited Acts  
(Companion Animal Welfare Act)**

FOR the purpose of prohibiting the sale, transfer, offer to sell or transfer, barter, trade, or auction of dogs and cats at certain locations; authorizing certain animal control officers and certain officers of certain societies or associations to enforce certain provisions of this Act; providing that a retail pet store may only offer for sale a dog or cat obtained from certain persons; requiring a retail pet store to ensure that certain persons meet certain requirements; altering the number of years that a retail pet store is required to maintain certain records; 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; requiring a retail pet store to make certain records available to an animal control unit; making certain violations of certain provisions of this Act an unfair and deceptive trade practice subject to certain enforcement and civil penalty provisions; providing for the application ~~and construction~~ of certain provisions of this Act; defining certain terms; and generally relating to prohibited acts relating to the commercial sale of dogs and cats.

BY adding to

Article – Business Regulation

Section 19–104 and 19–702.1

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 19–701, 19–702, 19–703, and 19–706, ~~and 19–707~~  
Annotated Code of Maryland  
(2015 Replacement Volume and 2015 Supplement)

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

**Senate Bill 684 – Senator Astle**

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 Economic Matters.

**Senate Bill 717 – Senator Young**

AN ACT concerning

**Environment – Radiation Machines – Registration Fees ~~and Inspections~~**

FOR the purpose of ~~requiring the fee schedule adopted by the Department of the Environment for the registration of radiation machines and other sources of radiation to be uniform within certain classes of radiation sources~~ requiring the Department of the Environment to adopt certain regulations for licensing and registration associated with radiation machines; requiring the Department to adopt regulations that establish a certain rate for the registration of radiation machines; 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~~ altering 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.

**Senate Bill 758 – Senators Madaleno, Benson, Ferguson, Guzzone, Kagan, Manno, Pugh, ~~and Raskin~~ Raskin, Middleton, Astle, Kelley, Feldman, Mathias, Jennings, Hershey, and Klausmeier**

AN ACT concerning

**Food Stamp Program – Minimum Benefit – State Supplement**

FOR the purpose of requiring the State to provide a certain supplement to a certain household that receives a federally funded benefit of less than a certain amount per month under the food stamp program; 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.

**Senate Bill 824 – Senator Conway**

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 annually 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.

**Senate Bill 828 – Senator Conway**

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 exceptions 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.

**Senate Bill 856 – Senators Kelley, Ferguson, and Nathan–Pulliam**

AN ACT concerning

**Public Health – HIV Testing During Pregnancy**

FOR the purpose of requiring certain health care providers to obtain consent for HIV testing in accordance with certain provisions of law and to test pregnant patients, except under certain circumstances, during the first and third trimesters of pregnancy; repealing certain provisions of law made obsolete by this Act; and generally relating to HIV testing during pregnancy.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 18–338.2  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 863 – Senators Lee, Benson, Madaleno, Manno, Ramirez, Raskin,  
Rosapepe, and Zucker**

AN ACT concerning

**Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking  
– Sunset Extension**

FOR the purpose of extending the termination date for the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking; requiring the Workgroup to submit a certain supplemental report on or before a certain date; and generally relating to the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking.

BY repealing and reenacting, with amendments,  
Chapter 91 of the Acts of the General Assembly of 2015  
Section 1 and 2

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

**Senate Bill 877 – Washington County Senators**

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; prohibiting a certain individual from mixing the contents of certain bottles; 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; providing for the termination of this Act; 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.

**Senate Bill 879 – Senator Edwards**

AN ACT concerning

**Garrett County – Alcoholic Beverages – Various Licenses**

FOR the purpose of specifying certain annual fees for certain ~~7-day~~ alcoholic beverages licenses; altering the number of days after the expiration date of a wine festival license that a holder of a State wholesale, Class 3 winery, or Class 4 limited winery license may accept returns from a holder of a wine festival license; providing that the Garrett County Board of License Commissioners is not required to hold a hearing before issuing certain Class C temporary licenses; and generally relating to alcoholic beverages in Garrett County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 21–102, 21–601(a), 21–602(a), 21–604(a), 21–701(a), 21–801(a), 21–802(a), 21–803(a), 21–805(a), 21–902(a), 21–903(a), 21–904(b), 21–905(a)(1), 21–1001(a), 21–1002(a), and 21–1305(a)(1)

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 21–601(c), 21–602(d), 21–604(c), 21–701(d), 21–801(c), 21–802(d), 21–803(e), 21–805(e), 21–902(g), ~~21–903(f)~~, 21–904(g), 21–905(e), 21–1001(e), 21–1002(e), 21–1305(i), 21–1309, and 21–1501

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 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 repealing

Article – Alcoholic Beverages

Section 21–903(f)

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 880 – Senator Jennings**

AN ACT concerning

~~Family Investment Administration – Electronic Benefits Transfer  
Card – Photograph~~  
**Task Force to Study Welfare Reform in Maryland**

FOR the purpose of ~~requiring, with certain exceptions, each newly issued or reissued electronic benefits transfer card to contain a photograph of the recipient of the benefits; requiring an electronic benefits transfer card to contain a certain written statement instead of a photograph in certain circumstances; requiring the Family Investment Administration in the Department of Human Resources to establish certain procedures that relate to the issuance and use of certain electronic benefits transfer cards; prohibiting an establishment that accepts electronic benefits transfer cards from requiring a cardholder to show a certain photograph unless certain other customers are required to show certain photographic identification; and generally relating to benefits under public assistance programs~~ establishing the Task Force to Study Welfare Reform in Maryland; providing for the composition, chair, and staffing of the Task Force; 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 Senate Finance Committee and the House Appropriations Committee on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Welfare Reform in Maryland.

~~BY adding to~~

~~Article – Human Services  
Section 5-609  
Annotated Code of Maryland  
(2007 Volume and 2015 Supplement)~~

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

**Senate Bill 883 – Senators Hough and Young**

AN ACT concerning

**Frederick County – Local Government Tort Claims Act – Notice of Claim**

FOR the purpose of requiring notice of a claim against Frederick County under the Local Government Tort Claims Act to be given to the county solicitor or county attorney; and generally relating to notice of a claim under the Local Government Tort Claims Act.



BY repealing and reenacting, with amendments,  
Article – Courts and Judicial Proceedings  
Section 5–304  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

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

### **Senate Bill 923 – Senator Rosapepe**

AN ACT concerning

#### **Occupational Licenses – Denial for Criminal Conviction – Notice of Prohibition ~~and Task Force~~**

FOR the purpose of clarifying that certain departments of State government and certain units in certain departments of State government are prohibited from denying a certain license to an applicant solely on the basis that the applicant has previously been convicted of a crime except in accordance with certain provisions of law; requiring certain departments of State government and each unit that issues certain licenses in certain departments to post a certain notice on their Web sites in a certain manner; ~~establishing the Task Force on Occupational Licenses and Criminal Convictions; 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 occupational licensing laws and criminal convictions; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; defining certain terms; providing for the termination of certain provisions of this Act;~~ requiring the publishers of the Annotated Code of Maryland to make certain changes under certain circumstances; and generally relating to occupational licenses and criminal convictions.

BY repealing and reenacting, without amendments,  
Article – Agriculture  
Section 1–101(a) and (d)  
Annotated Code of Maryland  
(2007 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Agriculture  
Section 2–108  
Annotated Code of Maryland  
(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Business Regulation  
Section 1–101(a) and (f)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Business Regulation  
Section 2–111  
Annotated Code of Maryland  
(2015 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – Correctional Services  
Section 1–101(a) and (f)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Correctional Services  
Section 2–119  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – Criminal Procedure  
Section 1–209  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – Environment  
Section 1–101(a) and (d)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Environment  
Section 1–205  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – Health – General  
Section 1–101(a) and (c)  
Annotated Code of Maryland  
(2015 Replacement Volume)

BY adding to

Article – Health – General  
Section 2–107.1  
Annotated Code of Maryland  
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Human Services  
Section 2–101 (a) and (b)  
Annotated Code of Maryland  
(2007 Volume and 2015 Supplement)

BY adding to

Article – Human Services  
Section 2–303  
Annotated Code of Maryland  
(2007 Volume and 2015 Supplement)

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

### **Senate Bill 958 – Cecil County Senators**

AN ACT concerning

#### **Cecil County – Alcoholic Beverages – ~~Class 9 Limited Distillery Licenses and Class 7 Micro-Brewery Licenses~~**

FOR the purpose of authorizing a Class 9 limited distillery license and a Class 7 micro-brewery license to be issued in Cecil County; authorizing a Class 9 limited distillery license to be issued to a holder of a Class B beer, wine, and liquor license as well as a Class D beer, wine, and liquor license under certain circumstances; providing that a certain Class 9 limited distillery license holder who is also a Class B beer, wine, and liquor license holder may sell certain products in a certain manner and may not sell at retail more than a certain number of gallons on a certain premises each year; requiring a Class 9 limited distillery license holder who is also a Class B beer, wine, and liquor license holder to divest itself of a certain license and obtain a certain license if the license holder distills more than a certain number of gallons of product each year; authorizing a Class 7 micro-brewery license to be issued to a holder of a Class B beer, wine, and liquor license or a Class D beer, wine, and liquor license under certain circumstances; establishing that for a holder of a Class D beer, wine, and liquor license who also holds a Class 7 micro-brewery license, the hours and days of sale for the Class 7 micro-brewery license are those established for a Class D beer, wine, and liquor license; repealing certain provisions of law authorizing the Board of License Commissioners for Cecil County to issue a certain license to sell beer, wine, and liquor to the owner of a certain hotel; and generally relating to the issuance of ~~Class 9 limited distillery licenses and Class 7 micro-brewery~~ alcoholic beverages licenses in Cecil County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 17–102

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 17–401 and 17–902

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 17–403 and 17–404

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 967 – Senator Mathias**

AN ACT concerning

#### **Worcester County – Alcoholic Beverages – Class A Beer, Wine, and Liquor License**

FOR the purpose of establishing a Class A beer, wine, and liquor license in Worcester County; 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; 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; and generally relating to alcoholic beverages licenses in Worcester County.

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 33–901

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 33–2005(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.

**Senate Bill 1159 – Senators Conway ~~and Nathan Pulliam~~, Nathan Pulliam, Ferguson, Gladden, McFadden, and Pugh**

#### EMERGENCY BILL

AN ACT concerning

#### **Baltimore City Board of License Commissioners – Members – Terms and Appointment**

FOR the purpose of requiring the Governor, when evaluating an applicant for membership on the Board of License Commissioners for Baltimore City, to consider the need for certain types of diversity on the Board; requiring the Governor to make an appointment to fill a vacancy on the Board within a certain number of days after the vacancy occurs; repealing the requirement that the Governor appoint all of the members of the Board of License Commissioners for Baltimore City; requiring the Mayor of Baltimore City and the President of the City Council of Baltimore City to appoint all of the members of the Board in a certain manner; repealing the requirement that the Governor appoint members of the Board alone under certain circumstances; requiring the Mayor and the President of the City Council to appoint the members of the Board alone under certain circumstances; requiring the Mayor and the President of the City Council to make an appointment to fill a vacancy on the Board within a certain number of days after the vacancy occurs; repealing the requirement that the Governor designate a chair of the Board; requiring the Board to designate a chair from among the regular members of the Board; repealing the authority of the Governor to remove a member of the Board under certain circumstances and in accordance with certain requirements; authorizing the Mayor and the President of the City Council to remove a member of the Board under certain circumstances and in accordance with certain requirements; making certain provisions of this Act effective on a certain date subject to a certain contingency; making this Act an emergency measure; providing for the termination of certain provisions of this Act; and generally relating to the Board of License Commissioners for Baltimore City.

~~BY repealing and reenacting, without amendments,  
 Article 2B – Alcoholic Beverages  
 Section 15–101(a)(4)  
 Annotated Code of Maryland  
 (2011 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, with amendments,  
 Article 2B – Alcoholic Beverages  
 Section ~~15–101(d)~~ 15–101(a) and (d) and 15–110  
 Annotated Code of Maryland  
 (2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
 Article 2B – Alcoholic Beverages  
 Section 15–101(d)  
 Annotated Code of Maryland  
 (As enacted by Section 1 of this Act)

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 12–202 and 12–203  
 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.

### **THE COMMITTEE ON APPROPRIATIONS REPORT #9**

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

#### **House Bill 205 – Carroll County Delegation**

AN ACT concerning

#### **Carroll County – Public Facilities Bonds**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 454 – The Speaker (By Request – Administration)**

AN ACT concerning

**State Employees – Merit Increases in Salary**

**HB0454/734063/1**

BY: Appropriations Committee

AMENDMENT TO HOUSE BILL 454

(First Reading File Bill)

On page 2, in line 9, strike “July” and substitute “June”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 668 – Delegates Rosenberg and Platt**

AN ACT concerning

**Preschool Development Grants – Expansion Grants – Required State Funding**

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 835 – Cecil County Delegation**

AN ACT concerning

**Local Facility Closure Reserve Funds – Investments and Reinvestments**

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 1155 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Bonding Authority**

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 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**

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 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**

**HB1488/214460/1**

BY: Appropriations Committee



(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 23 down through “appropriations” in line 24 and substitute “providing that funds for the Program will be as provided”.

AMENDMENT NO. 2

On page 6, in line 27, strike “AND”; after line 27, insert:

**“(11) IDENTIFYING WHAT STATE SUPPORT WILL BE NECESSARY AND WHAT PUBLIC AND PRIVATE GRANT OPPORTUNITIES ARE AVAILABLE TO SUSTAIN AND INCREASE THE SIZE OF THE PROGRAM; AND”;**

and in line 28, strike “(11)” and substitute “(12)”.

AMENDMENT NO. 3

On page 9, strike beginning with “THE” in line 24 down through “FUND” in line 25 and substitute “FUNDS FOR THE PROGRAM SHALL BE AS PROVIDED IN THE STATE BUDGET”; strike beginning with “THE” in line 28 down through “FUND” in line 29 and substitute “FUNDS FOR THE PROGRAM SHALL BE AS PROVIDED IN THE STATE BUDGET”.

On page 10, strike beginning with “THE” in line 1 down through “FUND” in line 3 and substitute “FUNDS FOR THE PROGRAM SHALL BE AS PROVIDED IN THE STATE BUDGET”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 478)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #42**

**House Bill 115 – Delegates Reznik, Barkley, Barve, Brooks, Ebersole, Glenn, Jalisi, Kipke, Lam, McKay, Pena–Melnyk, and K. Young**

AN ACT concerning

**Education – Robotics Grant Program – Establishment**

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

Affirmative – 124    Negative – 14    (See Roll Call No. 479)

The Bill was then sent to the Senate.

**House Bill 214 – Delegates Lafferty, Fraser–Hidalgo, Lam, Carr, Chang, Ebersole, Krimm, Lierman, Miele, and Moon**

AN ACT concerning

**Vehicle Laws – Passing Bicycles, Personal Mobility Devices, or Motor Scooters**

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

Affirmative – 114    Negative – 24    (See Roll Call No. 480)

The Bill was then sent to the Senate.

**House Bill 260 – Delegates Moon, Gutierrez, Kelly, Platt, Smith, and Tarlau**

**CONSTITUTIONAL AMENDMENT**

AN ACT concerning

**United States Senator, Attorney General, and Comptroller – Appointments and Special Elections to Fill a Vacancy**

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

Affirmative – 89    Negative – 49    (See Roll Call No. 481)

The Bill was then sent to the Senate.

**House Bill 272 – ~~Delegate Simonaire~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Property Tax Credit – Benefit Corporations and Benefit  
Limited Liability Companies**

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

Affirmative – 132    Negative – 6    (See Roll Call No. 482)

The Bill was then sent to the Senate.

**House Bill 349 – Delegates Grammer, Adams, Afzali, Anderton, Angel, Arentz, Aumann, Beitzel, Bromwell, Buckel, Carozza, Cassilly, Chang, Ciliberti, Cluster, Cullison, Ebersole, Fennell, Fisher, Flanagan, Fraser-Hidalgo, Gaines, Ghrist, Glass, Glenn, Hammen, Hayes, Hettleman, Hill, Hornberger, S. Howard, Impallaria, Jackson, Jacobs, Jalisi, Kelly, Kipke, Kittleman, Korman, Krebs, Krimm, Lafferty, Lam, Lisanti, Long, Luedtke, Malone, Mautz, McComas, McConkey, McCray, McDonough, McKay, McMillan, Metzgar, Miele, A. Miller, W. Miller, Moon, Morales, Morgan, Otto, Parrott, Platt, Reilly, Rey, B. Robinson, S. Robinson, Rose, Rosenberg, Saab, Shoemaker, Simonaire, Smith, Stein, Sydnor, Szeliga, Tarlau, Vogt, A. Washington, West, C. Wilson, Wivell, K. Young, P. Young, and Zucker**

AN ACT concerning

**Education – Career Exploration and Development Activities – Caffeinated  
Beverages  
(Java Act)**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 483)

The Bill was then sent to the Senate.

**House Bill 360 – Delegates Jalisi, Afzali, Brooks, Carey, Ebersole, Glass, Hornberger, McComas, McMillan, Metzgar, Moon, Platt, B. Robinson, Rosenberg, Shoemaker, Tarlau, A. Washington, M. Washington, ~~and C. Wilson~~ C. Wilson, and Jackson**

AN ACT concerning

**Maryland Loan Assistance Repayment Program for ~~Orphans and~~ Foster Care  
Recipients**

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

Affirmative – 137    Negative – 2    (See Roll Call No. 484)

The Bill was then sent to the Senate.

**House Bill 366 – ~~Delegates Malone, Beidle, Carey, Chang, McConkey,  
Pena-Melnyk, Saab, Simonaire, and Sophocleus~~ Anne Arundel County  
Delegation**

AN ACT concerning

**Anne Arundel County – Property Tax Credit – Blind Individuals ~~and Surviving  
Spouses~~**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 485)

The Bill was then sent to the Senate.

**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~~ Waldstreicher, Gilchrist, Knotts, Hill, A. Miller, and Smith**

AN ACT concerning

**Greenhouse Gas Emissions Reduction Act – Reauthorization**

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

Affirmative – 101    Negative – 37    (See Roll Call No. 486)

The Bill was then sent to the Senate.

**House Bill 1017 – Prince George’s County Delegation**

AN ACT concerning

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

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

Affirmative – 138    Negative – 0    (See Roll Call No. 487)

The Bill was then sent to the Senate.

**House Bill 1024 – Prince George’s County Delegation and Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Municipal Authority to Regulate Structures – Clarification  
PG/MC 112-16**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 488)

The Bill was then sent to the Senate.

**House Bill 1127 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Dissemination of Voter Information Material – Multifamily Residential Structures  
PG 408-16**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 489)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

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

AN ACT concerning

**Education – Administration of Standardized Tests and Assessments – Notice**

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

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

The motion was adopted.

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

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

### **House Bill 91 – Delegate Morhaim**

AN ACT concerning

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

**HB0091/286081/1**

BY: Health and Government Operations Committee

#### AMENDMENT TO HOUSE BILL 91

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate Morhaim” and substitute “Delegates Morhaim, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, 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.

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 217 – Delegates Krebs, Fisher, Kittleman, and W. Miller**

AN ACT concerning

**Open Meetings Act – Requirements for Providing Agendas****HB0217/106085/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 217

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and W. Miller” and substitute “W. Miller, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”; in line 2, strike “Providing”; in lines 3, 6, 7, and 16, in each instance, strike “provide” and substitute “make available”; in lines 20 and 21, strike “making public participation in” and substitute “allowing the public to observe”; and in line 21, strike “possible”.

AMENDMENT NO. 2

On page 2, in lines 3, 12, 15, 25, 28, and 29, in each instance, strike “**PROVIDE**” and substitute “MAKE AVAILABLE”; strike beginning with “**AVAILABLE**” in line 4 down through “**MATTERS**” in line 5 and substitute “KNOWN ITEMS OF BUSINESS OR TOPICS”; in line 13, strike “**PROVIDES**” and substitute “GIVES”; in line 16, strike the colon and substitute “AS SOON AS PRACTICABLE AFTER THE AGENDA HAS BEEN DETERMINED BUT NO LATER THAN 24 HOURS BEFORE THE MEETING.”; strike in their entirety, lines 17 through 19, inclusive; in line 22, after “**EMERGENCY,**” insert “A”; in the same line, strike “**SIMILAR**” and substitute “ANY OTHER”; and in line 23, strike “**PROVIDE TO THE PUBLIC**” and substitute “MAKE AVAILABLE ON REQUEST”.

On page 3, in line 1, strike “**PROVIDING**” and substitute “MAKING AVAILABLE”; and in line 5, strike “**PROVIDED**” and substitute “MADE AVAILABLE”.

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 413 – Delegates Carr and Cullison**

AN ACT concerning

**Open Meetings Act – Minutes – Video and Audio Streaming****HB0413/726485/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 413

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Cullison” and substitute “Cullison, Hammen, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnik, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”; in line 2, strike “Open Meetings Act – Minutes –” and substitute “Maryland General Assembly – Pilot Program on Closed Captioning for”; in the same line, strike “and Audio”; strike beginning with “altering” in line 3 down through “Act” in line 5 and substitute “requiring the Office of Information Systems in the Department of Legislative Services to establish the Pilot Program on Closed Captioning for Video Streaming; establishing the purpose of the Pilot Program; requiring that the Pilot Program allow for testing of a certain process during a certain session of the Maryland General Assembly; requiring the Office of Information Systems to report to certain committees of the Maryland General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a pilot program on closed captioning for video streaming”.

AMENDMENT NO. 2

On page 1, strike in their entirety the lines 6 through 12, inclusive, and substitute:

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

(a) The Office of Information Systems in the Department of Legislative Services shall establish a Pilot Program on Closed Captioning for Video Streaming.

(b) The purpose of the Pilot Program is to determine an efficient and cost– effective process for providing the public with closed captioning for live and archived video streaming on the Maryland General Assembly Web site.



(c) (1) During the 2017 Session of the Maryland General Assembly, the Pilot Program shall allow for the testing of a process for providing the public with closed captioning for live and archived video of meetings conducted in two standing committee rooms of the Maryland General Assembly.

(2) On or before October 1, 2017, the Office of Information Systems shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2-1246 of the State Government Article, on the results of the testing required by paragraph (1) of this subsection and whether the process may be applied to other live and archived videos streamed on the Maryland General Assembly Web site.”.

### AMENDMENT NO. 3

On pages 1 through 3, strike in their entirety the lines beginning with line 13 on page 1 through line 15 on page 3. On page 3, in line 17, strike “October” and substitute “July”; and in the same line, after “2016.” insert “It shall remain effective for a period of 2 years and, at the end of June 30, 2018, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 431 – Delegates Zucker, Bromwell, Kelly, Carozza, Anderton, Angel, Aumann, Barkley, B. Barnes, Barve, Beitzel, Brooks, Chang, Clippinger, Cluster, Cullison, Davis, Frush, Gaines, Ghrist, Gutierrez, Hammen, Hayes, Haynes, Hettleman, Hixson, Jackson, Jalisi, Jones, Kaiser, Kipke, Korman, Kramer, Krimm, Lafferty, Lierman, Luedtke, McIntosh, Miele, A. Miller, Morales, Morgan, Morhaim, Oaks, Pena-Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Simonaire, Smith, Sophocleus, Sydnor, Waldstreicher, West, C. Wilson, and P. Young**

AN ACT concerning

**Maryland Achieving a Better Life Experience (ABLE) Program – Establishment**

**HB0431/366889/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 431

(First Reading File Bill)

On page 1, in the sponsor line, strike “Zucker,”; and in the same line, strike “and P. Young” and substitute “P. Young, Queen, Carr, Barron, Hill, Kelly, Krebs, McDonough, McMillan, Pendergrass, Rose, Saab, Sample–Hughes, and K. Young”.

On page 2, in line 11, after “to” insert “and distributions from”.

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 489 – Delegate Hammen**

AN ACT concerning

**Termination of Maryland Health Insurance Plan, Transfer of Senior Prescription Drug Assistance Program, and Funding for State Reinsurance Program**

**HB0489/226682/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 489

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Hammen” and substitute “Delegates Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnik, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”; and in line 15, after “MHIP;” insert “repealing the ceiling on a certain hospital assessment; repealing the authorization for certain funds to be used for the State Reinsurance Program;”.

On page 2, strike beginning with “requiring” in line 23 down through “date;” in line 24.

AMENDMENT NO. 2

On page 14, strike in their entirety lines 3 through 5, inclusive; in line 6, strike “(4)” and substitute “(3)”; strike beginning with the colon in line 15 down through “For” in line 16 and substitute “FOR”; and strike beginning with the semicolon in line 16 down through “Article” in line 18.

AMENDMENT NO. 3

On page 24, in line 25, strike “(i)”; and strike in their entirety lines 31 through 33, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 507 – Delegates Kramer, Sydnor, Barve, Frush, Hill, Jalisi, Kaiser, Lam, Lisanti, Luedtke, Mautz, McCray, and Platt**

AN ACT concerning

**Maryland Fiduciary Access to Digital Assets Act**

**HB0507/106985/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 507

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, after “fiduciary’s” insert “or designated recipient’s”.

AMENDMENT NO. 2

On page 6, in line 12, after the first “DISCLOSE” insert “TO A DESIGNATED RECIPIENT”.

On page 7, in lines 1 and 3, in each instance, after “FIDUCIARY” insert “OR DESIGNATED RECIPIENT”.

On page 7 in line 4 and on page 14 in line 8, in each instance, after “FIDUCIARY’S” insert “OR DESIGNATED RECIPIENT’S”.

On page 14, in line 14, strike “IS” and substitute “IN THE CASE OF A FIDUCIARY, IS”.

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 554 – Delegates Bromwell and Kipke**

AN ACT concerning

#### **Insurance – Surplus Lines – Short-Term Medical Insurance**

**HB0554/266985/1**

BY: Health and Government Operations Committee

#### AMENDMENTS TO HOUSE BILL 554

(First Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in line 8, after “insurer;” insert “prohibiting the inclusion of certain provisions in a short-term medical insurance policy procured from a nonadmitted insurer; requiring the Maryland Insurance Commissioner to develop and make available on the Web site of the Maryland Insurance Administration a certain consumer guide; requiring a certain affidavit to include certain information; altering a certain requirement for an applicant for a certain certificate of qualification;”; in line 17, strike “and” and substitute a comma; and in the same line, after “3-306.2” insert “, 3-307, and 3-311”.

##### AMENDMENT NO. 2

On page 3, in line 16, after “TIME” insert “TO:”

(I) RESIDENTS OF THE UNITED STATES WHO TRAVEL TO ANOTHER COUNTRY WITHIN 30 DAYS AFTER THE EFFECTIVE DATE OF COVERAGE; AND

(II) RESIDENTS OF ANOTHER COUNTRY WHO:

1. TRAVEL TO THE UNITED STATES WITHIN 30 DAYS AFTER THE EFFECTIVE DATE OF COVERAGE; AND

2. ARE NOT TRAVELING TO THE UNITED STATES FOR THE PURPOSE OF ATTENDING AN INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10-101 OF THE EDUCATION ARTICLE”.

AMENDMENT NO. 3

On page 3, in line 18, strike “Disability” and substitute “SUBJECT TO SUBSECTIONS (B) THROUGH (E) OF THIS SECTION, DISABILITY”.

On page 4, in line 5, strike “AND”; after line 7, insert:

“(III) STATING THAT THE SHORT-TERM MEDICAL INSURANCE MAY BE AVAILABLE FROM AN ADMITTED INSURER;

(IV) STATING THAT SIMILAR COVERAGE MAY BE AVAILABLE FROM AN ADMITTED INSURER OFFERING TRAVEL INSURANCE, AS DEFINED IN § 10-101 OF THIS ARTICLE; AND

(V) STATING THAT:

1. THE SHORT-TERM MEDICAL INSURANCE DOES NOT MEET THE REQUIREMENTS FOR MINIMUM ESSENTIAL COVERAGE UNDER THE AFFORDABLE CARE ACT; AND

**2. A PURCHASER OF THE SHORT-TERM MEDICAL INSURANCE MAY BE SUBJECT TO TAX PENALTIES FOR NOT HAVING MINIMUM ESSENTIAL COVERAGE;**”;

and after line 10, insert:

**“(D) SHORT-TERM MEDICAL INSURANCE MAY NOT BE PROCURED FROM A NONADMITTED INSURER UNLESS:**

**(1) THE INSURANCE IS PROCURED THROUGH A QUALIFIED SURPLUS LINES BROKER;**

**(2) IF THE INSURANCE IS OFFERED ON A WEB SITE ON THE INTERNET, THE WEB SITE IDENTIFIES THE QUALIFIED SURPLUS LINES BROKER THROUGH WHOM THE INSURANCE MAY BE PROCURED; AND**

**(3) THE DILIGENT SEARCH REQUIRED UNDER §§ 3-306 AND 3-306.1 OF THIS SUBTITLE INCLUDES A SEARCH OF THE SHORT-TERM MEDICAL INSURANCE POLICIES OFFERED FOR SALE BY ADMITTED INSURERS.**

**(E) A SHORT-TERM MEDICAL INSURANCE POLICY PROCURED FROM A NONADMITTED INSURER MAY NOT INCLUDE:**

**(1) A PREEXISTING CONDITION EXCLUSION, UNLESS THE EXCLUSION RELATES TO A CONDITION THAT WAS FIRST MANIFESTED, TREATED, OR DIAGNOSED BEFORE THE EFFECTIVE DATE OF THE POLICY; OR**

**(2) A DEFINITION OF SICKNESS OR ILLNESS THAT EXCLUDES ANY SICKNESS OR ILLNESS THAT BEGAN, EXISTED, OR HAD ITS ORIGIN BEFORE THE EFFECTIVE DATE OF THE POLICY, UNLESS THE SICKNESS OR ILLNESS WAS FIRST MANIFESTED, TREATED, OR DIAGNOSED BEFORE THE EFFECTIVE DATE OF THE POLICY.**

**(F) THE COMMISSIONER SHALL DEVELOP AND MAKE AVAILABLE ON THE ADMINISTRATION’S WEB SITE A CONSUMER GUIDE ON SHORT-TERM MEDICAL INSURANCE THAT INCLUDES INFORMATION ON:**

**(1) THE AVAILABILITY OF COVERAGE FROM ADMITTED INSURERS;**  
**AND**

**(2) THE TYPES OF COVERAGE AND PROVISIONS IN SHORT-TERM MEDICAL INSURANCE POLICIES THAT MAY BE IMPORTANT TO CONSUMERS.**

3-307.

(a) An affidavit that sets forth the facts referred to in § 3-306 of this subtitle and any other facts required by the Commissioner must be personally executed by the surplus lines broker or the originating insurance producer at the time the surplus lines insurance is placed.

(b) The affidavit must be filed with the Commissioner on or before the 45th day after the last day of the calendar quarter in which the surplus lines insurance was placed.

**(C) FOR SHORT-TERM MEDICAL INSURANCE PROCURED FROM A NONADMITTED INSURER UNDER THIS SUBTITLE, THE AFFIDAVIT SHALL INCLUDE, FOR EACH DECLINING AUTHORIZED INSURER, THE REASON FOR THE DECLINATION.**

3-311.

An applicant for a certificate of qualification [must be] SHALL:

(1) BE qualified as an insurance producer [for property insurance and casualty insurance];

**(2) HOLD AN INSURANCE PRODUCER'S LICENSE FOR THE KIND OF INSURANCE BEING SOLICITED OR SOLD; and**

[(2)](3) BE competent and trustworthy, as determined by the Commissioner.”.

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 724 – Delegates West, Reznik, Oaks, Pena–Melnyk, and Rose**

AN ACT concerning

**Public Health – Copies of Medical Records – Fees**

**HB0724/896284/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 724

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Delegates” insert “Oaks,”; in the same line, strike “Oaks,”; in the same line, strike “and Rose” and substitute “Rose, and Krebs”; in line 3, after “of” insert “altering the fees health care providers and hospitals may charge for copying and mailing certain medical records and for retrieving and preparing certain medical records;”; in line 4, strike “a”; in the same line, strike “fee” and substitute “fees”; in the same line, after “and” insert “a”; in the same line, strike “costs” and substitute “cost”; and strike beginning with “repealing” in line 5 down through “Index,” in line 7 and substitute “providing that certain fees may not be adjusted annually for inflation in accordance with the Consumer Price Index;”.

AMENDMENT NO. 2

On page 2, in line 9, strike “50” and substitute “76”; in line 12, strike “\$15” and substitute “\$22.88”; in line 21, strike “\$15” and substitute “\$22.88”; and strike beginning with “THE” in line 23 down through “REPRODUCED” in line 24 and substitute “A PER-PAGE FEE OF 75% OF THE PER-PAGE FEE CHARGED BY A HEALTH CARE PROVIDER UNDER PARAGRAPH (3)(I) OF THIS SECTION THAT MAY NOT EXCEED \$80”.

AMENDMENT NO. 3

On page 2, in line 27, strike the bracket; in the same line, strike “On or after July 1, 1995,” and substitute “(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH,”; in line 29, strike the bracket; after line 29, insert:



“(II) THE PREPARATION FEE CHARGED FOR MEDICAL RECORD RETRIEVAL AND PREPARATION UNDER PARAGRAPH (3)(II)1 OF THIS SUBSECTION AND FOR RETRIEVAL AND PREPARATION OF A MEDICAL RECORD IN AN ELECTRONIC FORMAT UNDER PARAGRAPH (3)(III)1 OF THIS SUBSECTION MAY NOT BE ADJUSTED ANNUALLY FOR INFLATION IN ACCORDANCE WITH THE CONSUMER PRICE INDEX.”;

in line 30, strike the brackets; in the same line, strike “(4)”; in line 31, strike the brackets; and in line 32, strike “PARAGRAPH (3)”.

On page 3, in line 5, strike the brackets; in the same line, strike “(5)”; in line 11, strike the brackets; and in the same line, strike “(6)”.

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 788 – Chair, Health and Government Operations Committee (By Request – Departmental – Office of Minority Affairs)**

AN ACT concerning

**Procurement – Small Business Reserve Program – Program Oversight and Continuation**

**HB0788/296982/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 788

(First Reading File Bill)

On page 1, in line 4, after “purpose of” insert “designating the Governor’s Office of Minority Affairs rather than the Department of General Services as the agency responsible for adopting certain regulations to establish procedures for compiling and maintaining a certain bidder’s list of qualified small businesses that is to be posted on the Internet; repealing the requirement that the Department of General Services post a certain list on the Department’s Web site;”.

On page 2, in line 1, strike “Department of General Services” and substitute “**GOVERNOR’S OFFICE OF MINORITY AFFAIRS**”; and in line 3, strike “Department’s Web site” and substitute “**INTERNET**”.

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 801 – Chair, Health and Government Operations Committee (By Request – Departmental – Maryland Insurance Administration)**

AN ACT concerning

**Health Insurance – Conformity With Federal Law**

**HB0801/826488/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 801

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Insurance –” insert “**Required**”; in line 14, after “market;” insert “**clarifying the circumstances in which a grace period provision applies under a qualified health plan; requiring a student health plan to comply with the requirements of certain federal regulations, as interpreted and implemented by the federal Centers for Medicare and Medicaid Services; defining a certain term;**”; in line 15, after the second “and” insert “**required**”; in line 18, strike “and”; and in line 19, after “15–1208.2(d)” insert “**, 15–1315, and 15–1318**”.

AMENDMENT NO. 2

On page 8, in lines 3, 5, 8, 18, 21, 24, 27, and 31, in each instance, strike “APPLICATION” and substitute “**PLAN SELECTION**”.

On page 9, in line 3, strike “APPLICATION” and substitute “**PLAN SELECTION**”.

AMENDMENT NO. 3

On page 11, after line 14, insert:

“15-1315.

(a) (1) In this section the following words have the meanings indicated.

(2) “Individual Exchange” has the meaning stated in § 31-101 of this article.

(3) “Qualified health plan” has the meaning stated in § 31-101 of this article.

(4) “Qualified individual” has the meaning stated in § 31-101 of this article.

(b) This section applies to a qualified health plan that is issued on or after January 1, 2014, by a carrier through the Individual Exchange.

(c) A qualified health plan subject to this section shall include a grace period provision applicable to a qualified individual who:

(1) is receiving advance payments of federal premium tax credits; and

(2) [has paid at least 1 full month’s premium during the benefit year]  
**FAILS TO PAY PREMIUMS TIMELY.**

(d) The grace period provision shall:

(1) provide a grace period of 3 consecutive months **AFTER THE INITIAL PREMIUM PAYMENT TO BEGIN COVERAGE HAS BEEN PAID;**

(2) **APPLY TO QUALIFIED HEALTH PLANS RENEWED IN ACCORDANCE WITH § 15-1309 OF THIS SUBTITLE WITHOUT THE QUALIFIED INDIVIDUAL HAVING TO PAY THE FIRST MONTH’S PREMIUM FOLLOWING RENEWAL;** and

[~~(2)~~ (3) be in addition to any other grace period provision required by any other applicable State law.

(e) During the grace period, a carrier that issues a qualified health plan subject to this section:

(1) shall pay all appropriate claims for services rendered to the qualified individual during the first month of the grace period;

(2) may pend claims for services rendered to the qualified individual in the second and third months of the grace period;

(3) shall notify the federal Department of Health and Human Services that the qualified individual is in the grace period; and

(4) shall notify providers of the possibility that claims may be denied when a qualified individual is in the second and third months of the grace period.

15-1318.

(a) (1) In this section the following words have the meanings indicated.

(2) “Institution of higher education” has the meaning stated in the federal Higher Education Act of 1965.

(3) “Student administrative health fee” means a fee charged by an institution of higher education on a periodic basis to students of the institution of higher education to offset the cost of providing health care through health clinics regardless of whether the students utilize the health clinics or enroll in student health plan coverage.

(4) “Student health plan” means an individual health benefit plan that is provided to students enrolled in an institution of higher education and their dependents under a written agreement that:

(i) is between the institution of higher education and a carrier;

(ii) does not make coverage under the health benefit plan available other than in connection with enrollment as a student or as a dependent of a student in the institution of higher education; and

(iii) does not condition eligibility for the health benefit plan on any health status-related factor relating to a student or a dependent of a student.

(b) A carrier that offers student health plans is not required to:

(1) accept individuals who are not:

(i) students; or

(ii) dependents of students covered under the student health plan;

(2) establish open enrollment periods;

(3) establish effective dates that are based on a calendar year;

(4) offer health benefit plan contracts that are on a calendar year basis; or

(5) renew, or continue in force, coverage for individuals who are no longer students or dependents of students.

(c) A student health plan is not subject to the requirement of a single risk pool under § 1312(c) of the Affordable Care Act.

**(D) A STUDENT HEALTH PLAN SHALL COMPLY WITH THE REQUIREMENTS OF 45 C.F.R. § 147.145, AS INTERPRETED AND IMPLEMENTED BY THE FEDERAL CENTERS FOR MEDICARE AND MEDICAID SERVICES.**

**[(d)] (E) A student administrative health fee is not considered a cost-sharing requirement with respect to specified recommended preventive services.”.**

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 837 – Delegates Haynes, Anderson, Chang, Hettleman, Jackson, Jones, Korman, McCray, Sophocleus, Tarlau, Valderrama, and P. Young**

AN ACT concerning

**State Finance and Procurement – Public Senior Higher Education Institutions  
– Policies Concerning Procurement Contracts**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 887 – Delegate West**

AN ACT concerning

**Maryland Trust Act – Representation**

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 888 – Delegate West**

AN ACT concerning

**Maryland Trust Act – Nonjudicial Settlement Agreements**

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 1181 – Delegates Morgan, Cullison, Hammen, Kipke, McMillan, and  
Pena-Melnyk**

AN ACT concerning

**Maryland Medical Assistance Program – Nursing Homes – Advance Payments**

**HB1181/986881/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1181

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Pena–Melnyk” and substitute “Pena–Melnyk, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Krebs, McDonough, Miele, Morhaim, Oaks, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”; and in line 2, strike “Advance Payments” and substitute “Partial Payment for Services Provided”.

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 1193 – Delegates Platt and Lam**

AN ACT concerning

**State Government – Administrative Procedure Act – Effective Date of Adopted Regulations****HB1193/746083/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1193

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Lam” and substitute “Lam, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”.

AMENDMENT NO. 2

On page 2, in line 23, strike “FINDS” and substitute “AND THE DEPARTMENT OF HUMAN RESOURCES FIND”; in line 26, strike “OR”; after line 26, insert:

**“8. THE REGULATION IS ADOPTED BY THE DEPARTMENT OF BUDGET AND MANAGEMENT; OR”;**

and in line 27, strike “8.” and substitute “**9.**”.

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 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**

**HB1217/956682/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1217

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Turner” and substitute “Turner, Queen, Hammen, Barron, Bromwell, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”; in line 5, after “regulations” insert “necessary”; in line 6, after “laws;” insert “providing that the Department is not required to adopt certain regulations for certain changes;”; in line 23, after “(A)” insert “(1)”; in the same line, strike “ON” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ON”; in line 24, after “REGULATIONS” insert “NECESSARY”; and in the same line, after “ENSURE” insert “THAT”.

AMENDMENT NO. 2

On page 2, after line 2, insert:



**“(2) THE DEPARTMENT IS NOT REQUIRED TO ADOPT REGULATIONS UNDER PARAGRAPH (1) OF THIS SUBSECTION FOR ANY CHANGE THAT MAY BE MADE THROUGH A PROCESS OTHER THAN THE REGULATORY PROCESS.”;**

and in line 3, after “REGULATIONS” insert “ADOPTED UNDER SUBSECTION (A) OF THIS SECTION”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

### **House Bill 1229 – Delegate Dumais**

AN ACT concerning

#### **Estates and Trusts – Elective Share of Surviving Spouse**

**HB1229/656689/1**

BY: Health and Government Operations Committee

#### AMENDMENTS TO HOUSE BILL 1229

(First Reading File Bill)

##### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Dumais” and substitute “Delegates Dumais, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pendergrass, Pena–Melnyk, Rose, Saab, Sample–Hughes, West, and K. Young”.

##### AMENDMENT NO. 2

On page 7, strike in their entirety lines 15 through 25, inclusive, and substitute:

**“(5) ONE–THIRD OF THE AGGREGATE VALUE OF ASSETS PASSING BY REASON OF THE DECEDENT’S DEATH TO, OR HELD AT THE TIME OF THE DECEDENT’S**

DEATH IN, ANY TRUST, WHETHER TESTAMENTARY OR CREATED DURING THE DECEDENT’S LIFETIME:

(I) OTHER THAN A TRUST DESCRIBED UNDER ITEM (4) OF THIS SUBSECTION;

(II) OF WHICH THE DECEDENT WAS A SETTLOR, IF THE TRUST WAS CREATED DURING THE DECEDENT’S LIFETIME;

(III) HELD FOR THE EXCLUSIVE LIFETIME BENEFIT OF THE SURVIVING SPOUSE; AND

(IV) FROM WHICH THE TRUSTEES MAY MAKE DISTRIBUTIONS TO OR FOR THE BENEFIT OF THE SURVIVING SPOUSE IN ACCORDANCE WITH A STANDARD NOT MORE RESTRICTIVE THAN THAT UNDER § 14-402(B)(3) OF THIS ARTICLE.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**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**

**HB1318/236986/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1318

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and West” and substitute “West, Hammen, Barron, Bromwell, Hayes, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pendergrass, Rose, Saab, and K. Young”; in line 8, strike “and approval”; strike beginning with “authorizing” in line 10 down through “manner” in line 13 and substitute “authorizing the Commissioner to order corrective action under certain circumstances; requiring the Commissioner to deny inspection of the parts of a certain plan that contain certain confidential information; requiring certain regulations to identify the parts of a certain plan that may be considered confidential by the carrier”; strike beginning with “establishing” in line 16 down through “circumstances;” in line 23 and substitute “authorizing the Commissioner to take into consideration certain factors in adopting the regulations; requiring the Commissioner, in consultation with certain persons, to adopt regulations, on or before a certain date, that specify certain standards for dental services; requiring a carrier to have certain means by which enrollees and prospective enrollees may notify the carrier of certain information;”; in line 25, after “carriers” insert “periodically to review a certain sample of their network directory for a certain purpose and retain documentation of the review or”; strike beginning with “requiring” in line 27 down through “circumstances;” in line 28; and in line 29, after “information;” insert “requiring certain certification standards established by the Maryland Health Benefit Exchange to be consistent with certain provisions of law and prohibiting the standards from being implemented before a certain date; requiring a certain carrier to make the carrier’s network directory available to certain enrollees in a certain manner; requiring a certain carrier’s network directory to include certain information; requiring a certain carrier to notify each enrollee at certain times about how to obtain certain information; requiring certain information to be accurate on a certain date; requiring a certain carrier to update certain information at certain intervals; requiring the Commissioner to take into account certain factors before imposing a penalty on a certain carrier for inaccurate network directory information;”.

On page 2, in line 7, after “circumstances;” insert “specifying the provisions of State insurance law relating to provider panels that apply to managed care organizations; repealing a requirement that certain carriers that use provider panels adhere to certain standards for accessibility of covered services in accordance with certain regulations; repealing a requirement that certain standards for health maintenance organizations set out in regulations adopted by the Secretary of Health and Mental Hygiene include provisions for assuring that certain services are accessible; repealing a certain condition for an insurer or nonprofit health service plan to receive authorization from the Commissioner to offer a certain insurance policy; authorizing the Commissioner to designate a certain system under certain circumstances; requiring a carrier to accept certain information for a

provider submitted in a certain manner, from certain persons;”; in line 8, after “of” insert “certain provisions of”; in the same line, after “Act;” insert “providing for a delayed effective date for certain provisions of this Act;”; after line 9, insert:

“BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–102.3(a) and 19–705.1(b)(1)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 19–705.1(a)

Annotated Code of Maryland

(2015 Replacement Volume)”;

in line 12, strike “15–112” and substitute “14–205.1(a), 15–112,”; and after line 14, insert:

“BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–112(n) and (p)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

(As enacted by Section 1 of this Act)

BY adding to

Article – Insurance

Section 15–112.3 and 31–115(m)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)”.

## AMENDMENT NO. 2

On page 2, after line 16, insert:

“Article – Health – General

15–102.3.

(a) The provisions of [§ 15–112] § 15–112(B)(1)(II) AND (2), (E) THROUGH (L), (Q), (R), AND (T) of the Insurance Article (Provider panels) shall apply to managed care organizations in the same manner they apply to carriers.

19–705.1.

(a) The Secretary shall adopt regulations that set out reasonable standards of quality of care that a health maintenance organization shall provide to its members.

(b) (1) The standards of quality of care shall include:

(i) [1.] A requirement that a health maintenance organization shall provide for regular hours during which a member may receive services, including providing for services to a member in a timely manner that takes into account the immediacy of need for services; [and

2. Provisions for assuring that all covered services, including any services for which the health maintenance organization has contracted, are accessible to the enrollee with reasonable safeguards with respect to geographic locations;]”;

and after line 17, insert:

“14–205.1.

(a) The Commissioner may authorize an insurer or nonprofit health service plan to offer a preferred provider insurance policy that conditions the payment of benefits on the use of preferred providers if the insurer or nonprofit health service plan[:

(1) has demonstrated to the Secretary of Health and Mental Hygiene that the provider panel of the insurer or nonprofit health service plan complies with the regulations adopted under § 19–705.1(b)(1)(i)2 of the Health – General Article; and

(2)] does not restrict payment for covered services provided by nonpreferred providers:

[(i)] (1) for emergency services, as defined in § 19–701 of the Health – General Article;

[(ii)] (2) for an unforeseen illness, injury, or condition requiring immediate care; or

[(iii)] (3) as required under § 15–830 of this article.”.

On page 4, in line 1, strike “1.”; in the same line, after “plan,” insert “HEALTH MAINTENANCE ORGANIZATION,”; in line 4, after “enrollees;” insert “AND”; and strike in their entirety lines 5 through 12, inclusive.

### AMENDMENT NO. 3

On page 3, in line 12, after “(8)” insert “(I)”; strike beginning with “A” in line 12 down through “INDIVIDUALS” in line 14 and substitute “A HEALTH CARE SETTING OR INSTITUTION PROVIDING PHYSICAL, MENTAL, OR SUBSTANCE USE DISORDER HEALTH CARE SERVICES.”

#### (II) “HEALTH CARE FACILITY” INCLUDES:

1. A HOSPITAL;
2. AN AMBULATORY SURGICAL OR TREATMENT CENTER;
3. A SKILLED NURSING FACILITY;
4. A RESIDENTIAL TREATMENT CENTER;
5. AN URGENT CARE CENTER;
6. A DIAGNOSTIC, LABORATORY, OR IMAGING CENTER;
7. A REHABILITATION FACILITY; AND
8. ANY OTHER THERAPEUTIC HEALTH CARE SETTING”;

after line 16, insert:

“(10) “NETWORK” MEANS A CARRIER’S PARTICIPATING PROVIDERS AND THE HEALTH CARE FACILITIES WITH WHICH A CARRIER CONTRACTS TO

PROVIDE HEALTH CARE SERVICES TO THE CARRIER'S ENROLLEES UNDER THE CARRIER'S HEALTH BENEFIT PLAN.

(11) "NETWORK DIRECTORY" MEANS A LIST OF A CARRIER'S PARTICIPATING PROVIDERS AND PARTICIPATING HEALTH CARE FACILITIES.”;

and in lines 17, 19, 22, and 25, strike “(10)”, “(11)”, “(12)”, and “(13)”, respectively, and substitute “(12)”, “(13)”, “(14)”, and “(15)”, respectively.

AMENDMENT NO. 4

On page 5, in line 7, after “(II)” insert “1.”; in line 8, after “PROVIDERS” insert “, INCLUDING ESSENTIAL COMMUNITY PROVIDERS.”; in line 9, after “INDIVIDUALS” insert “; OR

2. FOR A CARRIER THAT PROVIDES A MAJORITY OF COVERED PROFESSIONAL SERVICES THROUGH PHYSICIANS EMPLOYED BY A SINGLE CONTRACTED MEDICAL GROUP AND THROUGH HEALTH CARE PROVIDERS EMPLOYED BY THE CARRIER, INCLUDE ALTERNATIVE STANDARDS FOR ADDRESSING THE NEEDS OF LOW-INCOME, MEDICALLY UNDERSERVED INDIVIDUALS”;

in lines 16 and 27, in each instance, strike “AND APPROVAL”; in line 21, strike “PROVIDER NETWORK” and substitute “ACCESS PLAN”; and after line 27, insert:

“(III) THE COMMISSIONER MAY ORDER CORRECTIVE ACTION IF, AFTER REVIEW, THE ACCESS PLAN IS DETERMINED NOT TO MEET THE REQUIREMENTS OF THIS SUBSECTION.”.

On pages 5 and 6, strike in their entirety the lines beginning with line 28 on page 5 through line 4 on page 6, inclusive, and substitute:

“(3) (I) IN ACCORDANCE WITH § 4-335 OF THE GENERAL PROVISIONS ARTICLE, THE COMMISSIONER SHALL DENY INSPECTION OF THE PARTS OF THE ACCESS PLAN FILED UNDER THIS SUBSECTION THAT CONTAIN CONFIDENTIAL COMMERCIAL INFORMATION OR CONFIDENTIAL FINANCIAL INFORMATION.

**(II) THE REGULATIONS ADOPTED BY THE COMMISSIONER UNDER SUBSECTION (D) OF THIS SECTION SHALL IDENTIFY THE PARTS OF THE ACCESS PLAN THAT MAY BE CONSIDERED CONFIDENTIAL BY THE CARRIER.**

**AMENDMENT NO. 5**

On page 6, strike beginning with the colon in line 15 down through the comma in line 16; in line 17, after “AND” insert “, **IF APPLICABLE,**”; strike beginning with “AND” in line 18 down through the semicolon in line 21; in line 29, after “(V)” insert “**1.**”; in the same line, after “PROVIDERS” insert “, **INCLUDING ESSENTIAL COMMUNITY PROVIDERS,**”; and in line 31, after the semicolon insert “**OR**”

**2. FOR A CARRIER THAT PROVIDES A MAJORITY OF COVERED PROFESSIONAL SERVICES THROUGH PHYSICIANS EMPLOYED BY A SINGLE CONTRACTED MEDICAL GROUP AND THROUGH HEALTH CARE PROVIDERS EMPLOYED BY THE CARRIER, THE CARRIER’S EFFORTS TO ADDRESS THE NEEDS OF LOW-INCOME, MEDICALLY UNDERSERVED INDIVIDUALS;**

**AMENDMENT NO. 6**

On page 7, in lines 4 and 5, strike “AND AT LEAST QUARTERLY”; in line 7, after “(D)” insert “**(1)**”; in lines 11 and 12, strike “, INCLUDING CRITERIA RELATING TO” and substitute “.

**(2) IN ADOPTING THE REGULATIONS, THE COMMISSIONER MAY TAKE INTO CONSIDERATION**”;

and in lines 13, 16, 19, 20, 21, 22, 23, 25, 26, 27, and 29, strike “(1)”, “(2)”, “(3)”, “(4)”, “(5)”, “(6)”, “(7)”, “(I)”, “(II)”, “1.”, and “2.”, respectively, and substitute “**(I)**”, “**(II)**”, “**(III)**”, “**(IV)**”, “**(V)**”, “**(VI)**”, “**(VII)**”, “**1.**”, “**2.**”, “**A.**”, and “**B.**”, respectively.

On page 8, in lines 1, 3, and 6, strike “(III)”, “(8)”, and “(9)”, respectively, and substitute “**3.**”, “**(VIII)**”, and “**(IX)**”, respectively; in line 5, strike “AND”;

and in line 8, after “SERVICES” insert “;

**(X) ANY STANDARDS ADOPTED BY THE FEDERAL CENTERS FOR MEDICARE AND MEDICAID SERVICES OR USED BY THE FEDERALLY FACILITATED MARKETPLACE; AND**



(XI) ANY STANDARDS ADOPTED BY ANOTHER STATE".

AMENDMENT NO. 7

On page 8, after line 8, insert:

“(E) (1) ON OR BEFORE DECEMBER 31, 2017, FOR A CARRIER THAT IS A DENTAL PLAN ORGANIZATION OR AN INSURER OR NONPROFIT HEALTH SERVICE PLAN THAT PROVIDES COVERAGE FOR DENTAL SERVICES, THE COMMISSIONER, IN CONSULTATION WITH APPROPRIATE STAKEHOLDERS, SHALL ADOPT REGULATIONS TO SPECIFY THE STANDARDS UNDER SUBSECTION (B)(1)(I) OF THIS SECTION FOR DENTAL SERVICES.

(2) THE REGULATIONS SHALL:

(I) ENSURE THAT ALL ENROLLEES, INCLUDING ADULTS AND CHILDREN, HAVE ACCESS TO PROVIDERS AND COVERED SERVICES WITHOUT UNREASONABLE DELAY AND TRAVEL;

(II) ENSURE ACCESS TO PROVIDERS, INCLUDING ESSENTIAL COMMUNITY PROVIDERS, THAT SERVE PREDOMINANTLY LOW-INCOME, MEDICALLY UNDERSERVED INDIVIDUALS; AND

(III) REQUIRE THE CARRIER TO SPECIFY HOW THE CARRIER WILL MONITOR, ON AN ONGOING BASIS, THE ABILITY OF ITS PARTICIPATING PROVIDERS TO PROVIDE COVERED SERVICES TO ITS ENROLLEES.

(3) IN ESTABLISHING THE STANDARDS FOR DENTAL SERVICES, THE COMMISSIONER MAY CONSIDER THE APPROPRIATENESS OF QUANTITATIVE AND NONQUANTITATIVE CRITERIA.”;

and in lines 9 and 16, strike “(E)” and “(F)”, respectively, and substitute “(F)” and “(G)”, respectively.

On page 9, in line 4, strike “(U)” and substitute “(V)”.

On page 10, in lines 5, 15, 16, and 25, strike “(G)”, “(K)”, “(H)”, and “(I)”, respectively, and substitute “(H)”, “(L)”, “(I)”, and “(J)”, respectively.

On page 12, in lines 7, 10, 14, 18, 30, and 33, strike “(J)”, “(K)”, “(K)”, “(L)”, “(M)”, and “(i)”, respectively, and substitute “(K)”, “(L)”, “(L)”, “(M)”, “(N)”, and “(1)”, respectively; and in line 30, strike “(1)”.

On page 13, in line 1, strike “(ii)” and substitute “(2)”.

On page 16, in line 23, strike “(O)” and substitute “(P)”.

#### AMENDMENT NO. 8

On page 12, in line 30, strike the second set of brackets; and in the same line, strike “**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A**”.

On pages 13 through 16, strike in their entirety the lines beginning with line 3 on page 13 through line 17 on page 16, inclusive, and substitute:

**“(O) (1) A CARRIER SHALL HAVE A CUSTOMER SERVICE TELEPHONE NUMBER, E-MAIL ADDRESS LINK, OR OTHER ELECTRONIC MEANS BY WHICH ENROLLEES AND PROSPECTIVE ENROLLEES MAY NOTIFY THE CARRIER OF INACCURATE INFORMATION IN THE CARRIER’S NETWORK DIRECTORY.”;**

in line 18, strike “(7)” and substitute “(2)”; in line 19, after “**DIRECTORY**” insert “**BY A PERSON OTHER THAN THE PROVIDER**”; in the same line, after “**THE**” insert “**REPORTED**”; in line 21, strike “15” and substitute “45”; in the same line, after “**RECEIVING**” insert “**THE**”; in lines 21 and 22, strike “**OF THE POTENTIAL INACCURACY**”; and in lines 28 and 31, in each instance, strike “**SUBSECTIONS (M) AND (N)**” and substitute “**SUBSECTION (N)**”.

On page 17, in lines 1, 17, 22, and 28, strike “(S)”, “(P)”, “(Q)”, and “(R)”, respectively, and substitute “(T)”, “(Q)”, “(R)”, and “(S)”, respectively; in line 2, strike “**SUBSECTIONS (M) AND (N)**” and substitute “**SUBSECTION (N)**”; and strike in their entirety lines 4 through 16, inclusive, and substitute:

**“(3) A CARRIER SHALL:**

**(I) 1. PERIODICALLY REVIEW AT LEAST A REASONABLE SAMPLE SIZE OF ITS NETWORK DIRECTORY FOR ACCURACY; AND**

**2. RETAIN DOCUMENTATION OF THE REVIEW AND MAKE THE REVIEW AVAILABLE TO THE COMMISSIONER ON REQUEST; OR**

**(II) CONTACT PROVIDERS LISTED IN THE CARRIER'S NETWORK DIRECTORY WHO HAVE NOT SUBMITTED A CLAIM IN THE LAST 6 MONTHS TO DETERMINE IF THE PROVIDERS INTEND TO REMAIN IN THE CARRIER'S PROVIDER NETWORK.**

On page 18, in lines 7, 18, and 32, strike “(S)”, “(T)”, and “(U)”, respectively, and substitute “(T)”, “(U)”, and “(V)”, respectively; in line 7, strike the second set of brackets; in line 9, strike “SUBSECTIONS (M) AND (N)” and substitute “SUBSECTION (N)”; in line 10, strike “notification” and substitute “ELECTRONIC NOTIFICATION OR NOTIFICATION BY FIRST-CLASS MAIL TRACKING METHOD”; in line 12, strike the bracket; in line 17, strike the bracket; and in line 32, strike “(F)(3)(III)” and substitute “(G)(3)(III)”.

On page 19, in lines 7, 23, 24, and 27, strike “(V)”, “(F)(3)(I)1”, “(F)(3)(III)2”, and “(F)(3)(III)2”, respectively, and substitute “(W)”, “(G)(3)(I)1”, “(G)(3)(III)2”, and “(G)(3)(III)2”, respectively; and in line 7, strike “(T)(1)” and substitute “(U)(1)”.

**AMENDMENT NO. 9**

On page 20, after line 15, insert:

**“31-115.**

**(M) ANY CERTIFICATION STANDARDS ESTABLISHED UNDER SUBSECTION (K) OF THIS SECTION RELATED TO NETWORK ADEQUACY OR NETWORK DIRECTORY ACCURACY:**

**(1) SHALL BE CONSISTENT WITH THE PROVISIONS OF § 15-112 OF THIS ARTICLE; AND**

**(2) MAY NOT BE IMPLEMENTED UNTIL JANUARY 1, 2019.**

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Insurance

15–112.

(n) (1) A carrier shall make **THE CARRIER’S NETWORK DIRECTORY** available to prospective enrollees on the Internet and, on request of a prospective enrollee, in printed form[:

- (1) a list of providers on the carrier’s provider panel; and
- (2) information on providers that are no longer accepting new patients].

(2) **THE CARRIER’S NETWORK DIRECTORY ON THE INTERNET SHALL BE AVAILABLE:**

(I) **THROUGH A CLEAR LINK OR TAB; AND**

(II) **IN A SEARCHABLE FORMAT.**

(3) **THE NETWORK DIRECTORY SHALL INCLUDE:**

(I) **FOR EACH PROVIDER ON THE CARRIER’S PROVIDER PANEL:**

1. **THE NAME OF THE PROVIDER;**

2. **THE SPECIALTY AREAS OF THE PROVIDER;**

3. **WHETHER THE PROVIDER CURRENTLY IS ACCEPTING NEW PATIENTS;**

4. **FOR EACH OFFICE OF THE PROVIDER WHERE THE PROVIDER PARTICIPATES ON THE PROVIDER PANEL:**

A. **ITS LOCATION, INCLUDING ITS ADDRESS; AND**

**B. CONTACT INFORMATION FOR THE PROVIDER;**

**5. THE GENDER OF THE PROVIDER, IF THE PROVIDER NOTIFIES THE CARRIER OR THE MULTI-CARRIER COMMON ONLINE PROVIDER DIRECTORY INFORMATION SYSTEM DESIGNATED UNDER § 15-112.3 OF THIS SUBTITLE OF THE INFORMATION; AND**

**6. ANY LANGUAGES SPOKEN BY THE PROVIDER OTHER THAN ENGLISH, IF THE PROVIDER NOTIFIES THE CARRIER OR THE MULTI-CARRIER COMMON ONLINE PROVIDER DIRECTORY INFORMATION SYSTEM DESIGNATED UNDER § 15-112.3 OF THIS SUBTITLE OF THE INFORMATION;**

**(II) FOR EACH HEALTH CARE FACILITY IN THE CARRIER'S NETWORK:**

**1. THE HEALTH CARE FACILITY'S NAME;**

**2. THE HEALTH CARE FACILITY'S ADDRESS;**

**3. THE TYPES OF SERVICES PROVIDED BY THE HEALTH CARE FACILITY; AND**

**4. CONTACT INFORMATION FOR THE HEALTH CARE FACILITY; AND**

**(III) A STATEMENT THAT ADVISES ENROLLEES AND PROSPECTIVE ENROLLEES TO CONTACT A PROVIDER OR A HEALTH CARE FACILITY BEFORE SEEKING TREATMENT OR SERVICES, TO CONFIRM THE PROVIDER'S OR HEALTH CARE FACILITY'S PARTICIPATION IN THE CARRIER'S NETWORK.**

**(p) (1) A carrier shall notify each enrollee at the time of initial enrollment and renewal about how to access or obtain the information required under subsection (n) of this section.**

(2) (i) 1. Information provided in printed form under subsection (n) of this section shall be [updated] ACCURATE ON THE DATE OF PUBLICATION.

2. A CARRIER SHALL UPDATE THE INFORMATION PROVIDED IN PRINTED FORM at least once a year.

(ii) 1. [Subject to subsection (t) of this section, information] INFORMATION provided on the Internet under subsection (n) of this section shall be [updated] ACCURATE ON THE DATE OF INITIAL POSTING AND ANY UPDATE.

2. IN ADDITION TO THE REQUIREMENT TO UPDATE ITS PROVIDER INFORMATION UNDER SUBSECTION (T)(1) OF THIS SECTION, A CARRIER SHALL UPDATE THE INFORMATION PROVIDED ON THE INTERNET at least once every 15 days.

(3) A carrier shall:

(i) 1. periodically review at least a reasonable sample size of its network directory for accuracy; and

2. retain documentation of the review and make the review available to the Commissioner on request; or

(ii) contact providers listed in the carrier's network directory who have not submitted a claim in the last 6 months to determine if the providers intend to remain in the carrier's provider network.

(4) A CARRIER SHALL DEMONSTRATE THE ACCURACY OF THE INFORMATION PROVIDED UNDER PARAGRAPH (3) OF THIS SUBSECTION ON REQUEST OF THE COMMISSIONER.

(5) BEFORE IMPOSING A PENALTY AGAINST A CARRIER FOR INACCURATE NETWORK DIRECTORY INFORMATION, THE COMMISSIONER SHALL TAKE INTO ACCOUNT, IN ADDITION TO ANY OTHER FACTORS REQUIRED BY LAW, WHETHER:

(I) THE CARRIER AFFORDED A PROVIDER OR OTHER PERSON IDENTIFIED IN § 15-112.3(C) OF THIS SUBTITLE AN OPPORTUNITY TO REVIEW AND UPDATE THE PROVIDER'S NETWORK DIRECTORY INFORMATION:

1. THROUGH THE MULTI-CARRIER COMMON ONLINE PROVIDER DIRECTORY INFORMATION SYSTEM DESIGNATED UNDER § 15-112.3 OF THIS SUBTITLE; OR

2. DIRECTLY WITH THE CARRIER;

(II) THE CARRIER CAN DEMONSTRATE THE EFFORTS MADE, IN WRITING, ELECTRONICALLY, OR BY TELEPHONE, TO OBTAIN UPDATED NETWORK DIRECTORY INFORMATION FROM A PROVIDER OR OTHER PERSON IDENTIFIED IN § 15-112.3(C) OF THIS SUBTITLE;

(III) THE CARRIER HAS CONTACTED A PROVIDER LISTED IN THE CARRIER'S NETWORK DIRECTORY WHO HAS NOT SUBMITTED A CLAIM IN THE LAST 6 MONTHS TO DETERMINE IF THE PROVIDER INTENDS TO REMAIN THE CARRIER'S PROVIDER PANEL;

(IV) THE CARRIER INCLUDES IN ITS NETWORK DIRECTORY THE LAST DATE THAT A PROVIDER UPDATED THE PROVIDER'S INFORMATION;

(V) THE CARRIER HAS IMPLEMENTED ANY OTHER PROCESS OR PROCEDURE TO:

1. ENCOURAGE PROVIDERS TO UPDATE THEIR NETWORK DIRECTORY INFORMATION; OR

2. INCREASE THE ACCURACY OF ITS NETWORK DIRECTORY; AND

(VI) A PROVIDER OR OTHER PERSON IDENTIFIED IN § 15-112.3(C) OF THIS SUBTITLE HAS NOT UPDATED THE PROVIDER'S NETWORK DIRECTORY INFORMATION, DESPITE OPPORTUNITIES TO DO SO.

15-112.3.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I) “CARRIER” HAS THE MEANING STATED IN § 15-112 OF THIS SUBTITLE.

(II) “CARRIER” DOES NOT INCLUDE A MANAGED CARE ORGANIZATION, AS DEFINED IN TITLE 15, SUBTITLE 1 OF THE HEALTH – GENERAL ARTICLE.

(3) “MULTI-CARRIER COMMON ONLINE PROVIDER DIRECTORY INFORMATION SYSTEM” MEANS THE SYSTEM DESIGNATED BY THE COMMISSIONER FOR USE BY PROVIDERS TO PROVIDE AND UPDATE THEIR NETWORK DIRECTORY INFORMATION WITH CARRIERS.

(B) THE COMMISSIONER MAY DESIGNATE A MULTI-CARRIER COMMON ONLINE PROVIDER DIRECTORY INFORMATION SYSTEM DEVELOPED BY A NONPROFIT ALLIANCE OF HEALTH PLANS AND TRADE ASSOCIATIONS IF:

(1) THE SYSTEM IS AVAILABLE TO PROVIDERS NATIONALLY;

(2) THE SYSTEM IS AVAILABLE TO PROVIDERS AT NO CHARGE;

(3) THE SYSTEM ALLOWS PROVIDERS TO:

(I) ATTEST ONLINE TO THE ACCURACY OF THEIR INFORMATION; AND

(II) 1. CORRECT ANY INACCURATE INFORMATION; AND

2. ATTEST TO THE CORRECTION; AND

(4) THE NONPROFIT ALLIANCE HAS A WELL-ESTABLISHED MECHANISM FOR OUTREACH TO PROVIDERS.



(C) A CARRIER SHALL ACCEPT NEW AND UPDATED NETWORK DIRECTORY INFORMATION FOR A PROVIDER SUBMITTED:

(1) (I) THROUGH THE MULTI-CARRIER COMMON ONLINE PROVIDER DIRECTORY INFORMATION SYSTEM; OR

(II) DIRECTLY TO THE CARRIER; AND

(2) FROM:

(I) THE PROVIDER;

(II) A HOSPITAL OR ACADEMIC MEDICAL CENTER THAT:

1. IS A PARTICIPATING PROVIDER ON THE CARRIER’S PROVIDER PANEL; AND

2. ACTS AS A CREDENTIALING INTERMEDIARY FOR THE CARRIER FOR PROVIDERS THAT:

A. PARTICIPATE ON THE CARRIER’S PROVIDER PANEL;  
AND

B. HAVE PRIVILEGES AT THE HOSPITAL OR ACADEMIC MEDICAL CENTER; OR

(III) ANY OTHER PERSON THAT PERFORMS CREDENTIALING FUNCTIONS ON BEHALF OF A PROVIDER.”.

AMENDMENT NO. 10

On page 23, in line 2, strike “CONSISTENT” and substitute “IN ACCORDANCE”; in the same line, after “THE” insert “TIMELINESS”; and in line 7, strike “; OR” and substitute a period.

AMENDMENT NO. 11

On page 24, in line 2, strike “**15-112(M)(1)**” and substitute “**15-112(N)(1)**”; strike in their entirety lines 4 and 5 and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect January 1, 2017.”;

in line 6, strike “3.” and substitute “4.”; and in the same line, after “That” insert “, except as provided in Section 3 of this Act.”.

The preceding 11 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 1336 – Delegate S. Howard**

AN ACT concerning

#### **Estates and Trusts – Notice Requirement – Method of Delivery**

**HB1336/796983/1**

BY: Health and Government Operations Committee

#### AMENDMENT TO HOUSE BILL 1336

(First Reading File Bill)

On page 1, in the sponsor line, strike “Delegate S. Howard” and substitute “Delegates S. Howard, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pendergrass, Pena–Melnyk, 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 1411 – Delegates McMillan, Angel, Cullison, Kipke, McDonough, Miele,  
Morgan, Oaks, Saab, and West

AN ACT concerning

**Health – Recovery Residences – Certification**

**HB1411/976988/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1411

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and West” and substitute “West, S. Howard, Hammen, Barron, Bromwell, Hayes, Hill, Kelly, Krebs, Morhaim, Pena–Melnik, Pendergrass, Rose, Sample–Hughes, and K. Young”; and in line 12, after “list” insert “that includes certain information; requiring, on or before a certain date, a credentialing entity to publish on its Web site a certain list that includes certain information”.

AMENDMENT NO. 2

On page 2, strike beginning with “MEANS” in line 12 down through “ENVIRONMENT” in line 15 and substitute “HAS THE MEANING STATED IN § 7.5–101 OF THIS ARTICLE”.

AMENDMENT NO. 3

On page 3, strike beginning with “RECOVERY” in line 16 down through “OWNER.” in line 20 and substitute “CREDENTIALING ENTITY AND THE CONTACT INFORMATION FOR THE CREDENTIALING ENTITY.”

**(2) (I) ON OR BEFORE NOVEMBER 1, 2017, A CREDENTIALING ENTITY SHALL PUBLISH ON ITS WEB SITE A LIST OF EACH RECOVERY RESIDENCE THAT HOLDS A VALID CERTIFICATE OF COMPLIANCE.**

**(II) THE LIST PUBLISHED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL INCLUDE ONLY THE OWNER OF THE RECOVERY RESIDENCE AND THE CONTACT INFORMATION OF THE OWNER.**”

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### **THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #7**

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

#### **House Bill 147 – Delegate Otto**

AN ACT concerning

#### **Somerset County Code of Public Local Laws – 2016 Edition – Legalization**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

#### **House Bill 148 – Delegate Otto**

AN ACT concerning

#### **Somerset County – Sheriff – Salary**

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 797 – Chair, Environment and Transportation Committee (By Request – Departmental – Environment)**

AN ACT concerning

#### **Nontidal Wetlands – Nontidal Wetland Mitigation Banking**

**HB0797/830114/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 797

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “remove” and substitute “include”; in line 4, strike “from a certain process” and substitute “under certain circumstances”; in line 11, after “site;” insert “requiring certain standards and regulations adopted by the Department to ensure that the potential for on-site mitigation is considered under certain circumstances;”; in line 17, after “Department” insert “in a certain manner; requiring certain standards and regulations adopted by the Department to ensure that a certain service area meets certain requirements”; in the same line, strike “a certain term” and substitute “certain terms”; in line 19, strike “without” and substitute “with”; in line 21, strike “5-901(a)” and substitute “5-901 and 5-910”; and strike in their entirety lines 24 through 28, inclusive.

On page 2, strike in their entirety lines 1 through 5, inclusive; and strike in their entirety lines 14 through 21, inclusive.

AMENDMENT NO. 2

On page 3, after line 10, insert:

“(b) (1) “Agricultural activity” means aquaculture and farming activities.

(2) “Agricultural activity” includes:

(i) Plowing, tillage, cropping, seeding, cultivating, and harvesting for the production of food and fiber products; and

(ii) The grazing of livestock.

(c) “Best management practices” means conservation practices or systems of practices and management measures that:

(1) Control soil loss and reduce water quality degradation caused by nutrients, animal waste, toxics, and sediment; and

(2) Minimize adverse impacts to the surface water and groundwater flow and circulation patterns, and to the chemical, physical, and biological characteristics of a nontidal wetland.

(d) “Compensation ratio” means the ratio of the area of wetland restored, created, or enhanced to the area of wetland for which mitigation is required.

(e) “Department” means the Department of the Environment.

(f) “Forestry activity” means planting, cultivating, thinning, harvesting, or any other activity undertaken to use forest resources or to improve their quality or productivity.

**(G) “HYDROLOGIC UNIT” MEANS A DRAINAGE AREA WITHIN:**

**(1) A MULTILEVEL HIERARCHICAL DRAINAGE SYSTEM ESTABLISHED UNDER THE NATIONAL WATERSHED BOUNDARY DATASET AS PUBLISHED BY THE U.S. GEOLOGICAL SURVEY AND AS AMENDED, REVISED, OR REPLACED FROM TIME TO TIME; AND**

**(2) WHICH DRAINAGE BOUNDARIES ARE ESTABLISHED USING HYDROGRAPHIC AND TOPOGRAPHIC DATA TO DELINEATE AN AREA OF LAND UPSTREAM FROM A SPECIFIC POINT ON A RIVER, STREAM, OR A SIMILAR SURFACE WATER.**

**(H) “HYDROLOGIC UNIT CODE” MEANS A NUMERICAL IDENTIFIER THAT DESCRIBES A HYDROLOGIC UNIT’S PHYSICAL LOCATION AND POSITION WITHIN THE DRAINAGE SYSTEM HIERARCHY.**

**(I) “INSTRUMENT” MEANS THE FORMAL WRITTEN AGREEMENT BETWEEN MITIGATION BANK OWNERS AND THE DEPARTMENT THAT ESTABLISHES LIABILITY, PERFORMANCE STANDARDS, MANAGEMENT AND MONITORING REQUIREMENTS, AND THE TERMS OF BANK CREDIT APPROVAL.**

**(J) “INTERAGENCY REVIEW TEAM” MEANS AN INTERAGENCY GROUP OF FEDERAL, STATE, AND LOCAL AGENCIES THAT REVIEWS DOCUMENTATION FOR, AND ADVISES THE DEPARTMENT ON, THE ESTABLISHMENT OF PROPOSED MITIGATION BANKS AND THE DEVELOPMENT OF THE INSTRUMENT.**

**[(g)] (K)** “Isolated nontidal wetland” means a nontidal wetland that is not hydrologically connected, through surface or subsurface flow, to streams, tidal or nontidal wetlands, or tidal waters.

**[(h)] (L)** “Mitigation banking” means wetland restoration, creation, or enhancement undertaken expressly for the purpose of providing compensation credits for wetland losses from future activities.

**[(i)] (M)** (1) “Nontidal wetland” means an area that is inundated or saturated by surface water or groundwater at a frequency and duration sufficient to support, and that under normal circumstances does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, commonly known as hydrophytic vegetation.

(2) The determination of whether an area is a nontidal wetland shall be made in accordance with the publication known as the “Federal Manual for Identifying and Delineating Jurisdictional Wetlands”, published in 1989 and as may be amended.

(3) “Nontidal wetlands” do not include tidal wetlands regulated under Title 16 of this article.

**[(j)] (N)** (1) “Regulated activity” means any of the following activities in a nontidal wetland or within a 25 foot buffer of the nontidal wetland:

(i) The removal, excavation, or dredging of soil, sand, gravel, minerals, organic matter, or materials of any kind;

(ii) The changing of existing drainage characteristics, sedimentation patterns, flow patterns, or flood retention characteristics;

(iii) The disturbance of the water level or water table by drainage, impoundment, or other means;

(iv) The dumping, discharging of material, or filling with material, including the driving of piles and placing of obstructions;

(v) The grading or removal of material that would alter existing topography; and

(vi) The destruction or removal of plant life that would alter the character of a nontidal wetland.

(2) “Regulated activity” does not include an agricultural activity or forestry activity as defined in this section.”;

in lines 11 and 14, strike “(K)” and “(L)”, respectively, and substitute “(O)” and “(P)”, respectively; in line 23, strike the bracket; and in line 24, strike the bracket and substitute “WHERE IT MAY BE ENVIRONMENTALLY PREFERABLE”.

### AMENDMENT NO. 3

On page 4, in line 29, strike “AND”.

On page 5, in line 3, after the bracket insert “THE POTENTIAL FOR ON-SITE MITIGATION IS CONSIDERED WHENEVER IT MAY BE ENVIRONMENTALLY PREFERABLE;

(4)”;

in line 4, strike “DETERMINED” and substitute “:

(I) DETERMINED”;

in the same line, after “DEPARTMENT” insert “IN COORDINATION WITH AN INTERAGENCY REVIEW TEAM; AND

(II) THAT ARE CONSISTENT WITH FEDERAL GUIDELINES; AND

(5) FOR PURPOSES OF ITEM (4) THIS SUBSECTION, A SERVICE AREA:

(I) IS THE SAME 8 DIGIT HYDROLOGIC UNIT CODE WATERSHED IN WHICH THE MITIGATION BANK IS LOCATED; AND

(II) MAY BE EXPANDED TO INCLUDE OTHER 8 DIGIT HYDROLOGIC UNIT CODE WATERSHEDS IF ENVIRONMENTALLY JUSTIFIED”.

The preceding 3 amendments were read only.



Delegate Barve moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

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

**House Bill 816 – Cecil County Delegation**

AN ACT concerning

**Cecil County – Sheriff – Salary**

**HB0816/920112/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 816

(First Reading File Bill)

On page 2, strike beginning with “AN” in line 4 down through “OFFICE” in line 6 and substitute “NOT LESS THAN \$100,000, AS DETERMINED BY THE COUNTY COUNCIL OF CECIL COUNTY”.

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 831 – Washington County Delegation**

AN ACT concerning

**Washington County – Collection of Fees, Charges, Penalties, and Assessments**

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 867 – Washington County Delegation**

AN ACT concerning

**Washington County – Contributions to Nonprofit Organizations – Process****HB0867/150513/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 867

(First Reading File Bill)

On page 1, in line 6, strike “altering the timing of a certain” and substitute “requiring the County Commissioners to hold a”; and in the same line, strike “certain” and substitute “the”.

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 1328 – Delegates Lam, Tarlau, and S. Robinson**

AN ACT concerning

**Environment – Lead and Mercury Wheel Weights – Prohibited****HB1328/870318/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1328

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 6 down through “weights;” in line 12.

AMENDMENT NO. 2

On page 2, in line 2, strike “**SUBJECT TO SUBSECTION (B)(2) OF THIS SECTION, A**” and substitute “**A**”; in line 9, strike “**2019**” and substitute “**2018**”; in line 11, strike “**2020**” and substitute “**2019**”; and strike in their entirety lines 17 through 31, inclusive.

On page 3, in lines 1 and 3, strike “**(C)**” and “**(D)**”, respectively, and substitute “**(B)**” and “**(C)**”, respectively; in lines 3 and 4, strike “**: (I) SEND**” and substitute “**SEND**”; and strike beginning with “**; AND**” in line 5 down through “**SECTION**” in line 7.

### AMENDMENT NO. 3

On page 2, in lines 6 and 15, in each instance, after “**OR**” insert “**GREATER THAN 0.1%**”; and in the same lines, in each instance, strike “**WHEEL**” and substitute “**BY**”.

The preceding 3 amendments were read only.

Delegate Holmes moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

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

### **House Bill 1341 – Delegate McMillan**

AN ACT concerning

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

**HB1341/950814/1**

BY: Environment and Transportation Committee

### AMENDMENT TO HOUSE BILL 1341

(First Reading File Bill)

On page 2, in line 13, strike “**MAY**” and substitute “**APRIL**”.

The preceding amendment was read only.

Delegate Barve moved to make the Bill and Amendments a Special Order for the end of today’s business.

The motion was adopted.

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

**House Bill 1527 – Delegate O’Donnell**

EMERGENCY BILL

AN ACT concerning

**Environment – Water Appropriation Permit – Aquaculture Exemption**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 490)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #41**

**House Bill 37 – ~~Delegate Kipke~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Property Tax Deferrals – Payment Due Date**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 491)

The Bill was then sent to the Senate.

**House Bill 220 – Delegates Barron, Carter, and Anderson**

AN ACT concerning

**Criminal Procedure – Partial Expungement**

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

Affirmative – 90    Negative – 48    (See Roll Call No. 492)

The Bill was then sent to the Senate.

**House Bill 245 – Delegates Dumais, Atterbeary, Glass, McComas, Moon, Rey, Smith, Sydnor, Valentino–Smith, and B. Wilson**

AN ACT concerning

**Child Abuse and Neglect – Failure to Report**

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

Affirmative – 128    Negative – 11    (See Roll Call No. 493)

The Bill was then sent to the Senate.

**House Bill 271 – Delegate Dumais**

AN ACT concerning

**Child Support – Extraordinary Medical Expenses**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 494)

The Bill was then sent to the Senate.

**House Bill 320 – Frederick County Delegation**

AN ACT concerning

**Frederick County – Property Tax – Small Business Tax Credit**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 495)

The Bill was then sent to the Senate.

**House Bill 409 – Delegates Fraser–Hidalgo, Dumais, A. Miller, Anderson, Barkley, Barve, Beidle, Carr, Cullison, Folden, Gilchrist, Gutierrez, Hill, Hixson,**

**Kaiser, Kelly, Korman, Kramer, Lam, Luedtke, McCray, Moon, Morales, Platt, Reznik, S. Robinson, Smith, Valentino–Smith, Waldstreicher, C. Wilson, and Zucker**

AN ACT concerning

**Criminal Law – Providing Alcohol to Underage Drinkers – Penalties  
(Alex and Calvin’s Law)**

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

Affirmative – 136    Negative – 3    (See Roll Call No. 496)

The Bill was then sent to the Senate.

**House Bill 488 – Delegates Morgan, Adams, Anderson, Arentz, Aumann, Buckel, Cassilly, Folden, Hayes, Kittleman, Krebs, Lierman, Malone, McConkey, McKay, McMillan, W. Miller, Parrott, Rose, Shoemaker, B. Wilson, C. Wilson, and P. Young**

AN ACT concerning

**Property Tax – Property Transferred to New Owner – Appeals**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 497)

The Bill was then sent to the Senate.

**House Bill 590 – Delegates Vallario, Anderson, Atterbeary, Carter, Conaway, Dumais, Moon, Proctor, Rosenberg, Sanchez, Smith, Sydnor, and Valentino–Smith**

AN ACT concerning

**Criminal Procedure – Expungement – Probation Before Judgment**

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

Affirmative – 89    Negative – 50    (See Roll Call No. 498)

The Bill was then sent to the Senate.

**House Bill 1153 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Tax Sales – Limited Auction and Foreclosure for  
Abandoned Property  
PG 431–16**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 499)

The Bill was then sent to the Senate.

**House Bill 1268 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Pretrial Release Program – Nonviolent Felon**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 500)

The Bill was then sent to the Senate.

**House Bill 1273 – ~~Delegates Chang, Beidle, McMillan, Pena Melnyk, Simonaire,  
and Sophocleus~~ Anne Arundel County Delegation**

AN ACT concerning

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

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

Affirmative – 138    Negative – 0    (See Roll Call No. 501)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

**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**

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

FLOOR AMENDMENT

**HB0777/963229/7**

BY: Delegate Morhaim

AMENDMENTS TO HOUSE BILL 777

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “or Consuming”; in line 4, strike “or consuming”; and in line 5, after “places;” insert “providing for the application of this Act.”.

AMENDMENT NO. 2

On page 2, in line 28, strike “OR OTHERWISE CONSUME”.

AMENDMENT NO. 3

On page 2, after line 25, insert:

**“(B) THIS SECTION DOES NOT APPLY TO THE USE OF A VAPORIZER BY A QUALIFYING PATIENT, AS DEFINED IN § 13-3301 OF THE HEALTH – GENERAL ARTICLE.”;**

and in lines 26 and 28, strike “(B)” and “(C)”, respectively, and substitute “(C)” and “(D)”, respectively.

On page 3, in line 11, strike “(D)” and substitute “(E)”.

The preceding 3 amendments were read and adopted.

FLOOR AMENDMENT

**HB0777/253522/1**

BY: Delegate Clippinger

AMENDMENTS TO HOUSE BILL 777



(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “penalty;” insert “providing that a conviction under this Act is a shieldable conviction for a certain purpose;”; and after line 23, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 10–301(f)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 12, insert:

“Article – Criminal Procedure

10–301.

(f) “Shieldable conviction” means a conviction of one of the following crimes:

(1) disorderly conduct under § 10–201(c)(2) of the Criminal Law Article;

(2) disturbing the peace under § 10–201(c)(4) of the Criminal Law Article;

(3) failure to obey a reasonable and lawful order under § 10–201(c)(3) of the Criminal Law Article;

(4) malicious destruction of property in the lesser degree under § 6–301 of the Criminal Law Article;

(5) trespass on posted property under § 6–402 of the Criminal Law Article;

(6) possessing or administering a controlled dangerous substance under § 5–601 of the Criminal Law Article;

(7) possessing or administering a noncontrolled substance under § 5–618(a) of the Criminal Law Article;

(8) use of or possession with intent to use drug paraphernalia under § 5–619(c)(1) of the Criminal Law Article;

(9) driving without a license under § 16–101 of the Transportation Article;

(10) driving while privilege is canceled, suspended, refused, or revoked under § 16–303 of the Transportation Article;

(11) driving while uninsured under § 17–107 of the Transportation Article;

[or]

(12) a prostitution offense under § 11–306(a)(1) of the Criminal Law Article if the conviction is for prostitution and not assignation; OR

**(13) SMOKING MARIJUANA IN A PUBLIC PLACE UNDER § 5–601.2 OF THE CRIMINAL LAW ARTICLE.”**

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

**HB0777/253125/1**

BY: Delegate Atterbeary

AMENDMENTS TO HOUSE BILL 777

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “penalty;” insert “providing for the expungement of a conviction under this Act;”; and after line 23, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 10–105(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 12, insert:

“Article – Criminal Procedure10–105.

(a) A person who has been charged with the commission of a crime, including a violation of the Transportation Article for which a term of imprisonment may be imposed, or who has been charged with a civil offense or infraction, except a juvenile offense, as a substitute for a criminal charge may file a petition listing relevant facts for expungement of a police record, court record, or other record maintained by the State or a political subdivision of the State if:

(1) the person is acquitted;

(2) the charge is otherwise dismissed;

(3) a probation before judgment is entered, unless the person is charged with a violation of § 21–902 of the Transportation Article or Title 2, Subtitle 5 or § 3–211 of the Criminal Law Article;

(4) a nolle prosequi or nolle prosequi with the requirement of drug or alcohol treatment is entered;

(5) the court indefinitely postpones trial of a criminal charge by marking the criminal charge “stet” or stet with the requirement of drug or alcohol abuse treatment on the docket;

(6) the case is compromised under § 3–207 of the Criminal Law Article;

(7) the charge was transferred to the juvenile court under § 4–202 of this article;

(8) the person:

(i) is convicted of only one criminal act, and that act is not a crime of violence; and

(ii) is granted a full and unconditional pardon by the Governor;

(9) the person was convicted of a crime or found not criminally responsible under any State or local law that prohibits:

(i) urination or defecation in a public place;

(ii) panhandling or soliciting money;

(iii) drinking an alcoholic beverage in a public place;

(iv) obstructing the free passage of another in a public place or a public conveyance;

(v) sleeping on or in park structures, such as benches or doorways;

(vi) loitering;

(vii) vagrancy;

(viii) riding a transit vehicle without paying the applicable fare or exhibiting proof of payment; [or]

(ix) except for carrying or possessing an explosive, acid, concealed weapon, or other dangerous article as provided in § 7–705(b)(6) of the Transportation Article, any of the acts specified in § 7–705 of the Transportation Article; OR

**(X) SMOKING OR CONSUMING MARIJUANA IN A PUBLIC PLACE;**

(10) the person was found not criminally responsible under any State or local law that prohibits misdemeanor:

(i) trespass;

(ii) disturbing the peace; or

(iii) telephone misuse; or

(11) the person was convicted of a crime and the act on which the conviction was based is no longer a crime.”

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

**HB0777/353629/1**

BY: Delegate Pena–Melnyk

AMENDMENTS TO HOUSE BILL 777

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “a”; and in the same line, strike “penalty” and substitute “penalties”.

AMENDMENT NO. 2

On page 3, strike beginning with “IS” in line 11 down through “CONVICTION” in line 12; and in line 12, strike “A FINE NOT EXCEEDING \$500” and substitute “:

**(1) FOR A FIRST OFFENSE, A CIVIL PENALTY OF \$100; AND**

**(2) FOR A SECOND OR SUBSEQUENT OFFENSE, A CIVIL PENALTY OF NOT LESS THAN \$250”.**

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 29    Negative – 99    (See Roll Call No. 502)

FLOOR AMENDMENT

**HB0777/703929/1**

BY: Delegate Angel

AMENDMENTS TO HOUSE BILL 777

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “penalty;” insert “providing for the automatic expungement of a charge or conviction under this Act under certain circumstances;”; and after line 23, insert:

“BY adding to

Article – Criminal Procedure

Section 10–105.1

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 12, insert:

“Article – Criminal Procedure

10–105.1.

(A) A PERSON WHO HAS BEEN CHARGED WITH OR CONVICTED OF A VIOLATION OF § 5–601.2 OF THE CRIMINAL LAW ARTICLE IS ENTITLED TO AUTOMATIC EXPUNGEMENT OF ALL POLICE RECORDS, COURT RECORDS, AND OTHER RECORDS MAINTAINED BY THE STATE OR A POLITICAL SUBDIVISION OF THE STATE RELATING TO THE MATTER IF:

(1) THE PERSON IS ACQUITTED;

(2) THE CHARGE IS DISMISSED;

(3) A NOLLE PROSEQUI OTHER THAN A NOLLE PROSEQUI WITH THE REQUIREMENT OF DRUG OR ALCOHOL TREATMENT IS ENTERED; OR

(4) THE PERSON IS CONVICTED AND HAS PAID ANY FINE IMPOSED FOR A CONVICTION.

(B) WITHIN 60 DAYS AFTER A DISPOSITION OF A CHARGE OR PAYMENT OF A FINE UNDER SUBSECTION (A) OF THIS SECTION, THE COURT WITH JURISDICTION OVER THE MATTER SHALL:

(1) SEARCH DILIGENTLY FOR AND EXPUNGE EACH COURT RECORD ABOUT THE CHARGE; AND

(2) SEND A NOTICE OF EXPUNGEMENT CONTAINING ALL RELEVANT FACTS ABOUT THE EXPUNGEMENT AND UNDERLYING CHARGE TO:

(I) THE CENTRAL REPOSITORY;

(II) EACH BOOKING FACILITY OR LAW ENFORCEMENT UNIT THAT THE COURT BELIEVES MAY HAVE A POLICE RECORD ABOUT THE ARREST, CONFINEMENT, OR CHARGE; AND

(III) THE PERSON ENTITLED TO EXPUNGEMENT.

(C) WITHIN 60 DAYS AFTER RECEIPT OF THE NOTICE, THE CENTRAL REPOSITORY, A BOOKING FACILITY, AND ANY OTHER LAW ENFORCEMENT UNIT SHALL:

(1) SEARCH DILIGENTLY FOR AND EXPUNGE EACH POLICE AND COURT RECORD ABOUT THE ARREST, CONFINEMENT, OR CHARGING OF THE PERSON; AND

(2) ADVISE IN WRITING THE PERSON ENTITLED TO EXPUNGEMENT OF COMPLIANCE WITH THE ORDER.

(D) (1) A POLICE OR COURT RECORD EXPUNGED UNDER THIS SECTION MAY NOT BE EXPUNGED BY OBLITERATION UNTIL 3 YEARS AFTER THE DATE OF EXPUNGEMENT.

(2) DURING THE 3-YEAR PERIOD DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION, THE RECORDS SHALL BE REMOVED TO A SEPARATE SECURE AREA TO WHICH PERSONS WHO DO NOT HAVE A LEGITIMATE REASON FOR ACCESS ARE DENIED ACCESS.

(3) FOR PURPOSES OF THIS SUBSECTION, A LEGITIMATE REASON FOR ACCESSING THE RECORDS INCLUDES USING THE RECORDS FOR PURPOSES OF PROCEEDINGS RELATING TO THE ARREST OR CHARGE.

**(E) IF A COURT, A LAW ENFORCEMENT UNIT, A BOOKING FACILITY, OR THE CENTRAL REPOSITORY FAILS TO EXPUNGE A POLICE OR COURT RECORD AS REQUIRED UNDER SUBSECTION (B) OR (C) OF THIS SECTION, THE PERSON ENTITLED TO EXPUNGEMENT MAY:**

**(1) SEEK REDRESS BY MEANS OF ANY APPROPRIATE LEGAL REMEDY;**  
**AND**

**(2) RECOVER COURT COSTS.**

**(F) A PERSON WHO IS ENTITLED TO EXPUNGEMENT UNDER THIS SECTION MAY NOT BE REQUIRED TO PAY ANY FEE OR COSTS IN CONNECTION WITH THE EXPUNGEMENT.”.**

The preceding 2 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

### **QUORUM CALL**

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 503)

### **ADJOURNMENT**

At 8:25 P.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Legislative Day March 16, 2016, Calendar Day Friday, March 18, 2016.



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**Annapolis, Maryland**  
**Legislative Day: March 16, 2016**  
**Calendar Day: Friday, March 18, 2016**

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The House met at 11:26 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Shane Robinson of Montgomery County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 140 Members present.

(See Roll Call No. 504)

**EXCUSES:**

Del. Carr – personal

The Journal of March 15, 2016 was read and approved.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 139 Members present.

(See Roll Call No. 505)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #49**

**House Bill 14 – Delegate Kipke**

AN ACT concerning

**Natural Resources – Vessel Excise Tax Cap – Amount and Repeal of Termination**

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

Affirmative – 109    Negative – 27    (See Roll Call No. 506)

The Bill was then sent to the Senate.

**House Bill 205 – Carroll County Delegation**

AN ACT concerning

**Carroll County – Public Facilities Bonds**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 507)

The Bill was then sent to the Senate.

**House Bill 837 – Delegates Haynes, Anderson, Chang, Hettleman, Jackson, Jones, Korman, McCray, Sophocleus, Tarlau, Valderrama, and P. Young**

AN ACT concerning

**State Finance and Procurement – Public Senior Higher Education Institutions  
– Policies Concerning Procurement Contracts**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 508)

The Bill was then sent to the Senate.

**House Bill 887 – Delegate West**

AN ACT concerning

**Maryland Trust Act – Representation**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 509)

The Bill was then sent to the Senate.

**House Bill 888 – Delegate West**

AN ACT concerning

**Maryland Trust Act – Nonjudicial Settlement Agreements**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 510)

The Bill was then sent to the Senate.

**House Bill 1003 – Delegates Valderrama, Davis, K. Young, Anderson, Angel, Atterbeary, Aumann, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Bromwell, Brooks, Busch, Carey, Carr, Carter, Chang, Clippinger, Conaway, Cullison, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Jones, Kaiser, Kelly, Knotts, Korman, Krimm, Lafferty, Lam, Lierman, Lisanti, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Oaks, Patterson, Pena–Melnik, Pendergrass, Platt, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Sanchez, Simonaire, Smith, Sophocleus, Stein, Sydnor, Tarlau, Turner, Vallario, Vaughn, Waldstreicher, Walker, A. Washington, M. Washington, C. Wilson, and P. Young**

AN ACT concerning

**Labor and Employment – Equal Pay for Equal Work**

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

Affirmative – 93    Negative – 47    (See Roll Call No. 511)

The Bill was then sent to the Senate.

**House Bill 1047 – Delegates Hixson, Lierman, Platt, Turner, Walker, A. Washington, ~~and M. Washington~~ M. Washington, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hornberger, C. Howard, Kaiser, Long, Luedtke, Metzgar, Patterson, Reilly, Shoemaker, Simonaire, and Tarlau**

AN ACT concerning

**Earned Income Tax Credit – Expansion**

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

Affirmative – 130    Negative – 8    (See Roll Call No. 512)

The Bill was then sent to the Senate.

**House Bill 1193 – Delegates ~~Platt and Lam~~, Lam, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, 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 Government – Administrative Procedure Act – Effective Date of Adopted Regulations**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 513)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 90    Negative – 49    (See Roll Call No. 514)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #40**

**House Bill 749 – Delegates Lam, Morhaim, Barkley, Barve, Chang, Ebersole, Fraser-Hidalgo, Frick, Jalisi, Patterson, Pena-Melnyk, Sample-Hughes, Sophocleus, and K. Young**

AN ACT concerning

**Alcoholic Beverages – Sale of Powdered Alcohol – Prohibition**

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

Affirmative – 118    Negative – 21    (See Roll Call No. 515)

The Bill was then sent to the Senate.

**House Bill 751 – Delegates Sanchez, Atterbeary, D. Barnes, Dumais, Glass, McComas, Moon, Parrott, Rey, Smith, Sydnor, Valentino–Smith, and B. Wilson**

AN ACT concerning

**Criminal Law – Sexual Offenses – Court–Ordered Services Provider**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 516)

The Bill was then sent to the Senate.

**House Bill 786 – Delegates Morales, Anderson, Atterbeary, Carter, Conaway, Dumais, Glass, Kittleman, Kramer, McComas, A. Miller, Moon, Proctor, Rosenberg, Sanchez, Smith, and Sydnor**

AN ACT concerning

**Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking  
– Sunset Extension**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 517)

The Bill was then sent to the Senate.

**House Bill 828 – Delegates Ebersole, Hixson, and Turner**

AN ACT concerning

**Special Elections – Voting by Mail – Canvass of Votes**

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

Affirmative – 91    Negative – 48    (See Roll Call No. 518)

The Bill was then sent to the Senate.

**House Bill 850 – Delegates McComas, Krebs, and Vogt**

AN ACT concerning

**Child Support – Health Insurance – Definition**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 519)

The Bill was then sent to the Senate.

**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~~ P. Young, Aumann, Jameson, Queen, Valderrama, Waldstreicher, C. Wilson, Barkley, Carey, Frick, Glenn, Kramer, Lisanti, Vaughn, and K. Young**

AN ACT concerning

#### **Equal Pay Commission – Establishment**

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

Affirmative – 121    Negative – 19    (See Roll Call No. 520)

The Bill was then sent to the Senate.

**House Bill 1008 – Delegates Turner, Atterbeary, B. Barnes, Branch, Brooks, Busch, Clippinger, Ebersole, Fennell, Frush, Gutierrez, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Krimm, Lam, Lisanti, Luedtke, A. Miller, Moon, Morhaim, Platt, Reznik, B. Robinson, Sample–Hughes, Sanchez, Smith, Stein, Tarlau, Valderrama, Vallario, Waldstreicher, ~~and M. Washington~~ M. Washington, and Patterson**

AN ACT concerning

#### **Election Law – Early Voting Centers**

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

Affirmative – 95    Negative – 45    (See Roll Call No. 521)

The Bill was then sent to the Senate.

**House Bill 1015 – Delegates Kaiser, Angel, Atterbeary, Barkley, B. Barnes, Barve, Branch, Brooks, Busch, Chang, Cullison, Ebersole, Fennell, Frick, Frush, Gutierrez, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, Hornberger, Jackson, Jalisi, Jones, Korman, Krimm, Lafferty, Lierman, Lisanti,**

**Luedtke, McIntosh, McMillan, A. Miller, Moon, Morhaim, Pena–Melnyk, Pendergrass, Platt, Reznik, B. Robinson, Sanchez, Smith, Sophocleus, Stein, Valderrama, Valentino–Smith, Waldstreicher, M. Washington, ~~and K. Young~~ K. Young, Metzgar, Patterson, Tarlau, and A. Washington**

AN ACT concerning

**Study of Student Loan Refinancing in Maryland**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 522)

The Bill was then sent to the Senate.

**House Bill 1065 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County Board of Education – Special Election to Fill a Vacancy  
MC 2–16**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 523)

The Bill was then sent to the Senate.

**House Bill 1077 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County Board of Elections – Election Director – Appointment  
Requirement  
MC 26–16**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 524)

The Bill was then sent to the Senate.

**House Bill 1128 – Prince George’s County Delegation and Montgomery County  
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Drinking Water – Testing  
PG/MC 113–16**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 525)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

**House Bill 1341 – Delegate McMillan**

AN ACT concerning

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

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENT NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

**HB1341/950814/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1341

(First Reading File Bill)

On page 2, in line 13, strike “**MAY**” and substitute “**APRIL**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

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

The motion was adopted.

**House Bill 797 – Chair, Environment and Transportation Committee (By Request  
– Departmental – Environment)**

AN ACT concerning

**Nontidal Wetlands – Nontidal Wetland Mitigation Banking**



STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

**HB0797/830114/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 797

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “remove” and substitute “include”; in line 4, strike “from a certain process” and substitute “under certain circumstances”; in line 11, after “site;” insert “requiring certain standards and regulations adopted by the Department to ensure that the potential for on-site mitigation is considered under certain circumstances;”; in line 17, after “Department” insert “in a certain manner; requiring certain standards and regulations adopted by the Department to ensure that a certain service area meets certain requirements”; in the same line, strike “a certain term” and substitute “certain terms”; in line 19, strike “without” and substitute “with”; in line 21, strike “5-901(a)” and substitute “5-901 and 5-910”; and strike in their entirety lines 24 through 28, inclusive.

On page 2, strike in their entirety lines 1 through 5, inclusive; and strike in their entirety lines 14 through 21, inclusive.

AMENDMENT NO. 2

On page 3, after line 10, insert:

“(b) (1) “Agricultural activity” means aquaculture and farming activities.

(2) “Agricultural activity” includes:

(i) Plowing, tillage, cropping, seeding, cultivating, and harvesting for the production of food and fiber products; and

(ii) The grazing of livestock.

(c) “Best management practices” means conservation practices or systems of practices and management measures that:

(1) Control soil loss and reduce water quality degradation caused by nutrients, animal waste, toxics, and sediment; and

(2) Minimize adverse impacts to the surface water and groundwater flow and circulation patterns, and to the chemical, physical, and biological characteristics of a nontidal wetland.

(d) “Compensation ratio” means the ratio of the area of wetland restored, created, or enhanced to the area of wetland for which mitigation is required.

(e) “Department” means the Department of the Environment.

(f) “Forestry activity” means planting, cultivating, thinning, harvesting, or any other activity undertaken to use forest resources or to improve their quality or productivity.

**(G) “HYDROLOGIC UNIT” MEANS A DRAINAGE AREA WITHIN:**

**(1) A MULTILEVEL HIERARCHICAL DRAINAGE SYSTEM ESTABLISHED UNDER THE NATIONAL WATERSHED BOUNDARY DATASET AS PUBLISHED BY THE U.S. GEOLOGICAL SURVEY AND AS AMENDED, REVISED, OR REPLACED FROM TIME TO TIME; AND**

**(2) WHICH DRAINAGE BOUNDARIES ARE ESTABLISHED USING HYDROGRAPHIC AND TOPOGRAPHIC DATA TO DELINEATE AN AREA OF LAND UPSTREAM FROM A SPECIFIC POINT ON A RIVER, STREAM, OR A SIMILAR SURFACE WATER.**

**(H) “HYDROLOGIC UNIT CODE” MEANS A NUMERICAL IDENTIFIER THAT DESCRIBES A HYDROLOGIC UNIT’S PHYSICAL LOCATION AND POSITION WITHIN THE DRAINAGE SYSTEM HIERARCHY.**

**(I) “INSTRUMENT” MEANS THE FORMAL WRITTEN AGREEMENT BETWEEN MITIGATION BANK OWNERS AND THE DEPARTMENT THAT ESTABLISHES LIABILITY, PERFORMANCE STANDARDS, MANAGEMENT AND MONITORING REQUIREMENTS, AND THE TERMS OF BANK CREDIT APPROVAL.**

**(J) “INTERAGENCY REVIEW TEAM” MEANS AN INTERAGENCY GROUP OF FEDERAL, STATE, AND LOCAL AGENCIES THAT REVIEWS DOCUMENTATION FOR, AND ADVISES THE DEPARTMENT ON, THE ESTABLISHMENT OF PROPOSED MITIGATION BANKS AND THE DEVELOPMENT OF THE INSTRUMENT.**

**[(g)] (K) “Isolated nontidal wetland” means a nontidal wetland that is not hydrologically connected, through surface or subsurface flow, to streams, tidal or nontidal wetlands, or tidal waters.**

**[(h)] (L) “Mitigation banking” means wetland restoration, creation, or enhancement undertaken expressly for the purpose of providing compensation credits for wetland losses from future activities.**

**[(i)] (M) (1) “Nontidal wetland” means an area that is inundated or saturated by surface water or groundwater at a frequency and duration sufficient to support, and that under normal circumstances does support, a prevalence of vegetation typically adapted for life in saturated soil conditions, commonly known as hydrophytic vegetation.**

**(2) The determination of whether an area is a nontidal wetland shall be made in accordance with the publication known as the “Federal Manual for Identifying and Delineating Jurisdictional Wetlands”, published in 1989 and as may be amended.**

**(3) “Nontidal wetlands” do not include tidal wetlands regulated under Title 16 of this article.**

**[(i)] (N) (1) “Regulated activity” means any of the following activities in a nontidal wetland or within a 25 foot buffer of the nontidal wetland:**

**(i) The removal, excavation, or dredging of soil, sand, gravel, minerals, organic matter, or materials of any kind;**

**(ii) The changing of existing drainage characteristics, sedimentation patterns, flow patterns, or flood retention characteristics;**

**(iii) The disturbance of the water level or water table by drainage, impoundment, or other means;**

**(iv) The dumping, discharging of material, or filling with material, including the driving of piles and placing of obstructions;**

(v) The grading or removal of material that would alter existing topography; and

(vi) The destruction or removal of plant life that would alter the character of a nontidal wetland.

(2) “Regulated activity” does not include an agricultural activity or forestry activity as defined in this section.”;

in lines 11 and 14, strike “(K)” and “(L)”, respectively, and substitute “(O)” and “(P)”, respectively; in line 23, strike the bracket; and in line 24, strike the bracket and substitute “WHERE IT MAY BE ENVIRONMENTALLY PREFERABLE”.

#### AMENDMENT NO. 3

On page 4, in line 29, strike “AND”.

On page 5, in line 3, after the bracket insert “THE POTENTIAL FOR ON-SITE MITIGATION IS CONSIDERED WHENEVER IT MAY BE ENVIRONMENTALLY PREFERABLE;

**(4)** “;

in line 4, strike “DETERMINED” and substitute “:

**(I)** DETERMINED”;

in the same line, after “DEPARTMENT” insert “IN COORDINATION WITH AN INTERAGENCY REVIEW TEAM; AND

**(II)** THAT ARE CONSISTENT WITH FEDERAL GUIDELINES; AND

**(5)** FOR PURPOSES OF ITEM (4) THIS SUBSECTION, A SERVICE AREA:

**(I)** IS THE SAME 8 DIGIT HYDROLOGIC UNIT CODE WATERSHED IN WHICH THE MITIGATION BANK IS LOCATED; AND

(II) MAY BE EXPANDED TO INCLUDE OTHER 8 DIGIT HYDROLOGIC UNIT CODE WATERSHEDS IF ENVIRONMENTALLY JUSTIFIED.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

AN ACT concerning

**Environment – Lead and Mercury Wheel Weights – Prohibited**

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

**HB1328/870318/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1328

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “requiring” in line 6 down through “weights;” in line 12.

AMENDMENT NO. 2

On page 2, in line 2, strike “**SUBJECT TO SUBSECTION (B)(2) OF THIS SECTION, A**” and substitute “**A**”; in line 9, strike “**2019**” and substitute “**2018**”; in line 11, strike “**2020**” and substitute “**2019**”; and strike in their entirety lines 17 through 31, inclusive.

On page 3, in lines 1 and 3, strike “**(C)**” and “**(D)**”, respectively, and substitute “**(B)**” and “**(C)**”, respectively; in lines 3 and 4, strike “**: (I) SEND**” and substitute “**SEND**”; and strike beginning with “**; AND**” in line 5 down through “**SECTION**” in line 7.

AMENDMENT NO. 3

On page 2, in lines 6 and 15, in each instance, after “**OR**” insert “**GREATER THAN 0.1%**”; and in the same lines, in each instance, strike “**WHEEL**” and substitute “**BY**”.

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 APPROPRIATIONS REPORT #11

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

**House Bill 1013 – Delegates Beidle, Lierman, B. Barnes, Branch, Brooks, Busch, Clippinger, Fennell, Frush, Haynes, Healey, Hixson, Holmes, C. Howard, Jacobs, Krimm, Lafferty, McCray, McIntosh, Moon, Reznik, Tarlau, and P. Young**

AN ACT concerning

### Maryland Open Transportation Investment Decision Act of 2016

**HB1013/274561/1**

BY: Appropriations Committee

#### AMENDMENTS TO HOUSE BILL 1013

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Jacobs,”; in line 5, after “goals;” insert “requiring the Department to develop a project-based scoring system and promulgate certain regulations; requiring the Department to submit a certain list;”; and after line 25, insert:

#### “Preamble

WHEREAS, It is the intent of the General Assembly that a public process for transportation planning be developed that provides Maryland citizens with a clear and transparent explanation as to how their transportation taxes and revenues are allocated to fund major capital transportation projects; now, therefore,”.

On page 2, in lines 17, 21, 24, 30, and 32, strike “(5)”, “(6)”, “(7)”, “(8)”, and “(9)”, respectively, and substitute “**(6)**”, “**(7)**”, “**(8)**”, “**(9)**”, and “**(10)**”, respectively.

On page 3, in lines 6, 8, and 10, strike “(10)”, “(11)”, and “(12)”, respectively, and substitute “**(11)**”, “**(12)**”, and “**(13)**”, respectively.

On page 15, in lines 18, 21, 25, 27, 29, and 30, in each instance, strike “CAPITAL” and substitute “**TRANSPORTATION**”.

On page 16, in line 8, strike “capital” and substitute “**transportation**”.

**AMENDMENT NO. 2**

On page 2, after line 16, insert:

**“(5) “MAJOR TRANSPORTATION PROJECT” HAS THE MEANING STATED IN § 2-103.7 OF THIS SUBTITLE.”**

On page 12, in line 7, after “(A)” insert “**(1)**”; strike beginning with the comma in line 7 down through “SUBTITLE” in line 8 and substitute “**THE FOLLOWING WORDS HAVE THE MEANING INDICATED.**”

**(2) “MAJOR CAPITAL PROJECT” HAS THE MEANING STATED IN § 2-103.1 OF THIS SUBTITLE.**

**(3) (I) “MAJOR TRANSPORTATION PROJECT” MEANS A MAJOR CAPITAL PROJECT IN THE STATE HIGHWAY ADMINISTRATION OR THE MARYLAND TRANSIT ADMINISTRATION WHOSE TOTAL COST FOR ALL PHASES EXCEEDS \$5,000,000 AND THAT:**

**1. INCREASES HIGHWAY OR TRANSIT CAPACITY;**

**2. IMPROVES TRANSIT STATIONS OR STATION AREAS;**

**OR**

**3. IMPROVES HIGHWAY CAPACITY THROUGH THE USE OF INTELLIGENT TRANSPORTATION SYSTEMS OR CONGESTION MANAGEMENT SYSTEMS.**

**(II) “MAJOR TRANSPORTATION PROJECT” DOES NOT INCLUDE:**

**1. PROJECTS IN THE MARYLAND AVIATION ADMINISTRATION, THE MARYLAND PORT ADMINISTRATION, OR THE MARYLAND TRANSPORTATION AUTHORITY;**

**2. MAINTENANCE AND STORAGE FACILITIES PROJECTS;**

**3. WATER QUALITY IMPROVEMENT PROJECTS; OR**

**4. PROJECTS RELATED TO MARYLAND’S PRIORITIES FOR TOTAL MAXIMUM DAILY LOAD DEVELOPMENT”.**

**AMENDMENT NO. 3**

On page 3, strike beginning with “IN” in line 15 down through “SUBTITLE” in line 16; in line 20, strike “and”; in line 23, after “Department];” insert “AND”; and after line 23, insert:

**“D. IF APPLICABLE, THE MANNER IN WHICH EACH MAJOR CAPITAL PROJECT WAS EVALUATED AND RANKED UNDER § 2-103.7 OF THIS SUBTITLE;”.**

On page 5, in line 25, strike “ESTABLISHED UNDER § 2-103.7 OF THIS SUBTITLE”.

On page 6, in line 12, after “AND” insert “, IF APPLICABLE, USING THE”.

On pages 10 and 11, strike beginning with “, INCLUDING” in line 33 on page 10 down through “SUBTITLE,” in line 2 on page 11.

On page 15, in line 19, strike “PROJECT AREA” and substitute “COUNTY OR COUNTIES WHERE THE PROJECT WILL BE LOCATED”; and in line 17, strike “THE” and substitute “FOR REGIONAL EQUITY, THE”.

**AMENDMENT NO. 4**

On page 12, strike lines 9 through 12 in their entirety and substitute:

**“(B) THE DEPARTMENT SHALL:**



(1) IN ACCORDANCE WITH FEDERAL TRANSPORTATION REQUIREMENTS, DEVELOP A PROJECT-BASED SCORING SYSTEM USING THE GOALS AND MEASURES ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION;

(2) DEVELOP THE WEIGHTING METRICS FOR EACH GOAL AND MEASURE ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION;

(3) ON OR BEFORE JANUARY 1, 2017, ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION; AND

(4) IN ACCORDANCE WITH THE PROJECT-BASED SCORING SYSTEM DEVELOPED UNDER THIS SUBSECTION, RANK MAJOR TRANSPORTATION PROJECTS FOR INCLUSION IN THE DRAFT AND FINAL CONSOLIDATED TRANSPORTATION PROGRAM.”;

in line 20, strike “AND”; in line 21, after “INVESTMENT” insert “; AND

(IX) LOCAL PRIORITIES AND PLANNING”;

and strike beginning with “IN” in line 25 down through “MANNER” in line 26 and substitute “USING THE FOLLOWING MEASURES”.

On page 13, strike beginning with “SHALL” in line 2 down through “SCORE;” in line 3 and substitute “; AND”; strike beginning with “SHALL” in line 6 down through “SCORE” in line 8; strike beginning with “SHALL” in line 11 down through “SCORE” in line 12; in line 14, strike “SHALL ACCOUNT FOR 30% OF THE SCORE”; in line 17, strike “SHALL ACCOUNT FOR 30% OF THE SCORE”; in line 20, strike “45-MINUTE” and substitute “60-MINUTE”; in line 21, strike “AN APPROXIMATELY 60-MINUTE COMMUTE FOR”; in line 22, strike “SHALL ACCOUNT FOR 50% OF THE SCORE”; strike in their entirety lines 23 through 26, inclusive, and substitute:

“2. THE DEGREE TO WHICH THE PROJECT HAS A POSITIVE IMPACT ON TRAVEL TIME RELIABILITY; AND”;

and in line 29, strike “SHALL ACCOUNT FOR 30% OF THE SCORE”.

On page 14, in line 2, strike “SHALL ACCOUNT FOR 30% OF THE SCORE”; in line 5, strike “SHALL ACCOUNT FOR 30% OF THE SCORE”; strike beginning with the first “OF” in line 7 down through “SCORE” in line 8; strike beginning with “SHALL” in line 11 down through “SCORE” in line 12; in line 14, strike “SHALL ACCOUNT FOR 25% OF THE SCORE;” and substitute “; AND”; strike beginning with “SHALL” in line 16 down through “SCORE” in line 21; in line 24, strike “45-MINUTE” and substitute “60-MINUTE”; in line 25, strike “SHALL ACCOUNT FOR 40% OF THE SCORE”; in line 28, strike “SHALL ACCOUNT FOR 30% OF THE SCORE”; and in line 31, strike “SHALL ACCOUNT FOR 30% OF THE SCORE”.

On page 15, in line 3, strike “45-MINUTE” and substitute “60-MINUTE”; in line 4, strike “SHALL ACCOUNT FOR 40% OF THE SCORE;” and substitute “; AND”; strike beginning with “SHALL” in line 6 down through “SCORE” in line 9; and strike in their entirety lines 11 through 16, inclusive, and substitute:

**1. THE ESTIMATED TRAVEL TIME SAVINGS DIVIDED BY THE PROJECT COST;**

**2. THE DEGREE TO WHICH THE PROJECT LEVERAGES ADDITIONAL FEDERAL, STATE, LOCAL, AND PRIVATE SECTOR TRANSPORTATION INVESTMENT; AND**

**3. THE DEGREE TO WHICH THE PROJECT WILL INCREASE TRANSPORTATION ALTERNATIVES AND REDUNDANCY.**

**(IX) FOR LOCAL PRIORITIES AND PLANNING, THE DEGREE TO WHICH THE PROJECT SUPPORTS LOCAL GOVERNMENT LAND USE PLANS AND GOALS.”.**

#### AMENDMENT NO. 5

On page 16, strike in their entirety lines 1 and 2; after line 9, insert:

**“SECTION 4. AND BE IT FURTHER ENACTED, That nothing in this Act may be construed to prohibit or prevent the funding of the capital transportation priorities in each jurisdiction.”;**

in line 10, strike “4.” and substitute “5.”; and in line 11, strike “October” and substitute “July”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

#### FLOOR AMENDMENT

**HB1013/413224/1**

BY: Delegate Flanagan

#### AMENDMENT TO HOUSE BILL 1013

(First Reading File Bill)

On page 1, in line 12, after “Plan;” insert “establishing a Task Force to Create an Objective and Transparent System for Rating Transportation Projects; 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 develop a prioritization process for highway and transit projects to be used in the Consolidated Transportation Plan; requiring the Task Force to make certain findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act; providing for the effective dates of this Act;”.

On page 16, after line 2, insert:

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

(a) There is a Task Force to Create an Objective and Transparent System for Rating Transportation Projects.

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

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

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

(3) one member of the Senate of Maryland, appointed by the Minority Leader of the Senate;

(4) one member of the House of Delegates, appointed by the Minority Leader of the House; and

(5) the members of the Advisory Committee on Transportation Goals, Benchmarks, and Indicators.

(c) The Secretary of Transportation shall chair the Task Force.

(d) The Department of Transportation shall provide staff for the Task Force.

(e) A member of the Task Force:

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

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

(f) (1) In consultation with the Task Force, the Department of Transportation shall develop a prioritization process for highway and transit projects to be used in the Consolidated Transportation Plan.

(2) The prioritization process shall be based upon objective and quantifiable analysis that considers at a minimum the following factors relative to the cost of the project or strategy:

(i) congestion mitigation;

(ii) economic development;

(iii) accessibility;

(iv) equity and fairness; and

(v) safety and environmental quality.

(g) The prioritization process may:

(1) provide for the assignment of different weights to highway and transit projects of regional, statewide, or interstate importance;

(2) assign different weights to highway and transit projects depending on the needs of different regions of the State and the benefits to the public welfare attributable to different regions of the State;

(3) provide geographical equity to promote a consensus in support of a statewide transportation program; and

(4) provide a balance between different modes of transportation in order to promote a consensus in support of a statewide transportation program.

(h) The Secretary of Transportation in conjunction with the Task Force shall hold public hearings in Baltimore City and each county in order to solicit input from State and local officials, transit officials, transportation authorities, stakeholders, and members of the public regarding the Department's development of the prioritization process.

(i) On or before June 1, 2017, the Department shall submit a report of its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly regarding a prioritization process for highway and transit projects in accordance with this section.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect June 1, 2016. It shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2017, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.”;

in lines 3, 6, and 10, strike “2.”, “3.”, and “4.”, respectively, and substitute “4.”, “5.”, and “6.”, respectively; in line 5, after “under” insert “Section 1 of”; and in line 10, after “That” insert “, except as provided in Section 3 of this Act.”.

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

Affirmative – 51    Negative – 88    (See Roll Call No. 526)

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON JUDICIARY REPORT #7**

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

**House Bill 184 – Delegate Dumais**

AN ACT concerning

**Public Safety – Firearm Application**

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 312 – Delegates Saab, Afzali, Arentz, Aumann, Beitzel, Buckel, Carey, Cassilly, Cluster, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Kittleman, Krebs, Malone, McComas, McKay, Metzgar, Miele, W. Miller, Morgan, Otto, Reilly, Rey, Rose, Shoemaker, Simonaire, Sophocleus, Vogt, West, B. Wilson, and Wivell**

AN ACT concerning

**Public Safety – Renewal of Handgun Permits – Fingerprinting**

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 336 – Delegates Vallario, Anderson, Atterbeary, Carter, Conaway, Dumais, Glass, Kittleman, Moon, Morales, Rosenberg, Sanchez, Smith, Sydnor, Tarlau, and Valentino-Smith**

AN ACT concerning

**Criminal Procedure – Seizure and Forfeiture**

**HB0336/192910/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 336

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “authorizing the forfeiture of certain property under certain circumstances;”.

On page 2, after line 13, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 12–102(a)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 5 of the Acts of the General Assembly of 2016)”;

in line 16, strike “12–102(a), 12–103, and”; and in line 21, after “Section” insert “12–103(f)”.

AMENDMENT NO. 2

On page 3, strike in their entirety lines 11 through 21, inclusive, and substitute:

“(7) subject to subsection (b) of this section, any amount of money that is directly connected to the unlawful distribution of a controlled dangerous substance;

(8) drug paraphernalia under § 5–619 of the Criminal Law Article;

(9) controlled paraphernalia under § 5–620 of the Criminal Law Article;

(10) except as provided in § 12–103 of this subtitle, the remaining balance of the proceeds of a sale by a holder of an installment sale agreement under § 12–626 of the Commercial Law Article of goods seized under this subtitle;

(11) except as provided in § 12–103 of this subtitle, real property; and

(12) everything of value furnished, or intended to be furnished, in exchange for a controlled dangerous substance in violation of the Controlled Dangerous Substances law, all proceeds traceable to the exchange, and all negotiable instruments and securities used, or intended to be used, to facilitate any violation of the Controlled Dangerous Substances law.”.

AMENDMENT NO. 3

On pages 3 and 4, strike beginning with “(a)” in line 23 on page 3 down through “(G)” in line 34 on page 4 and substitute “**(F)**”.

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 535 – The Speaker (By Request – Office of the Attorney General) and Delegate Rosenberg**

AN ACT concerning

**Courts and Judicial Proceedings – Structured Settlements – Transfers**

**HB0535/862810/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 535

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Rosenberg” and substitute “Delegates Rosenberg, Haynes, and Angel”.

AMENDMENT NO. 2

On page 1, in line 2, after “Transfers” insert “and Registration of Structured Settlement Transferees”; in line 5, strike “an application” and substitute “a petition”; in line 5, after “on;” insert “requiring a transferee to provide to a payee a certain disclosure statement;”; in line 6, after “court;” insert “authorizing the Attorney General to intervene as of right in a certain action; establishing certain requirements concerning a proposed transfer of structured settlement payment rights concerning certain tort claims; prohibiting a person from filing a petition for transfer of structured settlement payment rights unless the person is registered with the Attorney General or has a pending application for registration under certain circumstances; establishing registration requirements; requiring a transferee to file a certain letter of credit or bond with the Attorney General or deposit cash in a certain amount with the Attorney General; authorizing the Attorney General to suspend or revoke the registration of a structured”



settlement transferee or deny an application for registration under certain circumstances; authorizing the Attorney General to impose a certain civil penalty; requiring the Attorney General to consider certain factors in making certain determinations; providing for the application of certain provisions of the Administrative Procedure Act; requiring a structured settlement obligor to submit a certain statement to certain persons under certain circumstances;”; in line 7, strike “and enforce”; in the same line, strike “a”; in line 8, strike “definition” and substitute “definitions”; and in the same line, after the semicolon insert “defining certain terms;”.

### AMENDMENT NO. 3

On page 1, after line 8, insert:

#### “BY renumbering

Article – Courts and Judicial Proceedings

Section 5–1104 and 5–1105, respectively

to be Section 5–1105 and 5–1106, respectively

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)”;

in line 11, strike “5–1101(c)” and substitute “5–1101”; in the same line, strike “5–1103(a)” and substitute “5–1103”; in line 16, strike “and 5–1106” and substitute “, 5–1104, and 5–1107 through 5–1112”; and strike in their entirety lines 19 and 20 and substitute:

“SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 5–1104 and 5–1105, respectively, of Article – Courts and Judicial Proceedings of the Annotated Code of Maryland be renumbered to be Section(s) 5–1105 and 5–1106, respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

### AMENDMENT NO. 4

On page 1, after line 22, insert:

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

(b) “Discounted present value” means the fair present value of future payments, as determined by discounting payments to the present using the most recently published

applicable federal rate for determining the present value of an annuity, as issued by the United States Internal Revenue Service.

**(C) “GIFT” MEANS A TRANSFER TO A PAYEE OF ANYTHING OF ECONOMIC VALUE, REGARDLESS OF FORM, AS AN INDUCEMENT TO ENTER INTO A TRANSFER AGREEMENT OR PURSUE A TRANSFER, EXCEPT:**

**(1) THE ACTUAL COST, NOT TO EXCEED \$100, OF THE PAYEE’S TRANSPORTATION TO A HEARING CONCERNING A PETITION FILED UNDER § 5-1102 OF THIS SUBTITLE; AND**

**(2) THE COSTS OF POSTAGE, OVERNIGHT DELIVERY SERVICES, DOCUMENT RETRIEVAL FEES, AND NOTARY SERVICES ASSOCIATED WITH THE FILING OF A PETITION UNDER § 5-1102 OF THIS SUBTITLE.”;**

and in line 23, strike “(c)” and substitute “**(D)**”.

On page 2, after line 7, insert:

**[(d)] (E) “Interested parties” means the payee, each beneficiary designated under the annuity contract to receive payments following the payee’s death, the annuity issuer, the structured settlement obligor, and any other party that has continuing rights or obligations under a structured settlement.**

**[(e)] (F) “Payee” means an individual who receives damage payments that are not subject to income taxation under a structured settlement and proposes to make a transfer of payment rights.**

**(G) “REGISTRANT” MEANS A PERSON REGISTERED WITH THE ATTORNEY GENERAL UNDER THIS SUBTITLE.**

**[(f)] (H) “Responsible administrative authority” means a government authority vested with exclusive jurisdiction over the settled claim resolved by a structured settlement.**

**[(g)] (I) (1) “Structured settlement” means an arrangement for periodic payment of damages for personal injury established by a settlement or judgment in resolution of a tort claim.**

(2) “Structured settlement” does not include an arrangement for periodic payment of damages for personal injury established by a judgment by confession.

~~[(h)]~~ (J) “Structured settlement agreement” means an agreement, judgment, stipulation, or release embodying the terms of a structured settlement.

~~[(i)]~~ (K) “Structured settlement obligor” means a party who has the continuing periodic payment obligation to the payee under a structured settlement agreement or a qualified assignment agreement.

~~[(j)]~~ (L) “Structured settlement payment rights” means the rights to receive periodic payments, including lump-sum payments under a structured settlement, whether from the settlement obligor or the annuity issuer, if:

(1) ~~[An interested party is domiciled]~~ **THE PAYEE RESIDES** in this State;

(2) The structured settlement agreement was approved by a court or responsible administrative authority in this State, AND THE PAYEE DOES NOT RESIDE IN ANOTHER STATE OR JURISDICTION THAT HAS ENACTED A STATUTE PROVIDING FOR ENTRY OF A QUALIFIED ORDER AS DEFINED IN 26 U.S.C. § 58911(B)(2); or

(3) The settled claim was pending before a court of this State when the parties entered into the structured settlement agreement, AND THE PAYEE DOES NOT RESIDE IN ANOTHER STATE OR JURISDICTION THAT HAS ENACTED A STATUTE PROVIDING FOR ENTRY OF A QUALIFIED ORDER AS DEFINED IN 26 U.S.C. § 58911(B)(2).

~~[(k)]~~ (M) “Terms of the structured settlement” includes the terms of the structured settlement agreement, the annuity contract, a qualified assignment, and an order or approval of a court or responsible administrative authority authorizing or approving a structured settlement.

~~[(l)]~~ (N) “Transfer” means a sale, assignment, pledge, hypothecation, or other form of alienation or encumbrance made by a payee for consideration.

~~[(m)]~~ (O) “Transfer agreement” means the agreement providing for the transfer of structured settlement payment rights from a payee to a transferee.

**(P) “TRANSFeree” MEANS A PERSON ACQUIRING OR PROPOSING TO ACQUIRE STRUCTURED SETTLEMENT PAYMENT RIGHTS THROUGH A TRANSFER.”.**

**AMENDMENT NO. 5**

On page 2, in line 24, after “future” insert “**] THE FINANCIAL TERMS OF THE TRANSFER AGREEMENT ARE FAIR TO ALL PARTIES, TAKING INTO ACCOUNT:**

**(I) THE DIFFERENCE BETWEEN THE AMOUNT PAYABLE TO THE PAYEE AND THE DISCOUNTED PRESENT VALUE OF THE PAYMENTS TO BE TRANSFERRED; AND**

**(II) THE DISCOUNT RATE APPLICABLE TO THE TRANSFER”;**

in line 25, strike the closing bracket; in line 27, strike the brackets; in the same line, strike “(3)”; and strike beginning with “The” in line 27 down through “value” in line 28 and substitute “**AT LEAST 10 DAYS BEFORE THE DATE ON WHICH THE PAYEE SIGNED THE TRANSFER AGREEMENT, THE TRANSFeree PROVIDED TO THE PAYEE A SEPARATE DISCLOSURE STATEMENT, IN AT LEAST 14 POINT BOLDFACE TYPE, THAT STATES:**

**(I) THE AMOUNTS AND DUE DATES OF THE STRUCTURED SETTLEMENT PAYMENTS TO BE TRANSFERRED;**

**(II) THE AGGREGATE AMOUNT OF THE PAYMENTS TO BE TRANSFERRED;**

**(III) THE DISCOUNTED PRESENT VALUE OF THE PAYMENTS TO BE TRANSFERRED;**

**(IV) THE AMOUNT PAYABLE TO THE PAYEE IN EXCHANGE FOR THE PAYMENTS TO BE TRANSFERRED;**

**(V) AN ITEMIZED LISTING OF ALL BROKERS’ COMMISSIONS, SERVICE CHARGES, APPLICATION FEES, PROCESSING FEES, CLOSING COSTS, FILING FEES, ADMINISTRATIVE FEES, NOTARY FEES, AND OTHER CHARGES PAYABLE BY THE PAYEE OR DEDUCTIBLE FROM THE GROSS AMOUNT OTHERWISE PAYABLE TO THE PAYEE, EXCEPT ATTORNEY’S FEES AND RELATED DISBURSEMENTS;**

(VI) THE TRANSFEREE'S BEST ESTIMATE OF THE AMOUNT OF ANY ATTORNEY'S FEES AND DISBURSEMENTS PAYABLE BY THE PAYEE OR DEDUCTIBLE FROM THE GROSS AMOUNT OTHERWISE PAYABLE TO THE PAYEE;

(VII) THE NET AMOUNT PAYABLE TO THE PAYEE AFTER DEDUCTION OF ALL COMMISSIONS, FEES, COSTS, EXPENSES, AND CHARGES DESCRIBED IN ITEMS (V) AND (VI) OF THIS ITEM;

(VIII) THE DISCOUNT RATE APPLICABLE TO THE TRANSFER, WHICH SHALL BE DISCLOSED IN THE FOLLOWING STATEMENT: "BASED ON THE NET AMOUNT THAT YOU WILL RECEIVE FROM US AND THE AMOUNTS AND TIMING OF THE STRUCTURED SETTLEMENT PAYMENTS THAT YOU ARE TRANSFERRING TO US, YOU WILL, IN EFFECT, BE PAYING INTEREST TO US AT A RATE OF \_\_\_ PERCENT PER YEAR.";

(IX) THE AMOUNT OF ANY PENALTY OR LIQUIDATED DAMAGES PAYABLE BY THE PAYEE IN THE EVENT OF ANY BREACH OF THE TRANSFER AGREEMENT BY THE PAYEE; AND

(X) A STATEMENT THAT THE PAYEE HAS THE RIGHT TO CANCEL THE TRANSFER AGREEMENT, WITHOUT PENALTY OR FURTHER OBLIGATION, AT ANY TIME BEFORE THE TRANSFER IS AUTHORIZED BY A COURT UNDER THIS SUBTITLE".

AMENDMENT NO. 6

On page 3, in line 3, strike "AN application" and substitute "A PETITION"; in line 6, after "RESIDES;" insert "OR"; and strike in their entirety lines 7 through 13, inclusive, and substitute:

"(2) IF THE PAYEE DOES NOT RESIDE IN THIS STATE, IN THE CIRCUIT COURT:

(I) THAT APPROVED THE STRUCTURED SETTLEMENT AGREEMENT; OR

**(II) IN WHICH THE SETTLED CLAIM WAS PENDING WHEN THE PARTIES ENTERED INTO THE STRUCTURED SETTLEMENT AGREEMENT, IF THE STRUCTURED SETTLEMENT WAS NOT COURT APPROVED.**

**(b) A transferee shall file with the court and serve on the interested parties at least 20 days before the hearing on the [application] PETITION, a notice of the proposed transfer and [an application] A PETITION for its authorization, including:**

**(1) A copy of the transferee’s [application] PETITION;**

**(2) A copy of the transfer agreement; and**

**(3) Notification:**

**(i) Of the time and place of the hearing; and**

**(ii) That each interested party is entitled to support, oppose, or otherwise respond to the transferee’s [application] PETITION, in person or by counsel, by submitting written comments to the court or by participating in the hearing.**

**(C) THE ATTORNEY GENERAL MAY INTERVENE AS OF RIGHT IN AN ACTION UNDER THIS SUBTITLE.**

**5-1104.**

**(A) IF, IN ANY PROPOSED TRANSFER OF STRUCTURED SETTLEMENT PAYMENT RIGHTS, THE STRUCTURED SETTLEMENT WAS ESTABLISHED IN RESOLUTION OF A TORT CLAIM SEEKING COMPENSATION FOR COGNITIVE INJURIES, INCLUDING ANY CLAIM ARISING FROM CHILDHOOD EXPOSURE TO LEAD PAINT, THE TRANSFEREE SHALL:**

**(1) NOTIFY THE COURT, IN THE PETITION FILED UNDER THIS SUBTITLE, THAT THE PAYEE MAY BE COGNITIVELY IMPAIRED;**

**(2) ATTACH TO THE PETITION A COPY OF ANY COMPLAINT THAT WAS PENDING WHEN THE STRUCTURED SETTLEMENT WAS ESTABLISHED; AND**

(3) IDENTIFY ANY ALLEGATIONS OR STATEMENTS IN THE COMPLAINT THAT DESCRIBE THE NATURE, EXTENT, OR CONSEQUENCES OF THE PAYEE'S COGNITIVE INJURIES.

(B) (1) IN DETERMINING WHETHER TO AUTHORIZE A TRANSFER OF STRUCTURED SETTLEMENT PAYMENT RIGHTS INVOLVING A STRUCTURED SETTLEMENT ESTABLISHED IN RESOLUTION OF A TORT CLAIM SEEKING COMPENSATION FOR COGNITIVE INJURIES, INCLUDING ANY CLAIM ARISING FROM CHILDHOOD EXPOSURE TO LEAD PAINT, THE COURT SHALL CONSIDER WHETHER TO APPOINT A GUARDIAN AD LITEM FOR THE PAYEE OR TO REQUIRE THE PAYEE TO BE EXAMINED BY AN INDEPENDENT MENTAL HEALTH SPECIALIST DESIGNATED BY THE COURT.

(2) THE TRANSFEREE SHALL BE RESPONSIBLE FOR THE PAYMENT OF ANY FEES OF A GUARDIAN AD LITEM OR AN INDEPENDENT MENTAL HEALTH SPECIALIST APPOINTED OR DESIGNATED BY THE COURT UNDER THIS SUBSECTION, AS SET FORTH IN A BILLING STATEMENT SPECIFYING TO THE TENTH OF AN HOUR THE AMOUNT OF WORK PERFORMED AND A REASONABLE HOURLY FEE FOR THE WORK.

5-1107.

A PERSON MAY NOT FILE A PETITION FOR A TRANSFER OF STRUCTURED SETTLEMENT PAYMENT RIGHTS UNDER THIS SUBTITLE UNLESS THE PERSON:

(1) IS REGISTERED WITH THE ATTORNEY GENERAL AS A STRUCTURED SETTLEMENT TRANSFEREE; OR

(2) HAS A PENDING APPLICATION FOR REGISTRATION, AND THE ATTORNEY GENERAL HAS NOT ACTED ON THE APPLICATION WITHIN THE TIME SPECIFIED IN THIS SUBTITLE.

5-1108.

(A) (1) TO APPLY FOR REGISTRATION AS A STRUCTURED SETTLEMENT TRANSFEREE, AN APPLICANT SHALL:

(I) SUBMIT TO THE ATTORNEY GENERAL UNDER OATH AN APPLICATION ON THE FORM PROVIDED BY THE ATTORNEY GENERAL; AND

(II) PAY A REGISTRATION FEE OF \$2,000, OF WHICH \$1,000 SHALL BE REFUNDABLE IN THE EVENT THAT THE ATTORNEY GENERAL DENIES THE APPLICATION FOR REGISTRATION.

(2) ALL FEES COLLECTED UNDER THIS SUBSECTION SHALL BE USED TO ADMINISTER THE REGISTRATION PROGRAM.

(3) IN THE CASE OF AN APPLICANT THAT, AT THE TIME OF ITS APPLICATION, IS NOT REGISTERED WITH THE ATTORNEY GENERAL AS A STRUCTURED SETTLEMENT TRANSFEREE, THE ATTORNEY GENERAL SHALL GRANT OR DENY AN APPLICATION FOR REGISTRATION WITHIN 90 DAYS OF SUBMISSION OF THE COMPLETE APPLICATION AND ALL APPLICABLE FEES.

(B) (1) THE ATTORNEY GENERAL MAY REQUIRE A STRUCTURED SETTLEMENT TRANSFEREE TO REAPPLY FOR REGISTRATION ON AN ANNUAL BASIS OR LESS FREQUENTLY, AS THE ATTORNEY GENERAL DETERMINES.

(2) IN THE CASE OF A REGISTRANT APPLYING FOR RENEWAL OF ITS REGISTRATION, THE ATTORNEY GENERAL SHALL GRANT OR DENY AN APPLICATION FOR REGISTRATION WITHIN 30 DAYS OF SUBMISSION OF THE COMPLETE APPLICATION AND ALL APPLICABLE FEES.

(C) IF THE ATTORNEY GENERAL DETERMINES THAT ADDITIONAL INFORMATION FROM AN APPLICANT IS NEEDED, THE ATTORNEY GENERAL MAY EXTEND UNILATERALLY THE DEADLINE FOR GRANTING OR DENYING THE APPLICATION FOR REGISTRATION BY AN ADDITIONAL 60 DAYS.

(D) THE APPLICATION FOR REGISTRATION AS A STRUCTURED SETTLEMENT TRANSFEREE SHALL REQUIRE AN APPLICANT TO PROVIDE:

(1) THE APPLICANT'S FULL NAME;



(2) THE ADDRESS OF THE APPLICANT'S PRINCIPAL OFFICE OR PLACE OF BUSINESS;

(3) IN THE CASE OF AN APPLICANT WHO IS AN INDIVIDUAL, THE APPLICANT'S SOCIAL SECURITY NUMBER;

(4) IN THE CASE OF AN APPLICANT OTHER THAN AN INDIVIDUAL:

(I) THE APPLICANT'S FEDERAL EMPLOYER IDENTIFICATION NUMBER; AND

(II) THE NAME AND BUSINESS ADDRESS OF:

1. EACH OFFICER, DIRECTOR, GENERAL PARTNER, MEMBER, AND MANAGER, IF A LIMITED LIABILITY COMPANY, OF THE APPLICANT;

2. IF THE APPLICANT IS NOT SUBJECT TO REPORTING REQUIREMENTS UNDER THE SECURITIES EXCHANGE ACT OF 1934, EACH PERSON WHO OWNS 5% OR MORE OF THE APPLICANT; AND

3. EACH OFFICER, DIRECTOR, MEMBER, AND PRINCIPAL OF THE APPLICANT;

(5) ANY TRADE NAME THROUGH WHICH THE APPLICANT INTENDS TO DO BUSINESS AS A TRANSFEREE IN THE STATE, PROVIDED THAT A TRANSFEREE MAY MAINTAIN REGISTRATION OF NO MORE THAN FOUR TRADE NAMES; AND

(6) ANY OTHER INFORMATION THAT THE ATTORNEY GENERAL REQUIRES.

(E) IF THE ATTORNEY GENERAL DENIES AN APPLICATION FOR REGISTRATION, THE ATTORNEY GENERAL SHALL SPECIFY IN WRITING THE REASON FOR THE DENIAL.

(A) ON ACCEPTANCE BY THE ATTORNEY GENERAL OF A TRANSFEREE'S APPLICATION FOR REGISTRATION AS A STRUCTURED SETTLEMENT TRANSFEREE, THE TRANSFEREE SHALL PROMPTLY:

(1) FILE WITH THE ATTORNEY GENERAL AN IRREVOCABLE LETTER OF CREDIT IN THE AMOUNT OF \$100,000 ISSUED BY A FINANCIAL INSTITUTION;

(2) DEPOSIT WITH THE ATTORNEY GENERAL CASH IN THE AMOUNT OF \$100,000; OR

(3) FILE WITH THE ATTORNEY GENERAL A BOND THAT IS:

(i) IN FAVOR OF THE STATE;

(ii) IN THE PENAL SUM OF \$100,000; AND

(iii) EXECUTED BY AN AUTHORIZED SURETY INSURER.

(B) A BOND SHALL REMAIN IN FORCE UNTIL THE SURETY INSURER IS RELEASED FROM LIABILITY BY THE ATTORNEY GENERAL OR UNTIL THE BOND IS CANCELED BY THE SURETY INSURER.

(C) THE TOTAL LIABILITY OF THE SURETY INSURER UNDER A BOND MAY NOT EXCEED THE PENAL SUM OF THE BOND.

(D) (1) (i) THE SURETY INSURER MAY CANCEL A BOND AFTER FILING A WRITTEN NOTICE WITH THE ATTORNEY GENERAL AT LEAST 30 DAYS BEFORE THE EFFECTIVE DATE OF THE CANCELLATION.

(ii) A CANCELLATION UNDER THIS SUBSECTION DOES NOT AFFECT ANY LIABILITY THAT ACCRUED BEFORE THE CANCELLATION.

(2) AFTER NOTIFICATION OF THE CANCELLATION OF THE BOND, THE TRANSFEREE SHALL ACT PROMPTLY TO REPLACE THE BOND.

(3) IF THE TRANSFEREE FAILS TO ACT PROMPTLY TO REPLACE THE BOND, THE ATTORNEY GENERAL MAY DENY, SUSPEND, OR REVOKE THE REGISTRATION OF THE TRANSFEREE UNTIL THE REQUIRED BOND IS FILED.

(E) IF, AT ANY TIME, A STRUCTURED SETTLEMENT TRANSFEREE FAILS TO COMPLY WITH SUBSECTION (A) OF THIS SECTION, THE ATTORNEY GENERAL MAY DENY, SUSPEND, OR REVOKE THE REGISTRATION OF THE TRANSFEREE UNTIL THE TRANSFEREE COMPLIES WITH SUBSECTION (A) OF THIS SECTION.

5-1110.

(A) THE ATTORNEY GENERAL MAY SUSPEND OR REVOKE THE REGISTRATION OF A STRUCTURED SETTLEMENT TRANSFEREE, OR DENY AN APPLICATION FOR REGISTRATION, IF THE ATTORNEY GENERAL FINDS THAT THE TRANSFEREE OR ANY OF ITS EMPLOYEES, AFFILIATES, OR AGENTS HAS:

(1) DIRECTLY OR INDIRECTLY PAID ANY FEE OR CHARGE TO ANY PERSON AS AN INDUCEMENT TO REFER A PAYEE TO THE TRANSFEREE IN CONNECTION WITH A TRANSFER SUBJECT TO THIS SUBTITLE;

(2) DIRECTLY OR INDIRECTLY OFFERED OR PROVIDED ANY GIFT TO A PAYEE OR A MEMBER OF A PAYEE'S FAMILY IN CONNECTION WITH A TRANSFER SUBJECT TO THIS SUBTITLE;

(3) DIRECTLY OR INDIRECTLY OFFERED ANY LOAN, EXTENSION OF CREDIT, OR ADVANCE TO A PAYEE OR A MEMBER OF A PAYEE'S FAMILY AS AN INDUCEMENT TO TRANSFER STRUCTURED SETTLEMENT PAYMENT RIGHTS;

(4) MADE ANY REFERRAL OF A PAYEE FOR INDEPENDENT PROFESSIONAL ADVICE CONCERNING A PROPOSED TRANSFER SUBJECT TO THIS SUBTITLE OTHER THAN A REFERRAL TO A LOCAL OR STATE BAR ASSOCIATION OR NOT-FOR-PROFIT LAWYER REFERRAL SERVICE UNAFFILIATED WITH ANY STRUCTURED SETTLEMENT TRANSFEREE THAT MAKES REFERRALS TO ATTORNEYS, CERTIFIED PUBLIC ACCOUNTANTS, OR LICENSED FINANCIAL CONSULTANTS;

(5) COMMUNICATED WITH A PAYEE OR A PERSON RELATED TO A PAYEE WITH OBSCENE OR GROSSLY ABUSIVE LANGUAGE, WITH THE FREQUENCY, AT UNUSUAL HOURS, OR IN ANY OTHER MANNER AS REASONABLY CAN BE EXPECTED TO ABUSE OR HARASS THE PAYEE IN CONNECTION WITH A TRANSFER SUBJECT TO THIS SUBTITLE;

(6) ENGAGED IN ANY UNFAIR OR DECEPTIVE TRADE PRACTICE, UNDER § 13–301 OF THE COMMERCIAL LAW ARTICLE;

(7) CONDUCTED BUSINESS IN THE STATE RELATED TO THE TRANSFER OF STRUCTURED SETTLEMENT PAYMENT RIGHTS IN ANY NAME OTHER THAN THE NAME OR TRADE NAME REGISTERED WITH THE ATTORNEY GENERAL;

(8) WITH RESPECT TO A TRANSFEREE, ITS AFFILIATES, DIRECTORS, MEMBERS, GENERAL PARTNERS, OFFICERS, OR EXECUTIVE, MANAGERIAL, PROFESSIONAL, OR SALES AND MARKETING EMPLOYEES, BEEN CONVICTED OF A CRIME INVOLVING DISHONESTY, DECEPTION, OR MORAL TURPITUDE;

(9) BEEN FOUND BY A COURT OF COMPETENT JURISDICTION OR A GOVERNMENT AGENCY TO HAVE COMMITTED FRAUD, ENGAGED IN UNFAIR TRADE PRACTICES, OR COMMITTED ANY OTHER CIVIL WRONG OR REGULATORY VIOLATION INVOLVING DISHONESTY OR DECEPTION; OR

(10) OTHERWISE FAILED TO COMPLY WITH THE PROVISIONS OF THIS SUBTITLE IN CONNECTION WITH A TRANSFER SUBJECT TO THIS SUBTITLE.

(B) IN ADDITION TO, OR INSTEAD OF, DENYING AN APPLICATION FOR REGISTRATION, OR SUSPENDING OR REVOKING THE REGISTRATION OF ANY REGISTRANT, THE ATTORNEY GENERAL MAY IMPOSE A CIVIL PENALTY FOR EACH VIOLATION OF THIS SUBTITLE IN AN AMOUNT NOT EXCEEDING:

(1) \$1,000 FOR A FIRST VIOLATION; AND

(2) \$5,000 FOR EACH SUBSEQUENT VIOLATION.

(C) IN DETERMINING WHETHER TO DENY AN APPLICATION FOR REGISTRATION OR SUSPEND OR REVOKE THE REGISTRATION OF A REGISTRANT, OR THE AMOUNT OF ANY CIVIL PENALTY TO BE IMPOSED, THE ATTORNEY GENERAL SHALL CONSIDER:

- (1) THE SERIOUSNESS OF THE VIOLATION;
- (2) THE GOOD FAITH OF THE TRANSFEREE;
- (3) ANY HISTORY OF PREVIOUS VIOLATIONS; AND
- (4) ANY OTHER FACTOR RELEVANT TO THE DETERMINATION.

(D) (1) THE ATTORNEY GENERAL SHALL PROVIDE TO A REGISTRANT NOTICE AND AN OPPORTUNITY TO REQUEST A HEARING UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE TO CONTEST A PROPOSED DISCIPLINARY ACTION UNDER THIS SECTION, EXCEPT THAT THE ATTORNEY GENERAL MAY DELEGATE THE AUTHORITY TO CONDUCT A HEARING TO A DEPUTY OR ASSISTANT ATTORNEY GENERAL.

(2) ANY PARTY AGGRIEVED BY A DECISION AND ORDER OF THE ATTORNEY GENERAL UNDER THIS SECTION AND § 5-1108 OF THIS SUBTITLE MAY PETITION FOR JUDICIAL REVIEW AS PROVIDED UNDER §§ 10-222 AND 10-223 OF THE STATE GOVERNMENT ARTICLE.

5-1111.

IF, IN CONNECTION WITH A TRANSFER OF STRUCTURED SETTLEMENT PAYMENT RIGHTS, A STRUCTURED SETTLEMENT OBLIGOR IMPOSES TOTAL FEES AND CHARGES IN EXCESS OF \$350, THE STRUCTURED SETTLEMENT OBLIGOR SHALL SUBMIT A STATEMENT TO THE PAYEE AND THE TRANSFEREE IDENTIFYING EACH PERSON WHO PERFORMED WORK IN CONNECTION WITH THE TRANSFER, SPECIFYING TO THE TENTH OF AN HOUR THE AMOUNT OF WORK THE PERSON PERFORMED, AND SPECIFYING A REASONABLE HOURLY FEE FOR THE PERSON'S WORK."

AMENDMENT NO. 7

On page 3, strike in their entirety lines 14 through 19, inclusive, and substitute:

“5-1112.

THE ATTORNEY GENERAL MAY ADOPT REGULATIONS TO CARRY OUT THIS SUBTITLE.”;

and in line 20, strike “2.” and substitute “3.”.

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 914 – Delegate Carter**

AN ACT concerning

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

**HB0914/182215/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 914

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Carter” and substitute “Delegates Carter, Anderson, Morales, Adams, Barron, Branch, Carozza, Conaway, Dumais, Folden, Fraser–Hidalgo, Glass, Hayes, Moon, B. Robinson, Rosenberg, Smith, Sydnor, Vallario, Vaughn, Waldstreicher, Walker, M. Washington, West, and C. Wilson”; strike beginning with “providing” in line 3 down through “Act;” in line 13; in line 14, strike “this Act” and substitute “a certain provision of law based on an acquittal, a dismissal, a nolle prosequi, or a nolle prosequi with the requirement of drug or alcohol treatment”; strike beginning with “making” in line 15 down through “changes;” in line 16; strike in their entirety lines 17 through 21, inclusive; and in line 24, strike “10–105.1” and substitute “10–105(h)”.

AMENDMENT NO. 2

On pages 2 through 7, strike in their entirety the lines beginning with line 3 on page 2 through line 17 on page 7, inclusive, and substitute:

**“(H) A PERSON WHO IS ENTITLED TO EXPUNGEMENT UNDER THIS SECTION BASED ON AN ACQUITTAL, A DISMISSAL, A NOLLE PROSEQUI, OR A NOLLE PROSEQUI WITH THE REQUIREMENT OF DRUG OR ALCOHOL TREATMENT MAY NOT BE REQUIRED TO PAY ANY FEE OR COSTS IN CONNECTION WITH THE EXPUNGEMENT.”**

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 990 – Delegate Morhaim**

AN ACT concerning

**Civil Actions – Liability of Disability Insurer – Failure to Act in Good Faith**

**HB0990/562015/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 990

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “under” insert “individual”; and in the same line, after “policies;” insert “defining a certain term.”

AMENDMENT NO. 2

On page 2, in line 5, after “(4)” insert “(I)”; strike beginning with “HAS” in line 5 down through “ARTICLE” in line 6 and substitute “MEANS INSURANCE THAT PROVIDES FOR LOST INCOME, REVENUE, OR PROCEEDS IN THE EVENT THAT AN ILLNESS, ACCIDENT, OR INJURY RESULTS IN A DISABILITY THAT IMPAIRS AN INSURED’S

ABILITY TO WORK OR OTHERWISE GENERATE INCOME, REVENUE, OR PROCEEDS THAT THE INSURANCE IS INTENDED TO REPLACE.

(II) “DISABILITY INSURANCE” DOES NOT INCLUDE PAYMENT FOR MEDICAL EXPENSES, DISMEMBERMENT, OR ACCIDENTAL DEATH”;

and in line 15, after “OR” insert “INDIVIDUAL”.

On page 7, in line 24, after “UNDER” insert “INDIVIDUAL”.

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 1001 – Delegates Smith, Dumais, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Ebersole, Fennell, Frick, Frush, Gaines, Gilchrist, Gutierrez, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jalisi, Jones, Kaiser, Kelly, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, Luedtke, McIntosh, A. Miller, Moon, Morales, Pena–Melnyk, Platt, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Sanchez, Stein, Sydnor, Tarlau, Turner, Valentino–Smith, Waldstreicher, Walker, A. Washington, M. Washington, and P. Young**

AN ACT concerning

**Criminal Procedure – Firearms – Transfer**

**HB1001/632910/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1001

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first “of” insert “providing an exception for a certain person from the prohibition against carrying or transporting a certain firearm under”



certain circumstances;” and strike in their entirety lines 13 through 17, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 4–203(b) and 4–302

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)”.

On page 2, after line 1, insert:

“BY adding to

Article – Public Safety

Section 5–133(f)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–205(c)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)”.

#### AMENDMENT NO. 2

On page 2, after line 3, insert:

“Article – Criminal Law

4–203.

(b) This section does not prohibit:

(1) the wearing, carrying, or transporting of a handgun by a person who is authorized at the time and under the circumstances to wear, carry, or transport the handgun as part of the person’s official equipment, and is:

(i) a law enforcement official of the United States, the State, or a county or city of the State;

(ii) a member of the armed forces of the United States or of the National Guard on duty or traveling to or from duty;

(iii) a law enforcement official of another state or subdivision of another state temporarily in this State on official business;

(iv) a correctional officer or warden of a correctional facility in the State;

(v) a sheriff or full-time assistant or deputy sheriff of the State; or

(vi) a temporary or part-time sheriff's deputy;

(2) the wearing, carrying, or transporting of a handgun, in compliance with any limitations imposed under § 5-307 of the Public Safety Article, by a person to whom a permit to wear, carry, or transport the handgun has been issued under Title 5, Subtitle 3 of the Public Safety Article;

(3) the carrying of a handgun on the person or in a vehicle while the person is transporting the handgun to or from the place of legal purchase or sale, or to or from a bona fide repair shop, or between bona fide residences of the person, or between the bona fide residence and place of business of the person, if the business is operated and owned substantially by the person if each handgun is unloaded and carried in an enclosed case or an enclosed holster;

(4) the wearing, carrying, or transporting by a person of a handgun used in connection with an organized military activity, a target shoot, formal or informal target practice, sport shooting event, hunting, a Department of Natural Resources-sponsored firearms and hunter safety class, trapping, or a dog obedience training class or show, while the person is engaged in, on the way to, or returning from that activity if each handgun is unloaded and carried in an enclosed case or an enclosed holster;

(5) the moving by a bona fide gun collector of part or all of the collector's gun collection from place to place for public or private exhibition if each handgun is unloaded and carried in an enclosed case or an enclosed holster;

(6) the wearing, carrying, or transporting of a handgun by a person on real estate that the person owns or leases or where the person resides or within the confines of a business establishment that the person owns or leases;

(7) the wearing, carrying, or transporting of a handgun by a supervisory employee:

(i) in the course of employment;

(ii) within the confines of the business establishment in which the supervisory employee is employed; and

(iii) when so authorized by the owner or manager of the business establishment;

(8) the carrying or transporting of a signal pistol or other visual distress signal approved by the United States Coast Guard in a vessel on the waterways of the State or, if the signal pistol or other visual distress signal is unloaded and carried in an enclosed case, in a vehicle; [or]

(9) the wearing, carrying, or transporting of a handgun by a person who is carrying a court order requiring the surrender of the handgun, if:

(i) the handgun is unloaded;

(ii) the person has notified the law enforcement unit, barracks, or station that the handgun is being transported in accordance with the court order; and

(iii) the person transports the handgun directly to the law enforcement unit, barracks, or station; OR

**(10) THE CARRYING OR TRANSPORTING OF A HANDGUN BY A PERSON WHO IS PROHIBITED FROM POSSESSING A HANDGUN BECAUSE THE PERSON HAS BEEN CONVICTED OF A DISQUALIFYING CRIME, AS DEFINED IN § 5-101 OF THE PUBLIC SAFETY ARTICLE, OR THAT PERSON'S REPRESENTATIVE, IF:**

**(I) THE HANDGUN IS UNLOADED;**

**(II) IT IS WITHIN 2 DAYS AFTER THE CONVICTION OF A DISQUALIFYING CRIME;**

(III) THE PERSON OR THE PERSON’S REPRESENTATIVE HAS NOTIFIED A LAW ENFORCEMENT UNIT, BARRACKS, OR STATION THAT THE HANDGUN IS BEING TRANSPORTED TO A STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR TO A FEDERALLY LICENSED FIREARMS DEALER FOR THE PURPOSES OF TRANSFERRING THE FIREARM TO THE OFFICIAL OR DEALER; AND

(IV) THE PERSON OR THE PERSON’S REPRESENTATIVE TRANSPORTS THE HANDGUN DIRECTLY TO THE STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR FEDERALLY LICENSED FIREARMS DEALER.

4-302.

This subtitle does not apply to:

(1) if acting within the scope of official business, personnel of the United States government or a unit of that government, members of the armed forces of the United States or of the National Guard, law enforcement personnel of the State or a local unit in the State, or a railroad police officer authorized under Title 3 of the Public Safety Article or 49 U.S.C. § 28101;

(2) a firearm modified to render it permanently inoperative;

(3) possession, importation, manufacture, receipt for manufacture, shipment for manufacture, storage, purchases, sales, and transport to or by a licensed firearms dealer or manufacturer who is:

(i) providing or servicing an assault weapon or detachable magazine for a law enforcement unit or for personnel exempted under item (1) of this section;

(ii) acting to sell or transfer an assault weapon or detachable magazine to a licensed firearm dealer in another state or to an individual purchaser in another state through a licensed firearms dealer; or

(iii) acting to return to a customer in another state an assault weapon transferred to the licensed firearms dealer or manufacturer under the terms of a warranty or for repair;

(4) organizations that are required or authorized by federal law governing their specific business or activity to maintain assault weapons and applicable ammunition and detachable magazines;

(5) the receipt of an assault weapon or detachable magazine by inheritance, and possession of the inherited assault weapon or detachable magazine, if the decedent lawfully possessed the assault weapon or detachable magazine and the person inheriting the assault weapon or detachable magazine is not otherwise disqualified from possessing a regulated firearm;

(6) the receipt of an assault weapon or detachable magazine by a personal representative of an estate for purposes of exercising the powers and duties of a personal representative of an estate;

(7) possession by a person who is retired in good standing from service with a law enforcement agency of the State or a local unit in the State and is not otherwise prohibited from receiving an assault weapon or detachable magazine if:

(i) the assault weapon or detachable magazine is sold or transferred to the person by the law enforcement agency on retirement; or

(ii) the assault weapon or detachable magazine was purchased or obtained by the person for official use with the law enforcement agency before retirement;

(8) possession or transport by an employee of an armored car company if the individual is acting within the scope of employment and has a permit issued under Title 5, Subtitle 3 of the Public Safety Article; [or]

(9) possession, receipt, and testing by, or shipping to or from:

(i) an ISO 17025 accredited, National Institute of Justice–approved ballistics testing laboratory; or

(ii) a facility or entity that manufactures or provides research and development testing, analysis, or engineering for personal protective equipment or vehicle protection systems; OR

**(10) THE CARRYING OR TRANSPORTING OF AN ASSAULT WEAPON BY A PERSON WHO IS PROHIBITED FROM POSSESSING THE ASSAULT WEAPON BECAUSE**

THE PERSON HAS BEEN CONVICTED OF A DISQUALIFYING CRIME, AS DEFINED IN § 5–101 OF THE PUBLIC SAFETY ARTICLE, OR THAT PERSON’S REPRESENTATIVE, IF:

(I) THE FIREARM IS UNLOADED;

(II) IT IS WITHIN 2 DAYS AFTER THE CONVICTION OF A DISQUALIFYING CRIME;

(III) THE PERSON OR THE PERSON’S REPRESENTATIVE HAS NOTIFIED A LAW ENFORCEMENT UNIT, BARRACKS, OR STATION THAT THE FIREARM IS BEING TRANSPORTED TO A STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR TO A FEDERALLY LICENSED FIREARMS DEALER FOR THE PURPOSES OF TRANSFERRING THE FIREARM TO THE OFFICIAL OR DEALER; AND

(IV) THE PERSON OR THE PERSON’S REPRESENTATIVE TRANSPORTS THE FIREARM DIRECTLY TO THE STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR FEDERALLY LICENSED FIREARMS DEALER.”;

strike in their entirety lines 5 through 19, inclusive; after line 22, insert:

“(2) “CONVICTED OF A DISQUALIFYING CRIME” HAS THE MEANING STATED IN § 5–101 OF THE PUBLIC SAFETY ARTICLE.”;

in lines 23 and 25, strike “(2)” and “(3)”, respectively, and substitute “(3)” and “(4)”, respectively; strike in their entirety lines 27 and 28; in line 29, strike “(1)”; strike beginning with “FELONY” in line 29 down through the first “A” in line 30; in line 30, strike “THAT IS A DOMESTICALLY RELATED CRIME” and substitute “, EITHER VERBALLY OR IN WRITING,”; in line 31, after “POSSESSING” insert “:

(1)”;

and in line 32, after “ARTICLE” insert “;AND

(2) A RIFLE OR SHOTGUN UNDER § 5–205 OF THE PUBLIC SAFETY ARTICLE”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 1 through 8, inclusive; strike beginning with “OR” in line 15 down through “JUDGMENT” in line 16 and substitute “OF A DISQUALIFYING CRIME”; in line 19, strike “§ 5-206” and substitute “§ 5-205”; in line 26, strike “A” and substitute “(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A”; in lines 28, 29, and 30, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “1.”, “2.”, and “3.”, respectively; and after line 30, insert:

“(II) FOR A FIREARM MANUFACTURED BEFORE 1968, IDENTIFYING MARKS MAY BE SUBSTITUTED FOR THE SERIAL NUMBER REQUIRED BY THIS PARAGRAPH.”.

AMENDMENT NO. 4

On page 4, after line 12, insert:

“Article – Public Safety

5-133.

(F) THIS SECTION DOES NOT APPLY TO THE CARRYING OR TRANSPORTING OF A REGULATED FIREARM BY A PERSON WHO IS PROHIBITED FROM POSSESSING THE REGULATED FIREARM BECAUSE THE PERSON HAS BEEN CONVICTED OF A DISQUALIFYING CRIME, OR THAT PERSON’S REPRESENTATIVE, IF:

(1) THE FIREARM IS UNLOADED;

(2) IT IS WITHIN 2 DAYS AFTER THE CONVICTION OF A DISQUALIFYING CRIME;

(3) THE PERSON OR THE PERSON’S REPRESENTATIVE HAS NOTIFIED A LAW ENFORCEMENT UNIT, BARRACKS, OR STATION THAT THE FIREARM IS BEING TRANSPORTED TO A STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR TO A FEDERALLY LICENSED FIREARMS DEALER FOR THE PURPOSES OF TRANSFERRING THE FIREARM TO THE OFFICIAL OR DEALER; AND

(4) THE PERSON OR THE PERSON’S REPRESENTATIVE TRANSPORTS THE FIREARM DIRECTLY TO THE STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR FEDERALLY LICENSED FIREARMS DEALER.

5-205.

(c) This section does not apply to:

(1) a person transporting a rifle or shotgun if the person is carrying a civil protective order requiring the surrender of the rifle or shotgun and:

[(1)] (I) the rifle or shotgun is unloaded;

[(2)] (II) the person has notified the law enforcement unit, barracks, or station that the rifle or shotgun is being transported in accordance with the civil protective order; and

[(3)] (III) the person transports the rifle or shotgun directly to the law enforcement unit, barracks, or station; OR

(2) A PERSON WHO IS PROHIBITED FROM POSSESSING THE RIFLE OR SHOTGUN BECAUSE THE PERSON HAS BEEN CONVICTED OF A DISQUALIFYING CRIME, AS DEFINED IN § 5-101 OF THIS TITLE, OR THAT PERSON'S REPRESENTATIVE, IF:

(I) THE RIFLE OR SHOTGUN IS UNLOADED;

(II) IT IS WITHIN 2 DAYS AFTER THE CONVICTION OF A DISQUALIFYING CRIME;

(III) THE PERSON OR THE PERSON'S REPRESENTATIVE HAS NOTIFIED A LAW ENFORCEMENT UNIT, BARRACKS, OR STATION THAT THE RIFLE OR SHOTGUN IS BEING TRANSPORTED TO A STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR TO A FEDERALLY LICENSED FIREARMS DEALER FOR THE PURPOSES OF TRANSFERRING THE RIFLE OR SHOTGUN TO THE OFFICIAL OR DEALER; AND

(IV) THE PERSON OR THE PERSON'S REPRESENTATIVE TRANSPORTS THE RIFLE OR SHOTGUN DIRECTLY TO THE STATE OR LOCAL LAW ENFORCEMENT OFFICIAL OR FEDERALLY LICENSED FIREARMS DEALER.”



The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB1001/243622/1**

BY: Delegate Shoemaker

AMENDMENTS TO HOUSE BILL 1001, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, before “requiring” insert “requiring a court, before accepting a certain plea, to advise the defendant of certain consequences related to possession of firearms;”.

AMENDMENT NO. 2

On page 2, in line 29, strike “**THE**” and substitute “**BEFORE ACCEPTING A GUILTY PLEA FROM A DEFENDANT CHARGED WITH A CRIME OF VIOLENCE OR A DISQUALIFYING CRIME, THE**”; in the same line, strike “**A PERSON CONVICTED OF A**” and substitute “**THE DEFENDANT**”; in line 30, strike “**DISQUALIFYING CRIME**”; and strike beginning with “**THE**” in line 30 down through “**IS**” in line 31 and substitute “**A CONVICTION WILL RESULT IN THE DEFENDANT BEING**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 52    Negative – 82    (See Roll Call No. 527)

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1185 – St. Mary’s County Delegation**

AN ACT concerning

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

**HB1185/622915/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1185

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “County” insert “Circuit”; strike beginning with “repealing” in line 4 down through “County;” in line 6; and in line 10, strike “and 19–2”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 9 on page 2, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1371 – Delegate Folden**

AN ACT concerning

**Criminal Law – Assault in the First Degree – Strangulation – Lethality  
Screening Protocol and Training****HB1371/202510/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1371

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Assault in the First Degree –”; strike beginning with “prohibiting” in line 4 down through “Act;” in line 8; strike in their entirety lines 14 through 18, inclusive; and in line 20, strike “the Laws of Maryland read as follows:”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 13 on page 2, inclusive.

On page 2, in line 14, strike “SECTION 2. AND BE IT FURTHER ENACTED, That”; and in line 23, 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 Vallario, Chair, for the Committee on Judiciary reported favorably with amendments:

**House Bill 1465 – Delegate M. Washington**

AN ACT concerning

**Foster Care – Standards for Foster Parents**

**HB1465/612410/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1465

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “require” in line 4 down through “potential” in line 5 and substitute “provide for the selection of”; in line 5, after “parents” insert “for a specific child considered for placement that”; in line 6, strike “a” and substitute “the”; and in line 7, after “heritage,” insert “disability, if any.”.

AMENDMENT NO. 2

On page 2, in line 22, strike “**REQUIRE LOCAL DEPARTMENTS TO ENSURE THAT POTENTIAL**” and substitute “**PROVIDE FOR THE SELECTION OF**”; in line 23, after “**PARENTS**” insert “**FOR A SPECIFIC CHILD CONSIDERED FOR PLACEMENT THAT**”; in line 24, strike “**A**” and substitute “**THE**”; and in line 25, after “**HERITAGE,**” insert “**DISABILITY, IF ANY,**”.

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 1014 – Delegates Jones, Kaiser, Atterbeary, B. Barnes, Barve, Branch, Busch, Chang, Clippinger, Cullison, Davis, Ebersole, Frick, Frush, Gaines, Gutierrez, Hayes, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Korman, Krimm, Lafferty, Lam, Lierman, Lisanti, Luedtke, McIntosh, A. Miller, Moon, Morhaim, Patterson, Platt, Reznik, B. Robinson, Sample–Hughes, Sanchez, Smith, Stein, Turner, Vallario, Waldstreicher, M. Washington, K. Young, and P. Young**

AN ACT concerning

#### **College Affordability Act of 2016**

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

FLOOR AMENDMENT

**HB1014/353620/1**

BY: Delegate McConkey

#### AMENDMENTS TO HOUSE BILL 1014, AS AMENDED

##### AMENDMENT NO. 1

On page 1 of the Committee on Ways and Means Amendments (HB1014/195361/1), in Amendment No. 1, strike beginning with “providing” in line 12 down through “circumstances:” in line 13.

##### AMENDMENT NO. 2

On pages 7 and 8 of the Committee on Ways and Means Amendments, strike Amendment No. 6 in its entirety.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 48    Negative – 84    (See Roll Call No. 528)

Read the second time and ordered prepared for Third Reading.

**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**

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

FLOOR AMENDMENT

**HB1252/673023/1**

BY: Delegate B. Wilson

AMENDMENTS TO HOUSE BILL 1252

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “State” insert “, subject to a certain exception for certain electricity providers; authorizing certain electricity providers to make a certain election to use a certain formula when apportioning certain income to the State”.

AMENDMENT NO. 2

On page 2, in line 31, strike “IF” and substitute “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF”; and after line 36, insert:

“(2) (1) IN THIS PARAGRAPH, “COMPETITIVE ELECTRICITY PROVIDER” MEANS A DOMESTIC OR FOREIGN CORPORATION:

1. THAT IS PRIMARILY ENGAGED IN THE BUSINESS OF PROVIDING ELECTRICITY, PROCURED THROUGH COMPETITION WITH OTHER ELECTRICITY PROVIDERS, TO THE WHOLESALE AND RETAIL ELECTRICITY MARKETS IN THE STATE; AND

2. WHOSE SALES TO WHOLESALE AND RETAIL ELECTRICITY MARKETS IN THE STATE ACCOUNT FOR GREATER THAN 50% OF THE SALES IN THE NUMERATOR OF ITS SALES FACTOR.

(II) IF A COMPETITIVE ELECTRICITY PROVIDER CARRIES ON ITS TRADE OR BUSINESS IN AND OUT OF THE STATE AND THE TRADE OR BUSINESS IS A UNITARY BUSINESS, THE COMPETITIVE ELECTRICITY PROVIDER MAY ELECT TO CALCULATE THAT PART OF ITS MARYLAND MODIFIED INCOME DERIVED FROM OR REASONABLY ATTRIBUTABLE TO TRADE OR BUSINESS CARRIED ON IN THE STATE USING A 3-FACOR APPORTIONMENT FRACTION:

1. THE NUMERATOR OF WHICH IS THE SUM OF THE PROPERTY FACTOR, THE PAYROLL FACTOR, AND TWICE THE SALES FACTOR; AND

2. THE DENOMINATOR OF WHICH IS 4.

(III) THE ELECTION UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH:

1. SHALL BE MADE ON THE COMPETITIVE ELECTRICITY PROVIDER'S ORIGINAL AND TIMELY FILED TAX RETURN IN THE MANNER PRESCRIBED BY THE COMPTROLLER; AND

2. IS BINDING AND EFFECTIVE FOR A PERIOD OF 5 CONSECUTIVE TAXABLE YEARS AFTER THE TAXABLE YEAR IN WHICH THE ELECTION IS MADE.

(IV) UNLESS A COMPETITIVE ELECTRICITY PROVIDER RENEWS AN ELECTION UNDER THIS PARAGRAPH IN THE FIRST TAXABLE YEAR AFTER THE TAXABLE YEAR IN WHICH THE ELECTION EXPIRES, THE PROVIDER MAY NOT MAKE A NEW ELECTION UNTIL THE FOURTH TAXABLE YEAR AFTER THE TAXABLE YEAR IN WHICH THE PREVIOUS ELECTION EXPIRES.”.

On page 3, in line 8, strike “(2)” and substitute “(3)”.

On page 4, in line 15, after “(3)” insert a closing bracket; in line 16, strike the bracket and substitute “**(3)**”; and in line 17, strike “(3)” and substitute “**(4)**”.

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50    Negative – 87    (See Roll Call No. 529)

#### FLOOR AMENDMENT

**HB1252/113328/1**

BY: Delegate B. Wilson

#### AMENDMENTS TO HOUSE BILL 1252

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 5, after “provisions;” insert “authorizing certain corporations to claim a certain tax credit against the State income tax for a certain period of years under certain circumstances;”; and after line 11, insert:

“BY adding to

Article – Tax – General

Section 10-737

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)”.

#### AMENDMENT NO. 2

On page 4, after line 18, insert:

“10-737.

**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(2) “NET DEFERRED TAX ASSETS” MEANS DEFERRED TAX ASSETS THAT EXCEED THE DEFERRED TAX LIABILITY OF THE TAXPAYER, CALCULATED IN ACCORDANCE WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.**

**(3) “NET DEFERRED TAX LIABILITY” MEANS DEFERRED TAX LIABILITY THAT EXCEEDS THE DEFERRED TAX ASSETS OF THE TAXPAYER, CALCULATED IN ACCORDANCE WITH GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.**

**(B) A CORPORATION THAT IS A PUBLICLY TRADED COMPANY, INCLUDING AN AFFILIATED CORPORATION PARTICIPATING IN THE FILING OF THE PUBLICLY TRADED COMPANY’S FINANCIAL STATEMENTS, MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX IF, AS A DIRECT RESULT OF COMPUTING MARYLAND MODIFIED INCOME UNDER § 10–402(C) OF THIS ARTICLE, THERE IS:**

**(1) AN AGGREGATE INCREASE TO THE TAXPAYER’S NET DEFERRED TAX LIABILITY;**

**(2) AN AGGREGATE DECREASE IN THE TAXPAYER’S NET DEFERRED TAX ASSETS; OR**

**(3) AN AGGREGATE CHANGE FROM A NET DEFERRED TAX ASSET TO A NET DEFERRED TAX LIABILITY.**

**(C) FOR THE TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 2016, AND ENDING ON DECEMBER 31, 2023, THE CREDIT UNDER THIS SECTION SHALL BE IN AN AMOUNT EQUAL TO ONE–SEVENTH OF THE AMOUNT NECESSARY TO OFFSET:**

**(1) AN INCREASE IN NET DEFERRED TAX LIABILITY;**

**(2) A DECREASE IN NET DEFERRED TAX ASSETS; OR**

**(3) AN AGGREGATE CHANGE FROM A NET DEFERRED TAX ASSET TO A NET DEFERRED TAX LIABILITY.**

**(D) (1) THE CREDIT UNDER THIS SECTION:**

**(I) MAY NOT BE REDUCED FOR ANY REASON, INCLUDING ANY DISPOSITION OR ABANDONMENT OF ASSETS;**



**(II) SHALL BE CALCULATED WITHOUT REGARD TO THE FEDERAL TAX EFFECT; AND**

**(III) MAY NOT ALTER THE TAX BASIS OF ANY ASSET.**

**(2) IF THE CREDIT UNDER THIS SECTION IN ANY TAXABLE YEAR EXCEEDS THE STATE INCOME TAX FOR THAT TAXABLE YEAR, THE CORPORATION MAY APPLY THE EXCESS AS A CREDIT AGAINST THE STATE INCOME TAX FOR SUCCEEDING TAXABLE YEARS UNTIL THE FULL AMOUNT OF THE EXCESS IS USED.**

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 50    Negative – 87    (See Roll Call No. 530)

FLOOR AMENDMENT

**HB1252/873425/1**

BY: Delegate O'Donnell

AMENDMENTS TO HOUSE BILL 1252

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 6, in each instance, after “for” insert “certain”.

AMENDMENT NO. 2

On page 2, in line 10, strike the bracket; in line 11, after the second “business” insert “OPERATING IN THE AGRICULTURAL SECTOR”; strike in their entirety lines 17 through 30, inclusive; in line 31, strike “**(1)**” and substitute “**(2)**”; and in the same line, after the second “BUSINESS” insert “NOT OPERATING IN THE AGRICULTURAL SECTOR”.

On page 3, in line 8, strike “**(2)**” and substitute “**(3)**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 54    Negative – 77    (See Roll Call No. 531)

Read the second time and ordered prepared for Third Reading.

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

AN ACT concerning

**Education – Administration of Standardized Tests and Assessments – Notice**

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

FLOOR AMENDMENT

**HB1233/823127/1**

BY: Delegate Ebersole

AMENDMENTS TO HOUSE BILL 1233

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “and” insert “Mandated”; in line 6, strike “, via e-mail,”; strike beginning with the second “and” in line 8 down through “assessments” in line 9; and in line 14, after “and” insert “mandated”.

AMENDMENT NO. 2

On page 2, in line 20, after the second “THE” insert “STANDARDIZED”; in the same line, after “AND” insert “MANDATED”; in lines 23 and 25, in each instance, strike “TEST OR ASSESSMENT” and substitute “STANDARDIZED TEST OR MANDATED ASSESSMENT”; in line 24, strike “, VIA E-MAIL,”; in line 26, after the second “THE” insert “STANDARDIZED”; and in the same line, after “OR” insert “MANDATED”.

On page 3, in lines 2 and 13, in each instance, strike “TEST OR ASSESSMENT” and substitute “STANDARDIZED TEST OR MANDATED ASSESSMENT”; in line 14, after “MANDATED” insert “STANDARDIZED”; strike beginning with the colon in line 18 down through “THE” in line 19 and substitute “THE”; and strike beginning with the semicolon in line 20 down through “SUBTITLE” in line 23.

On page 4, in lines 5 and 8, in each instance, strike “TEST OR ASSESSMENT” and substitute “STANDARDIZED TEST OR MANDATED ASSESSMENT”.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

**House Bill 1009 – Delegates Platt, Carr, Clippinger, Cullison, Ebersole, Gutierrez, Holmes, Jackson, Korman, Luedtke, Moon, Morales, B. Robinson, Sample-Hughes, Sanchez, Smith, Tarlau, Turner, Waldstreicher, and M. Washington**

AN ACT concerning

**Task Force to Study Increased Voter Participation**

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

FLOOR AMENDMENT

**HB1009/193821/1**

BY: Delegate Buckel

AMENDMENT TO HOUSE BILL 1009

(First Reading File Bill)

On page 1, in lines 15 and 17, in each instance, strike “two” and substitute “three”; in line 15, after “Maryland,” insert “one of whom shall be from the minority party.”; and in line 17, after “Delegates,” insert “one of whom shall be from the minority party.”.

The preceding amendment was read and adopted.

FLOOR AMENDMENT

**HB1009/123027/1**

BY: Delegate Szeliga

AMENDMENT TO HOUSE BILL 1009

(First Reading File Bill)

On page 1, in line 20, strike “and”; after line 20, insert:

“(4) the Chair of the State Democratic Party, or the Chair’s designee;

“(5) the Chair of the State Republican Party, or the Chair’s designee;

“(6) the Chair of the State Libertarian Party, or the Chair’s designee;

(7) the Chair of the State Green Party, or the Chair’s designee; and”;

and in line 21, strike “(4)” and substitute “(8)”.

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

Affirmative – 55    Negative – 80    (See Roll Call No. 532)

Read the second time and ordered prepared for Third Reading.

**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**

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

FLOOR AMENDMENT

**HB1403/193721/1**

BY:    Delegate McMillan

AMENDMENT TO HOUSE BILL 1403

(First Reading File Bill)

On page 5, in line 17, strike “IN” and substitute “:

**(1)    IN”;**

and in line 21, after “YEAR” insert “;AND”

**(2)    IN THE ANNAPOLIS CLUSTER OF THE ANNE ARUNDEL COUNTY PUBLIC SCHOOL SYSTEM”.**

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

Affirmative – 46    Negative – 88    (See Roll Call No. 533)

Read the second time and ordered prepared for Third Reading.

### THE COMMITTEE ON APPROPRIATIONS REPORT #10

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

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

AN ACT concerning

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

**HB1288/484965/1**

BY: Appropriations Committee

#### AMENDMENTS TO HOUSE BILL 1288

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 4 down through “waiver;” in line 6 and substitute “defining the term vocational certificate to include completion of a certain course of study by taking credit-bearing courses or noncredit courses for purposes of establishing eligibility of foster care recipients for certain tuition waivers; altering a certain definition;”; after line 8, insert:

“BY repealing and reenacting, without amendments,

Article – Education

Section 15–106.1(a)(1) and (3) and (c)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”;

in line 11, strike “15–106.1(c)” and substitute “15–106.1(a)(2)”; and after line 13, insert:

“BY adding to

Article – Education

Section 15–106.1(a)(6)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“(a) (1) In this section the following words have the meanings indicated.

(2) (i) “Foster care recipient” means an individual who:

1. Was placed in an out-of-home placement by the Maryland Department of Human Resources; and

2. A. Resided in an out-of-home placement in the State at the time the individual graduated from high school or successfully completed a general equivalency development examination (GED); [or]

B. Resided in an out-of-home placement in the State on the individual’s 13th birthday and was placed into guardianship or adopted out of an out-of-home placement after the individual’s 13th birthday; OR

C. **RESIDED IN AN OUT-OF-HOME PLACEMENT IN THE STATE FOR AT LEAST 1 YEAR ON OR AFTER THE INDIVIDUAL’S 13TH BIRTHDAY AND RETURNED TO LIVE WITH THE INDIVIDUAL’S PARENTS AFTER THE OUT-OF-HOME PLACEMENT ENDED.**

(ii) “Foster care recipient” includes a younger sibling of an individual described in subparagraph (i) of this paragraph if the younger sibling is concurrently placed into guardianship or adopted out of an out-of-home placement by the same guardianship or adoptive family.

(3) “Out-of-home placement” has the meaning stated in § 5-501 of the Family Law Article.

(6) **“VOCATIONAL CERTIFICATE” MEANS A CERTIFICATE OR LICENSE AWARDED BY A PUBLIC INSTITUTION OF HIGHER EDUCATION ON COMPLETION OF A COURSE OF STUDY THAT PREPARES AN INDIVIDUAL TO WORK IN A CAREER FIELD BY TAKING CREDIT-BEARING COURSES OR NONCREDIT COURSES.”;**

and in line 23, strike “AND”.

On page 2, in lines 1, 4, 8, 9, 13, and 14, in each instance, strike the bracket.

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 1397 – Delegate B. Barnes (Chair, Joint Committee on Pensions)**

AN ACT concerning

**Participating Governmental Units – Amortization Schedule**

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 1438 – Delegates Sophocleus, Haynes, Jackson, Jones, and Reznik**

AN ACT concerning

**Correctional Officers’ Retirement System – Membership – Correctional Case Management Specialist**

**HB1438/654064/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1438

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “include” insert “certain”; in the same line, after “specialists” insert “, supervisors, or managers”; strike beginning with “authorizing” in line 5 down through “System;” in line 17 and substitute “providing that certain members of the Correctional Officers’ Retirement System who meet certain criteria may receive a normal service retirement allowance that is based on certain creditable service; requiring the State”

Retirement Agency, on or before a certain date, to notify certain individuals affected by this Act of their rights to transfer certain service credit to the Correctional Officers' Retirement System;”; in line 21, strike “, 25–202,”; and strike in their entirety lines 24 through 28, inclusive.

On page 2, strike in their entirety lines 1 through 5, inclusive.

#### AMENDMENT NO. 2

On page 2, in line 31, after “SPECIALIST” insert “, SUPERVISOR, OR MANAGER ON OR AFTER JULY 1, 2016”.

#### AMENDMENT NO. 3

On page 3, in line 10, strike the brackets; and strike beginning with the semicolon in line 17 down through “**2016**” in line 22.

On pages 3 through 5, strike in their entirety the lines beginning with line 23 on page 3 through line 5 on page 5, inclusive.

On page 5, after line 9, insert:

**“(II) 1. IS A CORRECTIONAL CASE MANAGEMENT SPECIALIST, SUPERVISOR, OR MANAGER ON OR BEFORE JUNE 30, 2016;**

**2. IS VESTED IN THE CORRECTIONAL OFFICERS’ RETIREMENT SYSTEM; AND**

**3. HAS A COMBINED TOTAL OF AT LEAST 20 YEARS OF ELIGIBILITY SERVICE FROM:**

**A. THE CORRECTIONAL OFFICERS’ RETIREMENT SYSTEM AND THE EMPLOYEES’ RETIREMENT SYSTEM; OR**

**B. THE CORRECTIONAL OFFICERS’ RETIREMENT SYSTEM AND THE EMPLOYEES’ PENSION SYSTEM;”;**

and in lines 10 and 15, strike “(ii)” and “(iii)”, respectively, and substitute “**(III)**” and “**(IV)**”, respectively.



On pages 5 through 7, strike in their entirety the lines beginning with line 26 on page 5 through line 3 on page 7, inclusive, and substitute:

**“(C) (1) THIS SUBSECTION APPLIES ONLY TO A CORRECTIONAL CASE MANAGEMENT SPECIALIST, SUPERVISOR, OR MANAGER WHO HAS A COMBINED TOTAL OF 20 YEARS OF ELIGIBILITY SERVICE AS PROVIDED IN SUBSECTION (A)(1)(II) OF THIS SECTION.**

**(2) A MEMBER IS ENTITLED TO RECEIVE A NORMAL SERVICE RETIREMENT ALLOWANCE THAT EQUALS AN ALLOWANCE BASED ON THE CREDITABLE SERVICE THE MEMBER HAS IN THE CORRECTIONAL OFFICERS’ RETIREMENT SYSTEM.**

**SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2016, the State Retirement Agency shall notify the individuals who are affected by this Act of their right to transfer service credit from the Employees’ Retirement System or the Employees’ Pension System to the Correctional Officers’ Retirement System.”.**

On page 7, in line 4, strike “2.” and substitute “3.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

## **THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #9**

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

### **House Bill 149 – Delegate Otto**

AN ACT concerning

### **Somerset County – Commissioners – Salary and Expense Reimbursements**

**HB0149/880013/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 149  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “expenses;” insert “altering the expenses for which each Commissioner may receive reimbursement; altering a certain requirement related to the submission of certain reimbursement vouchers by the Commissioners;”.

AMENDMENT NO. 2

On page 2, in line 2, strike “food and mileage”; in the same line, after “expenses” insert “**INCURRED**”; and in line 3, strike “for each excursion,”.

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 384 – Delegates Anderson, Conaway, Glenn, Hayes, Lierman, McCray, McIntosh, Oaks, B. Robinson, Rosenberg, and M. Washington**

AN ACT concerning

**Baltimore City – Police Commissioner – Length of Term**

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 889 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Metropolitan Commission Bonds – Extension of Maximum Maturity 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:

**House Bill 972 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Local Licenses – 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:

**House Bill 1092 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Keeper of the Jail – 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 1138 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – School Facilities Surcharge – Student Housing  
Exemptions  
PG 439–16**

**HB1138/550614/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1138  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after the semicolon insert “updating a certain reference;”; and in line 9, after the semicolon insert “authorizing the Prince George’s County Council, by resolution, to reverse a certain designation by the City of College Park of multifamily housing as graduate student housing within a certain number of days of the designation;”.

AMENDMENT NO. 2

On page 2, in line 24, strike “College” and substitute “**TECHNOLOGY UNIVERSITY**”; in line 33, strike “**THE**” and substitute “**(I) SUBJECT TO SUBSUBPARAGRAPH (II) OF THIS SUBPARAGRAPH, THE**”; and after line 36, insert:

**“(II) THE COUNTY COUNCIL MAY, BY RESOLUTION, REVERSE A DESIGNATION BY THE CITY OF COLLEGE PARK OF MULTI-FAMILY HOUSING AS GRADUATE STUDENT HOUSING WITHIN 60 DAYS OF THE DESIGNATION.”**

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 1157 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Assistant Sheriff – Salary and Status**

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 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**

**HB1198/720714/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1198

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “pledge” and substitute “enter into an agreement to pay all or a portion of”; in the same line, after the second “to” insert “Prince George’s County for deposit into”; in line 10, after “County;” insert “prohibiting the Commission from being an obligor for certain bonds;”; and in lines 12 and 13, strike “or approved”.

AMENDMENT NO. 2

On page 5, in lines 9 and 10, strike “PLEDGE UNDER” and substitute “ENTER INTO”; in line 10, strike “THAT ITS” and substitute “WITH PRINCE GEORGE’S COUNTY TO PAY ALL OR A PORTION OF THE”; in the same line, after “LEVIED” insert “BY THE COUNTY UNDER §§ 18-304, 18-306, AND 18-307 OF THE LAND USE ARTICLE”; in lines 11 and 12, strike “PRINCE GEORGE’S COUNTY SHALL BE PAID” and substitute “THE COUNTY TO THE COUNTY FOR DEPOSIT”; in line 16, after “WRITING;” insert “AND”; in line 18, after the first “AND” insert “, ON PROPER AUTHORIZATION,”; strike beginning with the semicolon in line 19 down through “BONDHOLDER” in line 21; and after line 21, insert:

**“(IV) THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION MAY NOT BE AN OBLIGOR FOR ANY BONDS ISSUED BY PRINCE GEORGE’S COUNTY FOR AN EXTRAORDINARY DEVELOPMENT DISTRICT.”**

On page 6, in lines 3 and 4, strike “TO PLEDGE ITS PROPERTY TAXES” and substitute “WITH PRINCE GEORGE’S COUNTY TO PAY ALL OR A PORTION OF THE PROPERTY TAXES LEVIED BY THE COUNTY UNDER §§ 18-304, 18-306, AND 18-307 OF THIS SUBTITLE ON THE TAX INCREMENT IN AN EXTRAORDINARY DEVELOPMENT DISTRICT IN THE COUNTY TO THE COUNTY FOR DEPOSIT”; in line 9, strike “PLANNING BOARD OF PRINCE GEORGE’S COUNTY” and substitute “COMMISSION”; in line 10, strike “APPROVED” and substitute “ADOPTED”; and in the same line, strike “IN SUPPORT OF” and substitute “APPROVING”.

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 1493 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Economic Development Incentive Fund – Eligibility Criteria**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #13**

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

**House Bill 396 – Delegates Stein, Holmes, Jalisi, and McCray**

AN ACT concerning

**Lead Risk Reduction Standards – Maintenance of Exemptions**

**HB0396/920415/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 396

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike “submit” and substitute “complete”; in line 14, after “Department” insert “within a certain number of days”; in line 17, after “certain” insert “Department”; and in line 18, strike “adopted by the Department” and substitute “effective on or after a certain date”.

AMENDMENT NO. 2

On page 2, in line 20, strike “submit to the Department”; in line 23, after “PROPERTY,” insert “SUBMIT TO THE DEPARTMENT”; and in line 27, after “THEREAFTER,” insert “COMPLETE”.

On page 3, in line 3, after “DEPARTMENT” insert “WITHIN 15 DAYS AFTER RECEIPT OF THE REQUEST”; in line 23, after “WITH” insert “DEPARTMENT”; and in the same line, strike “ADOPTED BY THE DEPARTMENT” and substitute “EFFECTIVE ON OR AFTER SEPTEMBER 29, 2003”.

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

**House Bill 460 – The Speaker (By Request – Administration) and Delegates Adams, Arentz, Carozza, Cassilly, Ciliberti, Cluster, Fisher, Flanagan, Folden, Ghrist, Glass, Hornberger, Jacobs, Kipke, Kittleman, Long, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, Otto, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, and B. Wilson**

AN ACT concerning

**Housing and Community Development – Community Development  
Administration – Student and Residential Mortgage Loans**

**HB0460/700517/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 460

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and B. Wilson” and substitute “B. Wilson, Beidle, Carr, Healey, Jalisi, O’Donnell, and A. Washington”; in line 5, strike “provide” and substitute “make, participate in making, and undertake a commitment for”; strike beginning with the first “to” in line 6 down through “off” in line 7 and substitute “to a”

homeowner for purchasing a homeowner’s primary residence and making payments on the homeowner’s”; in line 7, strike “debts” and substitute “debt”; in line 10, after “purchase” insert “or commit to purchase”; in line 12, strike “the purchase of” and substitute “purchasing”; in the same line, strike “pay off” and substitute “making payments on”; in line 14, after “circumstances;” insert “requiring the Administration to give priority to selling residential property owned by the Administration under certain circumstances; requiring the Department to report to the General Assembly on or before a certain date;”; in line 15, after the second “and” insert “student and”; and after line 21, insert:

“BY adding to

Article – Housing and Community Development  
Section 4-242  
Annotated Code of Maryland  
(2006 Volume and 2015 Supplement)”.

#### AMENDMENT NO. 2

On page 2, in line 26, after “WITH” insert “THE HOMEOWNER OBTAINING SEPARATE FINANCIAL ASSISTANCE FROM A SOURCE OTHER THAN THE ADMINISTRATION FOR”.

On page 3, strike beginning with “MAKING” in line 17 down through “RESIDENCE” in line 19 and substitute “PURCHASING THE HOMEOWNER’S PRIMARY RESIDENCE IN CONJUNCTION WITH THE HOMEOWNER OBTAINING SEPARATE FINANCIAL ASSISTANCE FROM THE ADMINISTRATION FOR MAKING PAYMENTS ON THE HOMEOWNER’S STUDENT LOAN DEBT”.

On page 4, strike beginning with “MAKE” in line 21 down through “RESIDENCE” in line 23 and substitute “PURCHASE THE HOMEOWNER’S PRIMARY RESIDENCE IN CONJUNCTION WITH THE HOMEOWNER OBTAINING SEPARATE FINANCIAL ASSISTANCE FROM THE ADMINISTRATION FOR MAKING PAYMENTS ON THE HOMEOWNER’S STUDENT LOAN DEBT”.

On page 5, strike beginning with the first “THE” in line 11 down through “DEBT” in line 12 and substitute “EITHER OF THE PURPOSES SPECIFIED IN § 4-237(A)(1)(V) OF THIS SUBTITLE”.

#### AMENDMENT NO. 3

On page 5, after line 12, insert:



“4-242.

IN PROVIDING FINANCIAL ASSISTANCE TO A HOMEOWNER THAT INCLUDES THE PURCHASE OF THE HOMEOWNER’S PRIMARY RESIDENCE AND PAYMENTS ON THE HOMEOWNER’S STUDENT LOAN DEBT, THE ADMINISTRATION SHALL GIVE PRIORITY TO SELLING RESIDENTIAL PROPERTY THAT IS OWNED BY THE ADMINISTRATION.”.

AMENDMENT NO. 4

On page 5, before line 13, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31, 2018, the Department of Housing and Community Development shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the implementation of this Act, including:

(1) information about the location and source of residential properties sold by the Department as part of any financial assistance provided under this Act; and

(2) recommendations for expanding the scope of the financial assistance provided under this Act.”;

and in line 13, 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably with amendments:

**House Bill 503 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)**

AN ACT concerning

**Washington Metropolitan Area Transit Authority Compact – Board of Directors – Appointing Authority for Federal Members**

**HB0503/830616/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 503

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “U.S. Secretary of Transportation” and substitute “Secretary of the United States Department of Transportation”.

AMENDMENT NO. 2

On page 2, in lines 5 and 11 and 12, in each instance, strike “**U.S. SECRETARY OF TRANSPORTATION**” and substitute “**SECRETARY OF THE UNITED STATES DEPARTMENT OF TRANSPORTATION**”.

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 1101 – Montgomery County Delegation**

AN ACT concerning

**Municipal Corporations – Closed Swimming Lake – Regulation  
MC 32–16****HB1101/800115/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1101

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “lake;” insert “requiring the policy to be consistent with certain requirements;”.

AMENDMENT NO. 2

On page 2, in line 2, strike “A” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (C)(2) OF THIS SECTION, A”; in line 7, after “(C)” insert “(1)”; in the same line, strike “A” and substitute “SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A”; and after line 9, insert:

**“(2) THE POLICY ESTABLISHED UNDER THIS SUBSECTION SHALL BE CONSISTENT WITH REQUIREMENTS UNDER:**

- (I) COMAR 26.08.09.06;**
- (II) COMAR 26.08.09.07; AND**
- (III) COMAR 26.08.09.08.”.**

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 1249 – Delegate Carey**

AN ACT concerning

**Hunting and Fishing – Complimentary Licenses – Wounded Military and Veterans**

**HB1249/730412/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1249

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Carey” and substitute “Delegates Carey, Rose, and Simonaire”; in lines 2 and 3, strike “Wounded Military and Veterans” and substitute “Purple Heart Recipients”; strike beginning with “member” in line 7 down through “disability” in line 8 and substitute “recipient of the Purple Heart award”; and strike in their entirety lines 20 through 24, inclusive.

AMENDMENT NO. 2

On page 2, strike beginning with “HAS” in line 10 down through “ARTICLE” in line 15 and substitute “IS A RECIPIENT OF THE PURPLE HEART AWARD”.

AMENDMENT NO. 3

On page 3, strike beginning with “HAS” in line 6 down through “ARTICLE” in line 11 and substitute “IS A RECIPIENT OF THE PURPLE HEART AWARD”; and strike beginning with “HAS” in line 29 down through “ARTICLE” in line 33 and substitute “IS A RECIPIENT OF THE PURPLE HEART AWARD”.

AMENDMENT NO. 4

On page 4, strike in their entirety lines 7 through 13, inclusive.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**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**

**HB1552/300818/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1552

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “requirements,” insert “requiring the Program to provide for loan terms and conditions, including a certain interest rate.”

AMENDMENT NO. 2

On page 2, in line 24, after “CONDITIONS” insert “, INCLUDING AN INTEREST RATE THAT MAY NOT EXCEED THE PRIME RATE APPLICABLE ON THE DAY THE LOAN IS MADE”.

AMENDMENT NO. 3

On page 3, in line 14, strike “(4)” and substitute “(E)”; in the same line, strike “SUBPARAGRAPH (IV)” and substitute “PARAGRAPHS (4) AND (5)”; in the same line, strike “PARAGRAPH” and substitute “SUBSECTION”; in lines 14, 18, 20, and 29, strike “(I)”, “(II)”, “(III)”, and “2.”, respectively, and substitute “(1)”, “(2)”, “(3)(I)”, and “(II)”, respectively; in line 19, strike “SUBPARAGRAPH (I)” and substitute “PARAGRAPH (1)”; in lines 19 and 29, in each instance, strike “PARAGRAPH” and substitute “SUBSECTION”; and strike in their entirety lines 23 through 28, inclusive.

On page 4, in lines 1, 4, 8, and 10, strike “3.”, “4.”, “(5)”, and “(E)”, respectively, and substitute “(III)”, “(5)”, “(6)”, and “(F)”, respectively; in lines 2, 4, and 7, in each instance, strike “PARAGRAPH” and substitute “SUBSECTION”; after line 3, insert:

“(4) IF A LOAN PROVIDED UNDER THIS SECTION WILL BE IN THE PRINCIPAL AMOUNT OF \$15,000 OR GREATER, A LIEN MAY NOT BE ESTABLISHED UNDER THIS SUBSECTION WITHOUT THE EXPRESS PRIOR CONSENT OF ANY HOLDER OF A MORTGAGE OR DEED OF TRUST ON A PROPERTY ON WHICH THE MALFUNCTIONING POLYBUTYLENE PIPE IS EXPECTED TO BE REPLACED THROUGH A LOAN PROVIDED UNDER THE PROGRAM.”;

in line 6, after “IS” insert “:

(I);

and in line 7, after “RECORDED” insert “;OR

(II) GIVEN TO SECURE A LOAN TO:

**1. PURCHASE THE PROPERTY SUBJECT TO THE LIEN ESTABLISHED UNDER THIS SUBSECTION; OR**

**2. REFINANCE A LOAN THAT IS ALREADY ATTACHED TO THE PROPERTY AT THE TIME THE LIEN ESTABLISHED UNDER THIS SUBSECTION IS RECORDED**".

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 RULES AND EXECUTIVE NOMINATIONS REPORT #12**

### **CONSENT CALENDAR #7**

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 1529 – Delegate Holmes**

AN ACT concerning

#### **Real Property – Redeemable Ground Rents – Required Redemption**

The Bill was re-referred to the Committee on Environment and Transportation.

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

#### **House Bill 1584 – Delegate Bromwell (By Request)**

AN ACT concerning

#### **Open Meetings Act – Board of Regents of the University System of Maryland – Closed Sessions**

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

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

**House Bill 1611 – Delegate Hixson**

AN ACT concerning

**Income Tax Credit – HVAC Energy Efficiency Technology**

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

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

**House Bill 1634 – Delegate Jalisi**

AN ACT concerning

**Juveniles – Restraint and Searches – Limitations**

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

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

**House Bill 1636 – Delegate Clippinger**

AN ACT concerning

**Baltimore City – South Baltimore Gateway Community Benefits District and  
Distribution of Local Impact Grants**

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

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

**House Bill 1637 – Delegate Hayes**

AN ACT concerning

**Health Insurance – Clinically Integrated Organizations**

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

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

**House Bill 1640 – Carroll County Delegation**

AN ACT concerning

**Carroll County – Local Government Tort Claims Act**

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

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #7**

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

**House Bill 232 – Delegates Hayes, Angel, Barron, Cullison, Krebs, Morgan, Pena-Melnyk, Reznik, and Saab**

AN ACT concerning

**Health Occupations – Athletic Trainers – Evaluation and Treatment Protocols – Approval**

**HB0232/816585/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 232

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Health Occupations –”; in line 4, after “altering” insert “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; providing that certain specialized tasks may only be performed after an athletic trainer receives certain approval from the Board; 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;”;  
strike beginning with the second “the” in line 4 down through “terms;” in line 20; in line 20, strike “practice” and substitute “regulation”; and in line 23, strike “14-5D-01” and substitute “14-5D-06”.

#### AMENDMENT NO. 2

On pages 2 through 5, strike in their entirety the lines beginning with line 6 on page 2 through line 23 on page 5, inclusive, and substitute:

“14-5D-06.

(a) In addition to the powers set forth elsewhere in this subtitle, the Committee shall:

(1) Develop and recommend to the Board regulations to carry out this subtitle;

(2) Develop and recommend to the Board continuing education requirements for license renewal;

(3) Provide the Board with recommendations concerning the practice of athletic training;

(4) Develop and recommend to the Board an evaluation and treatment protocol for use by an athletic trainer and the physician with whom the athletic trainer practices;

(5) [Provide advice and recommendations] **RECOMMEND** to the Board [on] **APPROVAL, MODIFICATION, OR DISAPPROVAL OF** individual evaluation and treatment protocols [when requested];

(6) Keep a record of its proceedings; and

(7) Submit an annual report to the Board.

(b) The Board shall:

(1) Consider all recommendations of the Committee; and

(2) Provide to the Committee an annual report on the disciplinary matters involving licensees.”.

AMENDMENT NO. 3

On page 6, in line 4, strike “Obtain” and substitute “**EXCEPT AS PROVIDED IN § 14-5D-11.3(A) OF THIS SUBTITLE, OBTAIN**”.

On pages 7 and 8, strike in their entirety the lines beginning with line 9 on page 7 through line 19 on page 8, inclusive, and substitute:

**“14-5D-11.3.**

**(A) (1) AN ATHLETIC TRAINER MAY ASSUME THE DUTIES UNDER AN EVALUATION AND TREATMENT PROTOCOL AFTER RECEIVING A WRITTEN RECOMMENDATION OF APPROVAL FROM THE COMMITTEE IF:**

**(I) THE EVALUATION AND TREATMENT PROTOCOL DOES NOT INCLUDE SPECIALIZED TASKS; OR**

**(II) THE EVALUATION AND TREATMENT PROTOCOL INCLUDES SPECIALIZED TASKS THAT THE BOARD PREVIOUSLY HAS APPROVED UNDER § 14-5D-11 OF THIS SUBTITLE.**

**(2) IF AN EVALUATION AND TREATMENT PROTOCOL INCLUDES SPECIALIZED TASKS THAT HAVE NOT BEEN PREVIOUSLY APPROVED BY THE BOARD UNDER § 14-5D-11 OF THIS SUBTITLE, AN ATHLETIC TRAINER MAY ONLY PERFORM THE SPECIALIZED TASK AFTER RECEIVING WRITTEN APPROVAL FROM THE BOARD.**

**(B) THE BOARD MAY DISAPPROVE AN EVALUATION AND TREATMENT PROTOCOL OR A SPECIALIZED TASK INCLUDED IN THE EVALUATION AND TREATMENT PROTOCOL IF THE BOARD DETERMINES THAT:**

**(1) THE EVALUATION AND TREATMENT PROTOCOL DOES NOT MEET THE REQUIREMENTS OF § 14-5D-11(C) OF THIS SUBTITLE;**

(2) THE ATHLETIC TRAINER IS UNABLE TO PERFORM THE SPECIALIZED TASK SAFELY; OR

(3) THE SPECIALIZED TASK IS OUTSIDE THE PRACTICE SCOPE OF AN ATHLETIC TRAINER.

(C) IF THE BOARD DISAPPROVES AN EVALUATION AND TREATMENT PROTOCOL OR A SPECIALIZED TASK INCLUDED IN AN EVALUATION AND TREATMENT PROTOCOL, THE BOARD SHALL SEND TO THE PRIMARY SUPERVISING PHYSICIAN AND THE ATHLETIC TRAINER WRITTEN NOTICE OF THE DISAPPROVAL.

(D) AN ATHLETIC TRAINER WHO RECEIVES NOTICE OF A DISAPPROVAL UNDER SUBSECTION (C) OF THIS SECTION SHALL IMMEDIATELY CEASE PRACTICING UNDER THE EVALUATION AND TREATMENT PROTOCOL OR PERFORMING THE SPECIALIZED TASK.

(E) AN INDIVIDUAL MEMBER OF THE BOARD IS NOT CIVILLY LIABLE FOR ANY ACT OR OMISSION RELATING TO THE APPROVAL, MODIFICATION, OR DISAPPROVAL OF AN EVALUATION AND TREATMENT PROTOCOL.”.

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 329 – Delegate Dumais**

AN ACT concerning

**Children – Family Child Care Homes and Child Care Centers – Advertising and Penalties**

**HB0329/156081/1**

BY: Health and Government Operations Committee

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “or a law enforcement officer to visit and serve a certain civil citation to” and substitute “or the State Fire Marshal, a deputy State fire marshal, a special assistant State fire marshal, or a local fire marshal to visit, and authorizing the employees of the Department to serve a civil citation to.”; in line 8, after “Department” insert “, the Department sends a warning letter to the child care provider or child care center, and the child care provider or child care center does not respond within a certain period of time or responds in a certain manner”; and strike beginning with “authorizing” in line 9 down through the semicolon in line 14 and substitute “authorizing the State Fire Marshal, a deputy State fire marshal, a special assistant State fire marshal, or a local fire marshal to take certain actions authorized by law; authorizing a certain penalty for advertising certain child care services without being licensed.”.

On page 2, in line 3, strike “(g)” and substitute “(f)”.

AMENDMENT NO. 2

On page 4, in line 17, after “**DEPARTMENT;**” insert “AND”; strike beginning with “; AND” in line 19 down through “**LAW**” in line 21; strike beginning with “**IF**” in line 22 down through “**AN**” in line 24 and substitute “AN”; in line 26, strike “**OR A LAW ENFORCEMENT OFFICER**” and substitute “, THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL”; in line 26, strike “AND” and substitute “OF A CHILD CARE PROVIDER, AND THE EMPLOYEE OF THE DEPARTMENT MAY”; in line 28, after “**CARE**” insert “IF”:

**(I) THE CHILD CARE PROVIDER ADVERTISES A FAMILY CHILD CARE HOME OR LARGE FAMILY CHILD CARE HOME THAT IS NOT REGISTERED UNDER THE PROVISIONS OF THIS PART V OF THIS SUBTITLE;**

**(II) THE DEPARTMENT SENDS A WARNING LETTER TO THE CHILD CARE PROVIDER; AND**

**(III) THE CHILD CARE PROVIDER:**

**1. DOES NOT RESPOND TO THE DEPARTMENT WITHIN 10 BUSINESS DAYS AFTER THE DEPARTMENT SENDS THE WARNING LETTER; OR**

**2. RESPONDS TO THE DEPARTMENT IN A MANNER THAT DOES NOT ADEQUATELY ADDRESS THE CHARGE IN THE WARNING LETTER.**

**(4) THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL WHO VISITS A CHILD CARE CENTER UNDER PARAGRAPH (3) OF THIS SUBSECTION MAY TAKE ANY ACTION AUTHORIZED UNDER § 6-316 OF THE PUBLIC SAFETY ARTICLE, THE STATE FIRE PREVENTION CODE, OR A LOCAL FIRE PREVENTION CODE**”;

and in line 30, strike “OR A LAW ENFORCEMENT OFFICER”.

**AMENDMENT NO. 3**

On page 5, strike in their entirety lines 1 through 13, inclusive.

**AMENDMENT NO. 4**

On page 5, in line 15, strike “§ 5-552” and substitute “**§ 5-552(A)**”; in lines 17, 18, 24, 28, 29, and 30, in each instance, strike the brackets; in lines 17, 18, 24, 28, 29, and 30, strike “**\$3,000**”, “**\$5,000**”, “**\$2,500**”, “**\$500**”, “**\$1,000**”, and “**\$2,500**”, respectively; and in line 26, after “**§ 5-552(A)**” insert “**OR (C)**”.

On page 6, strike in their entirety lines 1 through 6, inclusive; in lines 7, 9, and 14, in each instance, strike the brackets; and in lines 7, 9, and 14, strike “**(3)**”, “**(4)**”, and “**\$10,000**”, respectively.

On page 8, in line 23, strike “**OR (E)**”; in the same line, strike “§ 5-582” and substitute “**§ 5-582(A)**”; in lines 25 and 26, in each instance, strike the brackets; and in lines 25 and 26, strike “**\$3,000**” and “**\$5,000**”, respectively.

On page 9, in lines 3 and 18, in each instance, strike the brackets; in lines 3 and 18, strike “**\$2,500**” and “**\$10,000**”, respectively; strike beginning with “**(1)**” in line 4 down through “**(2)**” in line 10; and in line 10, strike “**§ 5-574(E)**” and substitute “**§ 5-574(A) OR (E) OR § 5-582**”.

**AMENDMENT NO. 5**

On page 7, in line 19, after “**DEPARTMENT;**” insert “**AND**”; in line 20, after “**(II)**” insert “**EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,**”; strike beginning with “; **AND**” in line 21 down through “**LAW**” in line 23; after line 23, insert:

**“(3) AN ADVERTISEMENT FOR MULTIPLE CHILD CARE CENTERS OPERATED BY A SINGLE LICENSEE SHALL STATE THE LICENSE NUMBER OF AT LEAST ONE OF THE CHILD CARE CENTERS THAT THE LICENSEE OPERATES.”;**

in line 24, strike “(3)” and substitute “(4)”; strike beginning with “IF” in line 24 down through “AN” in line 25 and substitute “AN”; in line 27, strike “OR A LAW ENFORCEMENT OFFICER” and substitute “, THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL”; in line 28, strike “AND” and substitute “, AND THE EMPLOYEE OF THE DEPARTMENT MAY”; and in line 29, after “CARE” insert “IF”;

**(I) A PERSON ADVERTISES A CHILD CARE CENTER THAT IS NOT LICENSED UNDER THE PROVISIONS OF THIS PART VII OF THIS SUBTITLE;**

**(II) THE DEPARTMENT SENDS A WARNING LETTER TO THE PERSON; AND**

**(III) THE PERSON:**

**1. DOES NOT RESPOND TO THE DEPARTMENT WITHIN 10 BUSINESS DAYS AFTER THE DEPARTMENT SENDS THE WARNING LETTER; OR**

**2. RESPONDS TO THE DEPARTMENT IN A MANNER THAT DOES NOT ADEQUATELY ADDRESS THE CHARGE IN THE WARNING LETTER.**

**(5) THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL WHO VISITS A CHILD CARE CENTER UNDER PARAGRAPH (4) OF THIS SUBSECTION MAY TAKE ANY ACTION AUTHORIZED UNDER § 6-316 OF THE PUBLIC SAFETY ARTICLE, THE STATE FIRE PREVENTION CODE, OR A LOCAL FIRE PREVENTION CODE”.**

On pages 7 and 8, strike in their entirety the lines beginning with line 30 on page 7 through line 10 on page 8, inclusive; and in line 11, strike “(G)” and substitute “(F)”.

On page 8, in lines 12 and 13 and 19 and 20, in each instance, strike “OR A LAW ENFORCEMENT OFFICER”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 356 – Delegates Pendergrass, Atterbeary, Ebersole, Hammen, S. Howard, Jalisi, Jameson, Kipke, Kramer, Krebs, Lam, Luedtke, Malone, Patterson, Pena–Melnyk, Saab, Tarlau, Turner, West, and K. Young**

AN ACT concerning

**Supplemental Nutrition Assistance Program Benefits – Exclusion of  
Sugar–Sweetened Beverages and Other Nonnutritious Foods**

**HB0356/656389/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 356

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Bromwell, Hill, McDonough, Miele, Morgan, Morhaim, and Sample–Hughes”; in lines 2 and 3, strike “Exclusion of Sugar–Sweetened Beverages and Other Nonnutritious Foods” and substitute “Grant Application”; strike beginning with “request” in line 4 down through “benefits” in line 7 and substitute “submit a grant application to the United States Department of Agriculture to support a pilot project that provides certain incentives and in response to a certain opportunity for funding”; in line 8, after “Department” insert “of Human Resources”; strike beginning with “beginning” in line 8 down through “intervals” in line 9 and substitute “on or before certain dates”; and in line 9, strike “request” and substitute “grant application submission”.

On pages 1 and 2, strike in their entirety the lines beginning with line 12 on page 1 through line 10 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 13 through 17, inclusive, and substitute:

“(a) The Department of Human Resources shall submit a grant application to the United States Department of Agriculture under the Food Insecurity Nutrition Incentive program:

(1) to support a pilot project that provides incentives to directly and efficiently increase the purchase and consumption of eligible fruits and vegetables by Supplemental Nutrition Assistance Program participants; and

(2) in response to the next opportunity for available funding after July 1, 2016.”;

in line 18, strike “Beginning January 1, 2017, and every 6 months thereafter” and substitute “On or before January 1, 2017, and on or before January 1, 2018”; in line 20, strike “request” and substitute “grant application submission”.

### AMENDMENT NO. 3

On page 2, in line 22, strike “October” and substitute “July”; in the same line, strike “4” and substitute “2”; and in lines 22 and 23, strike “September 30, 2020” and substitute “June 30, 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**House Bill 511 – Delegates Cullison, Bromwell, Brooks, Clippinger, Gilchrist, Gutierrez, Hayes, Hill, Kelly, Kipke, Moon, Morales, Morhaim, Oaks, Pena-Melnyk, Platt, Reznik, Rose, Sample-Hughes, Valderrama, M. Washington, West, C. Wilson, and K. Young**

AN ACT concerning

**Maryland Medical Assistance Program – Former Foster Care Adolescents –  
Dental Care**

**HB0511/716682/1**

BY: Health and Government Operations Committee



AMENDMENTS TO HOUSE BILL 511

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Queen, and Jackson”; in line 4, strike “requiring” and substitute “authorizing”; and in line 6, after “adolescents;” insert “requiring the Department of Health and Mental Hygiene to apply to the Centers for Medicare and Medicaid Services for a certain waiver;”.

AMENDMENT NO. 2

On page 2, in lines 6 and 7, strike “, **DENTAL CARE,**”; in line 9, strike “and”; and in line 12, after the semicolon insert “AND

**3. MAY PROVIDE COMPREHENSIVE DENTAL CARE FOR FORMER FOSTER CARE ADOLESCENTS WHO, ON THEIR 18TH BIRTHDAY, WERE IN FOSTER CARE UNDER THE RESPONSIBILITY OF THE STATE;**”.

AMENDMENT NO. 3

On page 2, after line 12, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1, 2016, the Department of Health and Mental Hygiene shall apply to the Centers for Medicare and Medicaid Services for a waiver to provide comprehensive dental care under the Maryland Medical Assistance Program for former foster care adolescents who, on their 18th birthday, were in foster care under the responsibility of the State.”;

in line 13, strike “2.” and substitute “3.”; and in line 14, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

House Bill 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**

**HB0594/206987/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 594

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, Hammen, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Rose, Saab, West, and K. Young”; strike beginning with “limiting” in line 3 down through “purposes;” in line 4; and in line 8, after “purposes;” insert “requiring certain research facilities to submit certain information to the Secretary of Agriculture beginning on a certain date and each year thereafter;”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 17 and 18, inclusive; in line 19, strike “(C)” and substitute “(B)”; and in line 23, strike “AN ANIMAL RESCUE DATABASE IDENTIFYING” and substitute “A LIST OF”.

On page 3, in line 2, strike “DATABASE” and substitute “LIST”; and in line 4, strike “(D)” and substitute “(C)”.

AMENDMENT NO. 3

On page 3, after line 6, insert:

**“(D) BEGINNING DECEMBER 1, 2017, AND EACH YEAR THEREAFTER, A RESEARCH FACILITY SHALL SUBMIT TO THE SECRETARY THE FOLLOWING INFORMATION REGARDING THE PRECEDING 12-MONTH PERIOD:**

**(1) THE NUMBER OF DOGS OR CATS OWNED BY THE RESEARCH FACILITY;**

**(2) THE NUMBER OF DOGS OR CATS USED FOR PURPOSES OF RESEARCH BY THE RESEARCH FACILITY;**

**(3) THE NUMBER OF DOGS OR CATS RELEASED TO AN ANIMAL RESCUE ORGANIZATION;**

**(4) THE NAME OF THE ANIMAL RESCUE ORGANIZATION TO WHICH A DOG OR CAT WAS RELEASED; AND**

**(5) THE LIST OF ANIMAL RESCUE ORGANIZATIONS ESTABLISHED BY THE RESEARCH FACILITY UNDER SUBSECTION (B)(1) OF THIS SECTION.”**

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 823 – Delegates Morales, Angel, Barkley, Barron, Barve, Carr, Cullison, Dumais, Fraser–Hidalgo, Frick, Gutierrez, Hayes, Hixson, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Platt, Reznik, S. Robinson, Smith, and Waldstreicher**

AN ACT concerning

**General Provisions – Open Meetings Act – Enforcement and Training**

**HB0823/296484/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 823

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, Hammen, Hill, McMillan, Morhaim, Oaks, Pena–Melnyk, Sample–Hughes, West, and K. Young”; in line 2, strike “Enforcement” and substitute “Annual Reporting Requirement, Web Site Postings,”; in line 3, strike “authorizing” and

substitute “altering the annual reporting requirement of”; strike beginning with the comma in line 3 down through “changes” in line 9 and substitute “to require that certain information on certain violations be reported; requiring the Board to post certain information on a certain Web site; altering the scope of the training requirements under the Open Meetings Act to require the designation of at least a certain number of members with authority to close a meeting to receive the training; requiring that certain designated individuals attend certain meetings or that certain public bodies include a certain checklist in certain minutes; requiring the Board to collaborate with certain entities to implement a process for reporting the names of individuals who take a certain class and develop a certain list of contacts; requiring the Board to report to certain committees of the General Assembly on or before a certain date; defining a certain term”; in line 9, strike “enforcement” and substitute “the annual reporting requirement, Web site postings,”; strike in their entirety lines 11 through 15, inclusive, and substitute:

“BY adding to

Article – General Provisions

Section 3–101(d–1)

Annotated Code of Maryland

(2014 Volume and 2015 Supplement)”;

and in line 18, strike “3–211 and 3–213” and substitute “3–204(d) and (e), 3–211, and 3–213”.

#### AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 5, inclusive, and substitute:

“3–101.

**(D–1) “CLASS ON THE OPEN MEETINGS LAW” MEANS:**

**(1) AN ONLINE CLASS ON THE REQUIREMENTS OF THE OPEN MEETINGS LAW OFFERED BY THE OFFICE OF THE ATTORNEY GENERAL AND THE UNIVERSITY OF MARYLAND’S INSTITUTE FOR GOVERNMENTAL SERVICE AND RESEARCH; OR**

**(2) A CLASS ON THE REQUIREMENTS OF THE OPEN MEETINGS LAW OFFERED BY THE MARYLAND ASSOCIATION OF COUNTIES OR THE MARYLAND**

**MUNICIPAL LEAGUE THROUGH THE ACADEMY FOR EXCELLENCE IN LOCAL GOVERNANCE.**

3-204.

(d) The Board, in conjunction with the Office of the Attorney General and other interested organizations or persons, shall develop and conduct educational programs AND DISTRIBUTE EDUCATIONAL MATERIALS on the requirements of the open meetings law for the staffs and attorneys of:

- (1) public bodies;
- (2) the Maryland Municipal League; and
- (3) the Maryland Association of Counties.

(e) (1) On or before October 1 of each year, the Board shall submit an annual report to the Governor and, subject to § 2-1246 of the State Government Article, the General Assembly.

(2) The report shall:

- (i) describe the activities of the Board;
- (ii) describe the opinions of the Board;

(iii) state the number and nature of complaints filed with the Board and discuss complaints that reasonable notice of a meeting was not given; [and]

**(IV) IDENTIFY THE PROVISIONS OF THIS TITLE THAT THE BOARD HAS FOUND A PUBLIC BODY TO HAVE VIOLATED AND THE NUMBER OF TIMES EACH PROVISION HAS BEEN VIOLATED;**

**(V) IDENTIFY EACH PUBLIC BODY THAT THE BOARD HAS FOUND TO HAVE VIOLATED A PROVISION OF THIS TITLE; AND**

**[(iv)](VI) recommend any improvements to this title.”;**

strike in their entirety lines 8 through 12, inclusive; in lines 13 and 16, in each instance, strike the brackets; in line 13, strike “(2) (I)”; in line 16, strike “(II)”; strike beginning with “REQUIRED” in line 19 down through “SECTION” in line 20; after line 25, insert:

**“(D) IF THE BOARD DETERMINES THAT A PUBLIC BODY HAS VIOLATED A PROVISION OF THIS TITLE, THE BOARD SHALL POST ON THE MARYLAND OPEN MEETINGS ACT PAGE OF THE OFFICE OF THE ATTORNEY GENERAL WEB SITE THE NAME OF THE PUBLIC BODY AND THE OPINION THAT DESCRIBES THE VIOLATION.”;**

in line 27, strike the bracket; and in the same line, strike the colon.

### AMENDMENT NO. 3

On page 3, in lines 1, 2, and 7, strike the brackets; in line 1, strike “(1)”; in the same line, strike “individual who is an employee, an officer, or a”; in line 2, strike “A”; in the same line, after “body” insert “**WITH THE AUTHORITY TO CLOSE A MEETING**”; strike beginning with the semicolon in line 3 down through “Board” in line 5; in line 6, after “(b)” insert “**(1)**”; in the same line, strike “(a)(1)” and substitute “**(A)**”; in line 7, strike the colon and substitute “**A CLASS ON THE OPEN MEETINGS LAW.**”; strike in their entirety lines 8 through 20, inclusive, and substitute:

**“(2) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, AT LEAST ONE INDIVIDUAL DESIGNATED UNDER SUBSECTION (A) OF THIS SECTION SHALL BE PRESENT AT EACH OPEN MEETING OF THE PUBLIC BODY.**

**(II) IF AN INDIVIDUAL DESIGNATED UNDER SUBSECTION (A) OF THIS SECTION CANNOT BE PRESENT AT AN OPEN MEETING OF THE PUBLIC BODY, THE PUBLIC BODY SHALL COMPLETE THE COMPLIANCE CHECKLIST FOR MEETINGS SUBJECT TO THE MARYLAND OPEN MEETINGS ACT DEVELOPED BY THE OFFICE OF THE ATTORNEY GENERAL AND INCLUDE THE COMPLETED CHECKLIST IN THE MINUTES FOR THE MEETING.**

**SECTION 2. AND BE IT FURTHER ENACTED, That the Open Meetings Compliance Board shall:**

**(1) collaborate with the University of Maryland’s Institute for Governmental Service and Research, the Maryland Association of Counties, and the Maryland Municipal League to:**

(i) implement a process for reporting to the Board the names of individuals who complete a class on the open meetings law as required by § 3–213 of the General Provisions Article, as enacted by Section 1 of this Act, including the public body the individual is affiliated with; and

(ii) develop a list of contacts for public bodies to whom the Board may send educational materials, the Compliance Checklist for Meetings Subject to the Maryland Open Meetings Act, the Board’s annual report, and any other information the Board determines would be useful to a public body in assisting compliance with the Open Meetings Act; and

(2) on or before December 1, 2016, report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee, in accordance with § 2–1246 of the State Government Article, on the results of the collaboration required under item (1) of this section.”.

and in line 22, strike “October” and substitute “July”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 998 – Delegates Hill, Jalisi, Lam, and Morhaim**

AN ACT concerning

**State Board of Physicians – Authority to Adopt Regulations – Physician  
Licensing Reciprocity**

**HB0998/746783/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 998

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Morhaim” and substitute “Morhaim, Jameson, Krebs, Morgan, Pena–Melnyk, and Saab”; in line 2, strike “Authority to Adopt Regulations –”; and strike beginning with “authorizing” in line 4 down through “Physicians” in line 9 and substitute “requiring the State Board of Physicians to license certain applicants to practice medicine under certain circumstances; requiring the Board to adopt certain regulations; and generally relating to reciprocal licensure for physicians”.

AMENDMENT NO. 2

On page 1, after line 18, insert:

**“(J) (1) THE BOARD SHALL LICENSE AN APPLICANT TO PRACTICE MEDICINE IF:**

**(I) THE APPLICANT:**

**1. BECAME LICENSED OR CERTIFIED AS A PHYSICIAN IN ANOTHER JURISDICTION UNDER REQUIREMENTS THAT THE BOARD DETERMINES ARE SUBSTANTIALLY EQUIVALENT TO THE LICENSING REQUIREMENTS OF THIS TITLE;**

**2. IS IN GOOD STANDING UNDER THE LAWS OF THE OTHER JURISDICTION;**

**3. SUBMITS AN APPLICATION TO THE BOARD ON A FORM THAT THE BOARD REQUIRES; AND**

**4. PAYS TO THE BOARD AN APPLICATION FEE SET BY THE BOARD; AND**

**(II) THE JURISDICTION IN WHICH THE APPLICANT IS LICENSED OR CERTIFIED OFFERS A SIMILAR RECIPROCAL LICENSING PROCESS FOR INDIVIDUALS LICENSED TO PRACTICE MEDICINE BY THE BOARD.**

**(2) THE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SUBSECTION.”.**



On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 6 on page 2, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB0998/243626/1**

BY: Delegate Bromwell

AMENDMENT TO HOUSE BILL 998, AS AMENDED

On page 1 of the Health and Government Operations Committee Amendments (HB0998/746783/1), in line 2 of Amendment No. 1, strike "Jameson," and substitute "Queen,".

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 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**

**HB1277/496188/1**

BY: Health and Government Operations Committee

AMENDMENT TO HOUSE BILL 1277

(First Reading File Bill)

On page 1, in the sponsor line, strike "and K. Young" and substitute "K. Young, Hammen, Barron, Bromwell, Hayes, Hill, Krebs, McDonough, Morhaim, Pendergrass, and Rose"; and in line 13, after "patient" insert "or the legal guardian of a patient".

On page 4, in line 25, after “PATIENT” insert “OR THE LEGAL GUARDIAN OF A PATIENT”.

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 1385 – Delegate Morhaim**

AN ACT concerning

#### **Public Health – Electronic Advance Directives – Witness Requirements, Information Sheet, and Repository Services**

**HB1385/196187/1**

BY: Health and Government Operations Committee

#### AMENDMENTS TO HOUSE BILL 1385

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Morhaim” and substitute “Delegates Morhaim, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena–Melnik, Pendergrass, Rose, Saab, Sample–Hughes, West, and K. Young”; in line 2, strike “Electronic”; strike beginning with “Witness” in line 2 down through “Services” in line 3 and substitute “Procedures, Information Sheet, and Use of Electronic Advance Directives”; strike beginning with “certain” in line 4 down through “time” in line 30 and substitute “a certain expression of an individual’s wishes regarding health care shall be considered under certain circumstances, notwithstanding any other provision of law; repealing a provision of law establishing that a certain electronic advance directive satisfies a certain requirement; establishing that a witness is not required for an electronic advance directive under certain circumstances; authorizing the State–designated health information exchange to accept as valid a certain electronic advance directive in a certain form under certain circumstances; requiring the Maryland Health Benefit Exchange to provide a certain information sheet in accordance with certain provisions of this Act; altering the contents of a certain information sheet;

requiring the Department of Health and Mental Hygiene to take certain actions regarding electronic advance directives; requiring the Department, for a certain purpose, to contract with an electronic advance directives service to connect with health care providers in a certain manner; requiring certain money in the Spinal Cord Injury Research Trust Fund to be used to administer the Advance Directive Registry in the Department; altering the date on or before which the Department must implement a certain plan; requiring the Department to offer to certain recipients a certain information sheet in a certain manner and the use of electronic advance directives through a certain service; requiring the Maryland Health Care Commission to develop certain criteria for a certain purpose; establishing certain requirements that an electronic advance directives service must meet to connect to the State-designated health information exchange; authorizing the State-designated health information exchange to charge a certain fee under certain circumstances; requiring the State-designated health information exchange to ensure that electronic advance directives services do not have access to certain information; altering a certain definition; making conforming changes"; and in line 30, strike "electronic".

On page 2, strike in their entirety lines 1 through 5, inclusive; in line 8, strike "5-602(c), 5-615, 5-622, and 5-623" and substitute "5-602(a) and (c), 5-615, 5-622, 13-1406, and 15-109.1"; after line 10, insert:

"BY repealing and reenacting, without amendments,

Article – Health – General

Section 5-620

Annotated Code of Maryland

(2015 Replacement Volume)";

in line 13, strike "15-102.9" and substitute "5-615.1 and 19-144"; in line 16, strike "with" and substitute "without"; in line 18, strike "15-122.1" and substitute "6-103.1"; and strike in their entirety lines 26 through 30, inclusive.

#### AMENDMENT NO. 2

On page 2, in line 35, after "(a)" insert "**(1)**"; and after line 37, insert:

**"(2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IN THE ABSENCE OF A VALIDLY EXECUTED OR WITNESSED ADVANCE DIRECTIVE, ANY AUTHENTIC EXPRESSION MADE BY AN INDIVIDUAL WHILE COMPETENT OF THE INDIVIDUAL'S WISHES REGARDING HEALTH CARE FOR THE INDIVIDUAL SHALL BE CONSIDERED."**

On page 3, strike beginning with “WHO” in line 14 down through “DIRECTIVE” in line 18 and substitute “IS NOT REQUIRED FOR AN ELECTRONIC ADVANCE DIRECTIVE IF THE DECLARANT’S IDENTITY HAS BEEN ESTABLISHED USING REMOTE IDENTITY PROOFING AND MULTIFACTOR AUTHENTICATION SERVICES:”

(I) ESTABLISHED IN ACCORDANCE WITH THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY SPECIAL PUBLICATION 800-63-2: ELECTRONIC AUTHENTICATION GUIDELINE; AND

(II) APPROVED BY THE MARYLAND HEALTH CARE COMMISSION.

(4) THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE MAY ACCEPT AS VALID AN UNWITNESSED ELECTRONIC ADVANCE DIRECTIVE IN THE FORM OF A VIDEO RECORD OR FILE TO STATE THE DECLARANT’S WISHES REGARDING HEALTH CARE FOR THE DECLARANT OR TO APPOINT AN AGENT IF THE VIDEO RECORD OR FILE:

(I) IS DATED; AND

(II) IS STORED IN AN ELECTRONIC FILE BY AN ELECTRONIC ADVANCE DIRECTIVES SERVICE RECOGNIZED BY THE MARYLAND HEALTH CARE COMMISSION”.

On page 4, in line 26, after “Article;” insert “AND”; and strike in their entirety lines 27 and 28.

On page 5, in line 1, strike “(V)” and substitute “(IV)”; in line 4, after “form” insert “OR AN ELECTRONIC ADVANCE DIRECTIVE TECHNOLOGY OR SERVICE”; in line 6, after “SUBSECTION” insert “AT A MINIMUM SHALL”; and strike in their entirety lines 7 through 14, inclusive, and substitute:

“(I) EDUCATE THE PUBLIC ON THE USE OF ELECTRONIC ADVANCE DIRECTIVES;

(II) ENCOURAGE THE USE OF ELECTRONIC ADVANCE DIRECTIVES;

(III) PROVIDE INFORMATION ABOUT DEVELOPING AN ELECTRONIC ADVANCE DIRECTIVE;

(IV) DESCRIBE HOW ELECTRONIC ADVANCE DIRECTIVES ARE MADE AVAILABLE AT THE POINT OF CARE;

(V) INDICATE THAT THE USE OF AN ELECTRONIC ADVANCE DIRECTIVE IS NOT REQUIRED; AND

(VI) INDICATE THAT INDIVIDUALS DO NOT HAVE TO PAY TO HAVE THEIR ELECTRONIC ADVANCE DIRECTIVES HONORED.

5-615.1.

THE DEPARTMENT SHALL:

(1) ENCOURAGE THE USE OF ELECTRONIC ADVANCE DIRECTIVES;

(2) CARRY OUT APPROPRIATE EDUCATIONAL AND OUTREACH EFFORTS TO INCREASE PUBLIC AWARENESS OF ELECTRONIC ADVANCE DIRECTIVES; AND

(3) ENCOURAGE THE FOLLOWING PERSONS AND ENTITIES TO ENGAGE IN OUTREACH EFFORTS REGARDING ELECTRONIC ADVANCE DIRECTIVES:

(I) THE MARYLAND DEPARTMENT OF AGING;

(II) COUNTY OMBUDSPERSONS;

(III) LOCAL HEALTH DEPARTMENTS;

(IV) SENIOR LIVING FACILITIES;

(V) ACADEMIC INSTITUTIONS;

**(VI) RELIGIOUS ORGANIZATIONS;**

**(VII) HOSPITALS; AND**

**(VIII) OTHER SIMILAR PERSONS OR ENTITIES.”.**

On page 6, in line 5, strike “(1)”.

On pages 6 and 7, strike in their entirety the lines beginning with line 7 on page 6 through line 19 on page 7, inclusive, and substitute:

“13–1406.

(a) There is a Spinal Cord Injury Research Trust Fund.

(b) The Fund shall consist of money transferred to the Fund under § 6–103.1 of the Insurance Article or received from any other lawful source.

(c) (1) Money in the Fund shall be used to [make]:

(I) MAKE grants for spinal cord injury research that is focused on basic, preclinical, and clinical research for developing new therapies to restore neurological function in individuals with spinal cord injuries; AND

(II) ADMINISTER THE ADVANCE DIRECTIVE REGISTRY ESTABLISHED UNDER § 5–620 OF THIS ARTICLE.

(2) For the purpose specified in paragraph (1) of this subsection, a grant may include an award to or for:

(i) A public or private entity;

(ii) A university researcher;

(iii) A research institution;

(iv) Private industry;

- (v) A clinical trial;
- (vi) A supplement to an existing charitable or private industry grant;
- (vii) A matching fund;
- (viii) A fellowship in spinal cord injury research;
- (ix) A research meeting concerning spinal cord injury research; or
- (x) Any other recipient or purpose which the Board determines is consistent with the purpose specified in paragraph (1) of this subsection.

(d) (1) The Fund is a continuing, nonlapsing fund, not subject to § 7-302 of the State Finance and Procurement Article.

(2) (i) The Fund shall be used exclusively to offset the actual documented direct costs of fulfilling the statutory and regulatory duties of the Board under this subtitle.

(ii) The Department shall pay the indirect costs the Board incurs in fulfilling the statutory and regulatory duties of the Board under this subtitle.

(3) Any unspent portions of the Fund may not be transferred or revert to the General Fund of the State, but shall remain in the Fund to be used for the purpose specified in subsection (c) of this section.

(e) The chairman of the Board or the designee of the chairman shall administer the Fund.

(f) The Legislative Auditor shall audit the accounts and transactions of the Fund as provided in § 2-1220 of the State Government Article.”.

On page 7, in line 28, strike “June 30, 2005” and substitute “**JANUARY 1, 2017**”; and after line 32, insert:

**“(D) THE DEPARTMENT SHALL OFFER:**

(1) THE INFORMATION SHEET DEVELOPED UNDER § 5-615 OF THIS ARTICLE AS PART OF THE MONTHLY ENROLLMENT PACKET MAILED TO A RECIPIENT BY THE ENROLLMENT BROKER; AND

(2) THE USE OF ELECTRONIC ADVANCE DIRECTIVES TO A RECIPIENT THROUGH AN ADVANCE DIRECTIVES SERVICE THAT:

(I) IS APPROVED BY THE MARYLAND HEALTH CARE COMMISSION AND THE DEPARTMENT; AND

(II) MEETS THE TECHNOLOGY, SECURITY, AND PRIVACY STANDARDS ESTABLISHED BY THE MARYLAND HEALTH CARE COMMISSION.

19-144.

(A) TO FACILITATE THE USE OF WEB-BASED TECHNOLOGY FOR ELECTRONIC ADVANCE DIRECTIVES, THE MARYLAND HEALTH CARE COMMISSION SHALL DEVELOP CRITERIA FOR RECOGNIZING ELECTRONIC ADVANCE DIRECTIVES SERVICES THAT ARE AUTHORIZED TO CONNECT TO THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE.

(B) TO BE AUTHORIZED TO CONNECT TO THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE, AN ELECTRONIC ADVANCE DIRECTIVES SERVICE SHALL:

(1) BE RECOGNIZED BY THE MARYLAND HEALTH CARE COMMISSION;

(2) MEET NATIONAL PRIVACY AND SECURITY STANDARDS AND INDUSTRY BEST PRACTICES FOR SECURITY AUDITS IDENTIFIED BY THE MARYLAND HEALTH CARE COMMISSION;

(3) USE REMOTE IDENTITY PROOFING AND MULTIFACTOR AUTHENTICATION SERVICES:



(I) ESTABLISHED IN ACCORDANCE WITH THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY SPECIAL PUBLICATION 800-63-2: ELECTRONIC AUTHENTICATION GUIDELINE; AND

(II) APPROVED BY THE MARYLAND HEALTH CARE COMMISSION;

(4) BE RESPONSIBLE FOR ALL COSTS ASSOCIATED WITH CONNECTING TO THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE; AND

(5) STORE ELECTRONIC ADVANCE DIRECTIVES THAT ARE RECEIVED BY FACSIMILE OR OTHER ELECTRONIC MEANS.

(C) THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE MAY CHARGE ELECTRONIC ADVANCE DIRECTIVES SERVICES RECOGNIZED BY THE MARYLAND HEALTH CARE COMMISSION A FEE FOR CONNECTING TO THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE.

(D) THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE SHALL ENSURE THAT ELECTRONIC ADVANCE DIRECTIVES SERVICES DO NOT HAVE ACCESS TO INFORMATION STORED ON THE STATE-DESIGNATED HEALTH INFORMATION EXCHANGE.”.

On page 8, strike in their entirety lines 2 through 26, inclusive, and substitute:

“6-103.1.

Notwithstanding § 2-114 of this article, beginning January 15, 2006, from the tax imposed on the health insurers under this subtitle, \$500,000 shall be distributed annually to the Spinal Cord Injury Research Trust Fund created under § 13-1406 of the Health – General Article.”.

On page 9, strike in their entirety lines 7 through 11, 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 1420 – Delegate Cullison**

AN ACT concerning

**State Board of Massage Therapy Examiners – Licensure, Registration, and Regulation**

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 1462 – Delegates Bromwell, Krebs, and Sample–Hughes**

AN ACT concerning

**Veterinarians, Pharmacies, and Pharmacists – Dispensing Compounded Preparations for Use by Companion Animals**

**HB1462/456586/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1462

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Sample–Hughes” and substitute “Sample–Hughes, Hammen, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, West, and K. Young”; in line 3, strike “Companion” and substitute “Nonfarm”; strike beginning with “altering” in line 4 down through “circumstances;” in line 6; in line 6, strike “an exception” and substitute “certain exceptions”; in line 7, after “medication” insert “that is not in a certain manufacturer’s container for a person who sells or dispenses certain medication in a container with a label showing certain information for use by a certain nonfarm animal and”; in line 9, strike “companion” and substitute “certain nonfarm”; in the same line, after “animal” insert “under certain circumstances”; in line 15, after

“circumstances;” insert “prohibiting a pharmacy from providing certain compounded preparations in certain amounts to a licensed veterinarian under certain circumstances;”; in line 20, strike “companion” and substitute “nonfarm”; and in line 28, strike “through (b-3)” and substitute “and (b-2)”.

#### AMENDMENT NO. 2

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

On page 3, in lines 4, 6, and 8, strike “(B-2)”, “(B-3)”, and “(B-4)”, respectively, and substitute “(B-1)”, “(B-2)”, and “(B-3)”, respectively; in line 25, strike the brackets; and in line 29, strike “; OR”.

On page 4, strike beginning with “(8)” in line 1 down through “ARTICLE” in line 18; and in line 20, before “A” insert “(A)”.

On page 5, in line 4, strike “Practice” and substitute “EXCEPT AS PROVIDED IN SUBSECTIONS (B) AND (C) OF THIS SECTION, PRACTICE”; strike beginning with “labeled” in line 5 down through “ANIMAL” in line 16; after line 20, insert:

“(B) A PERSON MAY PRACTICE VETERINARY MEDICINE AND SELL OR DISPENSE MEDICATION THAT IS NOT IN THE ORIGINAL MANUFACTURER’S CONTAINER IF:

(1) THE MEDICATION IS FOR USE BY A NONFARM ANIMAL AS DEFINED IN REGULATIONS ADOPTED BY THE BOARD; AND

(2) THE PERSON AFFIXES TO THE CONTAINER IN WHICH THE MEDICATION IS SOLD OR DISPENSED, A LABEL CLEARLY SHOWING THE BRAND, GENERIC OR CHEMICAL NAME AND STRENGTH, IF INDICATED, OF THE MEDICATION, THE TYPE OF NONFARM ANIMAL FOR WHICH THE MEDICATION IS DESIGNATED, AND THE OWNER’S LAST NAME.

(C) A LICENSED VETERINARIAN MAY DISPENSE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS IF:

(1) THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS ARE TO BE USED FOR A NONFARM ANIMAL AS DEFINED BY REGULATIONS ADOPTED BY THE BOARD THAT ARE CONSISTENT WITH STATE AND FEDERAL LAW;

(2) THE NONFARM ANIMAL IS A PATIENT OF THE LICENSED VETERINARIAN;

(3) THE QUANTITY OF THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS DISPENSED DOES NOT EXCEED A 7-DAY SUPPLY;

(4) THE LICENSED VETERINARIAN DETERMINES THAT TIMELY ACCESS TO A COMPOUNDING PHARMACY IS NOT AVAILABLE AND THAT THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS ARE NOT OTHERWISE COMMERCIALY AVAILABLE;

(5) THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS ARE PROVIDED TO THE LICENSED VETERINARIAN BY A PHARMACIST IN ACCORDANCE WITH § 12-510 OF THE HEALTH OCCUPATIONS ARTICLE; AND

(6) THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS ARE DISPENSED IN A CONTAINER WITH A LABEL CLEARLY SHOWING:

(I) THE BRAND, GENERIC OR CHEMICAL NAME AND STRENGTH, IF INDICATED, OF THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS, THE TYPE OF NONFARM ANIMAL FOR WHICH THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS ARE DESIGNATED, AND THE OWNER’S LAST NAME; AND

(II) THE DISPENSING DATE AND THE EXPIRATION DATE OF THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS.”.

AMENDMENT NO. 3

On page 6 in line 18, on page 7 in line 17, and on page 8 in line 16, in each instance, strike “§ 2-301(F)(8)” and substitute “§ 2-313(C)”.

On page 7, in line 13, strike “A” and substitute:

“(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A”;

in line 11, strike “2-301(F)(8)” and substitute “2-313(C)”; in line 33, after “PHARMACY” insert “; AND”

(3) COMPLIES WITH APPLICABLE FEDERAL LAW AND REGULATIONS.

(B) (1) THIS SUBSECTION DOES NOT APPLY TO DISPENSING COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS DISPENSED FOR A PATIENT-SPECIFIC PRESCRIPTION.

(2) A PHARMACY MAY NOT PROVIDE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS COMPOUNDED USING BULK DRUG SUBSTANCES TO A LICENSED VETERINARIAN;

(I) IN AN AMOUNT GREATER THAN 10% OF THE TOTAL AMOUNT OF DRUG PRODUCTS SOLD OR DISPENSED FROM THE PHARMACY; OR

(II) IF THE COMPOUNDED NONSTERILE PREPARATIONS OR COMPOUNDED STERILE PREPARATIONS ARE COPIES OR CLOSE APPROXIMATIONS TO PRODUCTS APPROVED BY THE FEDERAL FOOD AND DRUG ADMINISTRATION.

(3) FOR PURPOSES OF THE LIMITATION ESTABLISHED IN PARAGRAPH (2)(I) OF THIS SUBSECTION:

(I) THE CALCULATION SHALL BE MADE ON AN ANNUAL BASIS AND USE THE NUMBER OF DOSAGE UNITS SOLD OR DISPENSED; AND

(II) FOR NONRESIDENT PHARMACIES, THE TOTAL AMOUNT OF DRUG PRODUCTS SOLD OR DISPENSED SHALL BE THE PHARMACY’S TOTAL BUSINESS WITHIN THE STATE”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### **THE COMMITTEE ON WAYS AND MEANS REPORT #10**

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

#### **House Bill 337 – Delegate Long**

AN ACT concerning

#### **Baltimore County – Property Tax Credit – Revitalization Districts**

**HB0337/175467/1**

BY: Committee on Ways and Means

#### AMENDMENTS TO HOUSE BILL 337

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 5, after “who” insert “, on or after a certain date,”; and in the same line, after “made” insert “certain”.

#### AMENDMENT NO. 2

On page 2, in line 11, after “WHO” insert “, **ON OR AFTER JUNE 1, 2016,**”; and in line 12, after “DWELLING” insert “**IN COMPLIANCE WITH THE CODE AND LAWS APPLIED TO DWELLINGS**”.

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 701 – Delegate Walker**

AN ACT concerning

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

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 790 – Delegate Wivell**

AN ACT concerning

**Washington County – Property Tax Credit – Disabled Veterans**

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 1227 – Delegates Clippinger, Hammen, and Lierman**

AN ACT concerning

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

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 1290 – Delegates Adams and Folden**

AN ACT concerning

**Motor Fuel Dispensing Equipment – Tax Rate Information**

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 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**

**HB1300/795763/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1300

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Income Tax – Credit for” and substitute “Task Force to Study”; in the same line, after “Care” insert “Insurance”; strike in their entirety lines 3 through 7, inclusive, and substitute:

“FOR the purpose of establishing the Task Force to Study Long–Term Care Insurance Premiums; 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 Long–Term Care Insurance Premiums.”;

and strike in their entirety line 8 through 12, inclusive.

AMENDMENT NO. 2

On page 1, in line 14, strike “the Laws of Maryland read as follows”; and after line 14, insert:

“(a) There is a Task Force to Study Long–Term Care Insurance Premiums.

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



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

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

(3) the Secretary of Aging, or the Secretary's designee;

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

(5) the Maryland Insurance Commissioner, or the Commissioner's designee; and

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

(i) one representative of the National Active and Retired Federal Employees Association; and

(ii) one representative of the Maryland and District of Columbia Alliance for Retired Americans.

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

(d) The Department of Aging shall provide staff for the Task Force.

(e) A member of the Task Force:

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

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

(f) The Task Force shall:

(1) (i) study long-term care insurance enrollment in the State;

(ii) consider any reductions in State costs associated with the purchase of long-term care insurance; and

(iii) consider the effect of a State income tax credit on long-term care premiums to increase enrollment; and

(2) make recommendations regarding methods to increase enrollment in long-term care insurance.

(g) On or before December 31, 2016, the Task Force shall report its findings and recommendations, including any recommended legislation to address the findings of the Task Force, to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly.”.

On pages 1 through 3, strike in their entirety the lines beginning with line 15 on page 1 through line 2 on page 3.

On page 3, in line 3, strike “July” and substitute “June”; in line 4, strike “, and shall be applicable to all taxable years beginning after December 31, 2016”; and in the same line, after the period insert “It shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2017, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 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 1363 – Delegates McMillan, Metzgar, Miele, Reilly, Simonaire, A. Washington, and M. Washington**

AN ACT concerning

**Property Tax – Appeals – Provision of Information to Taxpayers**

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 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**

**HB1401/385469/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1401

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Operation” insert “– Funding”; in line 3, strike beginning with “establishing” through “branch” and substitute “requiring a State grant to be made available to fund certain operating expenses for certain branches”; in line 4, strike “is” and substitute “that are required to be”; in the same line, after “public” insert “during certain times”; in line 5, strike “each year” and substitute “beginning in certain fiscal years”; in line 8, after “Library,” insert “authorizing Baltimore City to use certain funds to satisfy certain requirements;”; and in the same line, after “calculation;” insert “requiring the Enoch Pratt Free Library System and the State Department of Education to conduct a needs assessment and make recommendations regarding certain matters; requiring the Enoch Pratt Free Library System and the State Department of Education to report their findings and recommendations to certain committees of the General Assembly on or before a certain date; providing that the remittance of certain State funds to Baltimore City for a certain fiscal year is contingent on the submission of certain findings and recommendations to certain committees of the General Assembly;”.

AMENDMENT NO. 2

On page 2, in line 5, strike “**EACH BRANCH**” and substitute “**A STATE GRANT SHALL BE MADE AVAILABLE TO FUND THE INCREASED OPERATING EXPENSES FOR THE BRANCHES**”; in the same line, strike “**SHALL**” and substitute “**THAT ARE REQUIRED TO**”; strike beginning with “**AS**” in line 7 down through “**2018**” in line 8 and substitute “**FOR FISCAL YEAR 2018 AND EACH FISCAL YEAR THEREAFTER,**”; in line 8, strike “**EACH YEAR**”; in lines 10 and 14, in each instance, strike “**ALL**” and substitute “**THE**”; in line 12, after “**(II)**” insert “**1. FOR FISCAL YEAR 2018 AND EACH FISCAL YEAR THEREAFTER, IN ORDER TO ACCESS THE STATE GRANT,**”; strike beginning with “**BE**”

in line 12 down through “FOR” in line 13 and substitute “PROVIDE”; and after line 16, insert:

**“2. BALTIMORE CITY MAY USE PUBLIC AND PRIVATE FUNDS TO SATISFY THE REQUIREMENTS OF SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.”**

AMENDMENT NO. 3

On page 2, after line 20, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Enoch Pratt Free Library System and the State Department of Education shall:

(1) conduct a needs assessment and make recommendations regarding which branches of the Enoch Pratt Free Library would benefit the most from increased operating hours, with branches in low-income neighborhoods to be given priority consideration in any recommendations; and

(2) on or before December 31, 2016, report their findings and recommendations, in accordance with § 2-1246 of the State Government Article, to the Senate Budget and Taxation Committee and the House Appropriations Committee.

SECTION 3. AND BE IT FURTHER ENACTED, That the remittance of State funds to Baltimore City for fiscal year 2018, as required under Section 1 of this Act, is contingent on the submission of the findings and recommendations to the Senate Budget and Taxation Committee and the House Appropriations Committee, as required under Section 2 of this Act.”;

and in line 21, strike “2.” and substitute “4.”

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**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**

**HB1402/895064/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1402

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “Waldstreicher, Patterson, Tarlau, and M. Washington”; in lines 2 and 28, in each instance, strike “Maryland Extended Day and Summer Enhancement Programs” and substitute “Public School Opportunities Enhancement”; in lines 3 and 10, in each instance, strike “Maryland Extended Day and Summer” and substitute “Public School Opportunities”; in line 4, strike “(Department)”; strike beginning with “education” in line 13 down through “agencies” in line 14 and substitute “school systems, certain community schools,”; in line 15, strike “or” and substitute a comma; and in the same line, after “partnerships” insert “, or to expand or support certain educational programming during the school day”.

On page 2, strike beginning with “Maryland” in line 9 down through “Summer” in line 10 and substitute “Public School Opportunities”.

AMENDMENT NO. 2

On page 2, strike beginning with “**MARYLAND**” in line 20 down through “**PROGRAM**” in line 21 and substitute “**PUBLIC SCHOOL OPPORTUNITIES ENHANCEMENT PROGRAM**”; after line 24, insert:

**“(B) “COMMUNITY SCHOOL” MEANS AN EXISTING PUBLIC SCHOOL IN THE STATE THAT UTILIZES A COMMUNITY SCHOOL STRATEGY THAT IS RECOGNIZED BY THE MARYLAND OUT OF SCHOOL TIME NETWORK.”;**

in lines 25 and 26, in each instance, strike “**PROGRAMS**” and substitute “**PROGRAM**”; in lines 25 and 31, strike “**(B)**” and “**(C)**”, respectively, and substitute “**(C)**” and “**(D)**”, respectively; in line 25, after “**MEANS**” insert “**AN**”; in line 27, strike “**TAKE**” and substitute

“TAKES”; in line 31, strike “OR” and substitute “, A COMMUNITY SCHOOL, OR A”; and in line 32, strike beginning with “MARYLAND” through “SUMMER” and substitute “PUBLIC SCHOOL OPPORTUNITIES”.

On page 2 in line 31, on page 5 in line 5, and on page 7 in line 1, in each instance, strike “EDUCATION AGENCY” and substitute “SCHOOL SYSTEM”.

On page 3, in lines 1, 3, and 5, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(E)”, “(F)”, and “(G)”, respectively; and in lines 3 and 16, in each instance, strike “MARYLAND EXTENDED DAY AND SUMMER” and substitute “PUBLIC SCHOOL OPPORTUNITIES”.

On page 4, in line 26, strike “MARYLAND EXTENDED DAY AND SUMMER” and substitute “PUBLIC SCHOOL OPPORTUNITIES”.

### AMENDMENT NO. 3

On page 4, in line 29, strike “LOCAL EDUCATION AGENCIES” and substitute “:

**(I) LOCAL SCHOOL SYSTEMS, COMMUNITY SCHOOLS,**”;

in line 30, after “ORGANIZATIONS” insert “IN THE STATE”; and in line 31, after “PROGRAMS” insert “;AND

**(II) NONPROFIT ORGANIZATIONS IN THE STATE AND COMMUNITY SCHOOLS IN EXPANDING OR SUPPORTING EXISTING EDUCATIONAL PROGRAMMING DURING THE SCHOOL DAY**”.

On page 5, in line 1, after “(2)” insert “(I)”; in lines 3 and 4, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; after line 4, insert:

**(II) WHEN AWARDING GRANTS TO NONPROFIT ORGANIZATIONS, THE DEPARTMENT SHALL GIVE PRIORITY TO MARYLAND-BASED NONPROFIT ORGANIZATIONS.**”;

in line 5, before “OR” insert “, COMMUNITY SCHOOL,”; after line 20, insert:

**“(2) A NONPROFIT ORGANIZATION MAY APPLY TO THE DEPARTMENT FOR A GRANT TO SUPPORT EXISTING EDUCATIONAL PROGRAMMING DURING THE SCHOOL DAY.”;**

strike beginning with “**EXTENDED**” in line 25 down through “**PROGRAMS**” in line 26 and substitute “**THE SERVICES LISTED IN SUBSECTION (C) OF THIS SECTION**”; and in line 21, strike “**(2)**” and substitute “**(3)**”.

**AMENDMENT NO. 4**

On page 6, in line 14, strike “**AND**”; in line 20, after “**OPPORTUNITIES**” insert “**;AND**”

**(IV) FOR EDUCATIONAL PROGRAMMING DURING THE SCHOOL DAY, ENHANCE:**

**1. THE EDUCATIONAL PURPOSE OF THE SCHOOL; OR**

**2. STUDENTS’ ACCESS TO PHYSICAL, SOCIAL, AND EMOTIONAL SUPPORT**”;

in line 23, strike “**THIS SUBTITLE**” and substitute “**SUBSECTION (C)(1) OF THIS SECTION**”; and strike beginning with the colon in line 24 down through “**ENSURE**” in line 27 and substitute “**ENSURE**”.

**AMENDMENT NO. 5**

On page 7, strike beginning with the third comma in line 9 down through “**PURPOSES**” in line 10; in line 9, strike “**\$10,000,000**” and substitute “**\$7,500,000**”; strike beginning with “**EXTENDED**” in line 15 down through “**ENHANCEMENT**” in line 16; and in line 16, after “**PROGRAMS**” insert “**AND SERVICES**”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**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**

**HB1466/735263/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1466

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Walker” and substitute “Walker, and Ebersole”; and in lines 18 and 20, strike “two members” and substitute “one member”.

On page 2, in line 10, strike “two representatives” and substitute “one representative”; strike in their entirety lines 15 and 16; in lines 17 and 18, strike “(12)” and “(13)”, respectively, and substitute “(11)” and “(12)”, respectively; and strike beginning with “and” in line 19 down through “designee” in line 21 and substitute:

“(13) the Maryland Public Defender, or the Public Defender’s designee;

(14) the Executive Director of the Advocates for Children and Youth, or the Executive’s Director’s designee; and

(15) one teacher of a public school in Maryland that utilizes restorative justice school discipline practices, appointed by the Governor”.

On page 3, in line 4, strike “and”; in line 6, strike the period and substitute “; and”; after line 6, insert:

“(4) examine national best practices for training of teachers and principals in restorative justice discipline practices.”;

in line 13, strike “school-level student arrest”; in the same line, after “data” insert “on the number and distribution by the local school system of school-based arrests, referrals to law enforcement, including referrals to the Maryland Department of Juvenile Services, offenses with which students were charged, and incidents in which force has been used against a student, disaggregated by a student’s age, grade level, disability status, free or reduced price meals eligibility, and English language learner status”; strike beginning with



“number” in line 14 down through “school” in line 15 and substitute “behaviors, designated by codes of the Maryland Student Records Systems Manual, for which students were disciplined and the consequences used for each response”; strike beginning with “to” in line 16 down through “measured” in line 17 and substitute “including, as appropriate, the length of suspension or expulsion, and whether a student is returned to the student’s regular school program after the conclusion of the suspension or expulsion”; and strike beginning with “how” in line 18 down through “practices” in line 19 and substitute “each local school system’s Code of Conduct and discipline policies, how closely aligned those policies are to the Maryland Guidelines for a State Code of Discipline, and to what extent each local school system utilizes alternatives to exclusion and arrest, including restorative justice discipline practices”.

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 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**

**HB1533/285765/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1533

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Afzali, Long, and Patterson”.

AMENDMENT NO. 2

On page 1, in line 2, strike “Enterprise Zones – Target Redevelopment Areas – Designation and” and substitute “Baltimore County –”; in line 3, after “Exemption” insert “– Redevelopment Areas”; strike beginning with “authorizing” in line 4 down through “tax;” in line 12; in line 14, after “equipment” insert “used on certain property in certain areas in Baltimore County”; in the same line, after “circumstances;” insert “requiring a buyer claiming the exemption to provide certain evidence to a vendor;”; strike beginning with “providing” in line 14 down through “penalty;” in line 16; in line 17, after “terms;” insert “providing for the termination of this Act;”; and in the same line, strike “enterprise zones and”.

On pages 1 and 2, strike beginning with line 19 on page 1 through line 1 on page 2, inclusive.

On page 2, in line 4, strike “and 13–1032”.

#### AMENDMENT NO. 3

On pages 2 and 3, strike beginning with line 9 on page 2 through line 9 on page 3, inclusive.

#### AMENDMENT NO. 4

On page 3, strike in their entirety lines 22 through 30, inclusive; and in line 31, strike “**(5)**” and substitute “**(3)**”.

#### AMENDMENT NO. 5

On page 4, in line 3, after “PURCHASED” insert “BY A PERSON”; in lines 3 and 4, strike “**IN A QUALIFIED PROJECT**” and substitute “ON PROPERTY OWNED OR LEASED BY THE PERSON ON A PRIVATELY OWNED INDUSTRIAL COMPLEX IN BALTIMORE COUNTY THAT WAS OWNED BY BETHLEHEM STEEL CORPORATION, OR ANY OF ITS SUBSIDIARIES, AND IS REDEVELOPED”; in line 5, strike “PURCHASER” and substitute “BUYER”; and strike beginning with “A” in line 5 down through “**COMMERCE**” in line 7 and substitute “WITH EVIDENCE OF ELIGIBILITY FOR THE EXEMPTION ISSUED BY THE COMPTROLLER”.

#### AMENDMENT NO. 6

On page 4, strike in their entirety lines 8 through 23, inclusive.

#### AMENDMENT NO. 7

On page 4, strike line 25 in its entirety and substitute: "July 1, 2016. It shall remain effective for a period of 5 years and, at the end of June 30, 2021, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.".

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### QUORUM CALL

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

(See Roll Call No. 534)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (HOUSE BILLS) #50

House Bill 172 – ~~Delegate Sophocleus (By Request – Anne Arundel County Administration)~~ Anne Arundel County Delegation

AN ACT concerning

~~Anne Arundel County – County Board of Education and School Board Nominating Commission – Membership~~

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

Affirmative – 90    Negative – 49    (See Roll Call No. 535)

The Bill was then sent to the Senate.

House Bill 489 – ~~Delegate Hammen~~ Delegates Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

**Termination of Maryland Health Insurance Plan, Transfer of Senior  
Prescription Drug Assistance Program, and Funding for State Reinsurance  
Program**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 536)

The Bill was then sent to the Senate.

**House Bill 1155 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Bonding Authority**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 537)

The Bill was then sent to the Senate.

**House Bill 1181 – Delegates Morgan, Cullison, Hammen, Kipke, McMillan, ~~and  
Pena-Melnyk~~ Pena-Melnyk, Angel, Barron, Bromwell, Hayes, Hill, Kelly,  
Krebs, McDonough, Miele, Morhaim, Oaks, Pendergrass, Rose, Saab,  
Sample-Hughes, West, and K. Young**

AN ACT concerning

**Maryland Medical Assistance Program – Nursing Homes – ~~Advance Payments~~  
Partial Payment for Services Provided**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 538)

The Bill was then sent to the Senate.

**House Bill 1217 – Delegates Sample-Hughes, Angel, Cullison, Hayes, Haynes, Hill,  
Jacobs, Kelly, Krimm, Lam, Oaks, Otto, Patterson, Reznik, Tarlau, ~~and  
Turner~~ Turner, Queen, Hammen, Barron, Bromwell, Kipke, Krebs,  
McDonough, McMillan, Miele, Morgan, Morhaim, Pena-Melnyk,  
Pendergrass, Rose, Saab, West, and K. Young**

AN ACT concerning

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

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

Affirmative – 139    Negative – 1    (See Roll Call No. 539)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #44**

**House Bill 365 – Delegates Jackson, Angel, Chang, Hettleman, C. Howard, Knotts, Korman, Lierman, McConkey, McKay, Morales, Patterson, Sanchez, Smith, Tarlau, ~~and Zucker~~ Zucker, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, Kaiser, Long, Luedtke, Metzgar, Platt, Shoemaker, Walker, A. Washington, and M. Washington**

AN ACT concerning

**Public Schools – Bullying, Harassment, and Intimidation Policies – Update**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 540)

The Bill was then sent to the Senate.

**House Bill 397 – Delegates M. Washington and Ebersole**

AN ACT concerning

**Education – Assessments – Best Practices in the Administration of Assessments**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 541)

The Bill was then sent to the Senate.

**House Bill 558 – Delegates Glenn, Anderson, Carter, Clippinger, Conaway, Hammen, Hayes, Haynes, Lierman, McCray, McIntosh, Oaks, B. Robinson, and M. Washington**

AN ACT concerning

**Baltimore City – Partially Elected School Board**

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

Affirmative – 139    Negative – 1    (See Roll Call No. 542)

The Bill was then sent to the Senate.

**House Bill 602 – ~~Delegate Sophocleus (By Request – Anne Arundel County Administration)~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Special Taxing Districts – Water or Wastewater Services**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 543)

The Bill was then sent to the Senate.

**House Bill 648 – Delegates Moon, Smith, Barkley, Barron, Barve, Carr, Clippinger, Cullison, Dumais, Fraser-Hidalgo, Gilchrist, Gutierrez, Hixson, Kaiser, Kelly, Korman, Kramer, Lam, Luedtke, Mautz, A. Miller, Morales, Platt, Reznik, S. Robinson, Tarlau, Waldstreicher, and C. Wilson**

AN ACT concerning

**Alcoholic Beverage Taxes – Electronic Filing of Returns**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 544)

The Bill was then sent to the Senate.

**House Bill 657 – Delegates Shoemaker, Buckel, Ebersole, Hornberger, Luedtke, Platt, Reilly, Rose, Simonaire, Tarlau, ~~and M. Washington~~ M. Washington, Afzali, and Metzgar**

AN ACT concerning

**Education – Prekindergarten and Kindergarten Assessments – Administration**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 545)

The Bill was then sent to the Senate.

**House Bill 999 – Delegates Kaiser, D. Barnes, Ebersole, Fennell, Hixson, C. Howard, Jones, Luedtke, McIntosh, Patterson, Platt, Tarlau, Turner, Walker, A. Washington, and M. Washington**

AN ACT concerning

**Commission on Innovation and Excellence in Education**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 546)

The Bill was then sent to the Senate.

**House Bill 1105 – Howard County Delegation**

AN ACT concerning

**Howard County Public School System – Access to Public Information  
Ho. Co. 9–16**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 547)

The Bill was then sent to the Senate.

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

AN ACT concerning

~~**Campaign Finance Election Law – Departmental Secretaries – Solicitation of Contributions or Donations**~~ **Political Activity**

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

Affirmative – 78    Negative – 60    (See Roll Call No. 548)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #45**

**House Bill 335 – Delegate Lierman**

AN ACT concerning

**Income Tax Subtraction Modification – College Savings Plans – Contributions**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 549)

The Bill was then sent to the Senate.

**House Bill 446 – Delegates West, Bromwell, Cullison, and Sample–Hughes**

AN ACT concerning

**State Government – Maryland Youth Advisory Council – Revisions**

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

Affirmative – 139    Negative – 0    (See Roll Call No. 550)

The Bill was then sent to the Senate.

**House Bill 965 – ~~Delegate Walker~~ Delegates Walker, Hornberger, and Metzgar**

AN ACT concerning

**The Maryland International and Preakness Stakes Incentive Act of 2016**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 551)

The Bill was then sent to the Senate.

**House Bill 986 – Delegate Beidle**

AN ACT concerning

**Vehicle Laws – Trade–In Allowance – Leased Vehicles**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 552)

The Bill was then sent to the Senate.



**House Bill 1095 – Delegates Platt, Luedtke, Barkley, D. Barnes, Buckel, Carr, Clippinger, Cullison, Ebersole, Fennell, Fraser–Hidalgo, Hayes, Hettleman, Hornberger, C. Howard, Kaiser, Korman, Lierman, McCray, Metzgar, Moon, Morales, Patterson, Pena–Melnik, Reilly, Reznik, S. Robinson, Shoemaker, Simonaire, Tarlau, Turner, Walker, A. Washington, M. Washington, and P. Young**

AN ACT concerning

**Education – Prekindergarten Programs – Notification of Eligibility by Local Departments of Social Services**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 553)

The Bill was then sent to the Senate.

**House Bill 1450 – Delegate Vaughn**

AN ACT concerning

**Commercial Law – Debt Settlement Services – Fund and Sunset Repeal**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 554)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 140    Negative – 0    (See Roll Call No. 555)

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. 556)

**ADJOURNMENT**

At 3:06 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 17, 2016, Calendar Day Saturday, March 19, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 17, 2016**  
**Calendar Day: Saturday, March 19, 2016**

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

Prayer by Delegate Sheila E. Hixson of Montgomery County.

**QUORUM CALL**

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

(See Roll Call No. 557)

**EXCUSES:**

Del. Branch – funeral  
Del. Davis – left early – illness  
Del. Gutierrez – left early – legislative business  
Del. Jones – late – business  
Del. Krebs – personal  
Del. Mautz – late – business  
Del. Morales – left early – personal  
Del. Morhaim – illness  
Del. Pena–Melnyk – left early – business

The Journal of March 16, 2016 was read and approved.

**THE COMMITTEE ON APPROPRIATIONS REPORT #12**

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

**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**

**SB0324/204261/1**

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 324

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “Assembly;” insert “making this Act subject to a certain contingency;”.

On page 2, in line 35, after “System” insert “Corporation”.

On page 3, in line 4, after “System” insert “Corporation”.

AMENDMENT NO. 2

On page 5, in line 6, strike “applications of replacement facilities”; strike beginning with the period in line 7 down through “2016” in line 9 and substitute “application for a replacement facility for the Prince George’s Hospital Center”; strike beginning with the comma in line 12 down through the comma in line 13 and substitute “this Act shall take effect contingent on”; in line 14, strike “shall become” and substitute “becoming”; in line 15, strike “and as a result”; in the same line, after the comma, insert “and”; in line 16, strike “shall be responsible for” and substitute “assuming responsibility of”; and in line 27, after “That” insert “, subject to Section 3 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 McIntosh, Chair, for the Committee on Appropriations reported favorably:

**Senate Bill 1033 – Senator Mathias**

EMERGENCY BILL

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2015 – Worcester  
County – Delmarva Discovery Center and Museum**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #16**

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

**House Bill 557 – Delegate Jameson**

AN ACT concerning

**Homeowner’s Insurance – Underwriting Standards – Deductibles**

**HB0557/753993/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 557

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first “of” insert “authorizing an insurer to issue a policy of homeowner’s insurance that includes a certain deductible, subject to certain limitations; authorizing the insurer to require a certain deductible in a policy of homeowner’s insurance or to offer a certain deductible as an option; requiring an insurer that has adopted a certain underwriting standard to apply a certain deductible only during a certain period of time and regardless of where the insured’s home is located in the State;”; strike beginning with “for” in line 7 down through “information” in line 8; strike beginning with “authorizing” in line 16 down through “State;” in line 19 and substitute “altering certain requirements relating to an annual statement that must be provided to a policyholder; requiring a certain insurer, under certain circumstances, to provide an insured with a certain statement about a certain deductible at certain times; requiring a certain statement to include certain information; authorizing a certain example required to be included in a certain statement to be provided in a certain manner; authorizing a certain insurer to satisfy certain notice requirements in a certain manner;”; in line 20, strike “for information”; in line 21, after “Act;” insert “providing for a delayed effective date;”; and after line 27, insert:

“BY adding to

Article – Insurance

Section 19–209.1

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 2, after line 2, insert:

**“(A) (1) SUBJECT TO SUBSECTIONS (B), (C), AND (D) OF THIS SECTION, AN INSURER MAY ISSUE A POLICY OF HOMEOWNER’S INSURANCE THAT INCLUDES A DEDUCTIBLE THAT IS EQUAL TO A PERCENTAGE OF THE “COVERAGE A – DWELLING LIMIT” OF THE POLICY.**

**(2) THE INSURER MAY:**

**(I) REQUIRE THE DEDUCTIBLE DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION IN A POLICY OF THE HOMEOWNER’S INSURANCE; OR**

**(II) OFFER THE DEDUCTIBLE DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION AS AN OPTION TO AN APPLICANT OR INSURED.**

**(B) AN INSURER THAT HAS ADOPTED AN UNDERWRITING STANDARD THAT REQUIRES A MANDATORY HURRICANE DEDUCTIBLE EQUAL TO A PERCENTAGE OF THE “COVERAGE A – DWELLING LIMIT” OF THE POLICY SHALL APPLY THE DEDUCTIBLE:**

**(1) ONLY BEGINNING AT THE TIME THE NATIONAL HURRICANE CENTER OF THE NATIONAL WEATHER SERVICE ISSUES A HURRICANE WARNING FOR ANY PART OF THE STATE AND ENDING 24 HOURS FOLLOWING THE TERMINATION OF THE LAST HURRICANE WARNING ISSUED FOR ANY PART OF THE STATE; AND**

**(2) REGARDLESS OF WHERE THE INSURED’S HOME IS LOCATED IN THE STATE.”;**

in line 3, strike “(a)” and substitute “**(C)**”; in line 6, strike “for”; and in line 7, strike “INFORMATION”.

On page 3, strike in their entirety lines 5 through 18, inclusive; in line 19, strike “(c)” and substitute “**(D)**”; in the same line, after the first “that” insert “**ISSUES A POLICY OF HOMEOWNER’S INSURANCE THAT INCLUDES A DEDUCTIBLE THAT IS EQUAL TO A**

PERCENTAGE OF THE “COVERAGE A – DWELLING LIMIT” OF THE POLICY OR; in the same line, after “a” insert “MANDATORY HURRICANE”; strike beginning with “in” in line 20 down through “hurricane” in line 21; in line 22, after “applied” insert “IN ACCORDANCE WITH § 19–209.1 OF THIS SUBTITLE”; in line 23, strike “notice” and substitute “STATEMENT”; in line 24, strike “FOR INFORMATION”; in line 26, strike “(d)” and substitute “(E)”; after line 27, insert:

“19–209.1.

(A) AN INSURER THAT ISSUES A POLICY OF HOMEOWNER’S INSURANCE THAT INCLUDES A DEDUCTIBLE THAT IS EQUAL TO A PERCENTAGE OF THE “COVERAGE A – DWELLING LIMIT” OF THE POLICY, OR HAS ADOPTED AN UNDERWRITING STANDARD THAT REQUIRES A MANDATORY HURRICANE DEDUCTIBLE EQUAL TO A PERCENTAGE OF THE “COVERAGE A – DWELLING LIMIT” OF THE POLICY, SHALL PROVIDE AN INSURED WITH A STATEMENT ABOUT THE DEDUCTIBLE AT THE TIME THE POLICY OF HOMEOWNER’S INSURANCE IS FIRST ISSUED AND AT EACH RENEWAL.

(B) (1) THE STATEMENT REQUIRED UNDER SUBSECTION (A) OF THIS SECTION SHALL:

(I) BE TITLED, IN AT LEAST 12 POINT TYPE, “PERCENTAGE DEDUCTIBLE NOTICE”;

(II) STATE THE ACTUAL PERCENTAGE OF THE PERCENTAGE DEDUCTIBLE;

(III) STATE THE CIRCUMSTANCES UNDER WHICH THE DEDUCTIBLE APPLIES;

(IV) INCLUDE AN EXAMPLE OF HOW THE DEDUCTIBLE APPLIES TO A LOSS; AND

(V) INCLUDE THE FOLLOWING STATEMENT, OR A SUBSTANTIALLY SIMILAR STATEMENT, IN AT LEAST 10 POINT TYPE:

“YOUR HOMEOWNER’S INSURANCE POLICY CONTAINS A PERCENTAGE DEDUCTIBLE, WHICH MEANS THAT YOUR DEDUCTIBLE FOR A COVERED LOSS WILL BE DETERMINED BY MULTIPLYING THE DOLLAR AMOUNT OF YOUR COVERAGE A – DWELLING LIMIT OF LIABILITY BY THIS PERCENTAGE UNDER THE FOLLOWING CIRCUMSTANCES: [INSERT EXPLANATION OF CIRCUMSTANCES UNDER WHICH A PERCENTAGE DEDUCTIBLE WOULD BE APPLIED]”.

(2) THE EXAMPLE REQUIRED UNDER PARAGRAPH (1)(IV) OF THIS SUBSECTION MAY BE PROVIDED IN THE FOLLOWING MANNER:

“IF, AT THE TIME OF A COVERED LOSS, A HOMEOWNER’S INSURANCE POLICY’S COVERAGE A – DWELLING LIMIT OF LIABILITY IS \$300,000 AND THE POLICY INCLUDES A 2% DEDUCTIBLE, THE POLICYHOLDER WILL BE RESPONSIBLE FOR PAYING A DEDUCTIBLE OF \$6,000 ON A CLAIM FOR A COVERED LOSS (\$300,000 X 2%). THIS MEANS THAT, FOR EXAMPLE:

IF THE COVERED LOSS TO THE DWELLING IS \$25,000 AND THE COVERED LOSS TO PERSONAL PROPERTY IS \$10,000 FOR A TOTAL COVERED LOSS OF \$35,000, THE POLICYHOLDER IS RESPONSIBLE FOR PAYING A \$6,000 DEDUCTIBLE AND THE INSURER IS RESPONSIBLE FOR THE BALANCE OF THE COVERED LOSS, OR \$29,000.

IF THE COVERED LOSS TO THE DWELLING IS \$5,000, THE POLICYHOLDER IS RESPONSIBLE FOR PAYING THE ENTIRE COVERED LOSS BECAUSE THE TOTAL AMOUNT OF THE COVERED LOSS IS LESS THAN THE PERCENTAGE DEDUCTIBLE, WHICH IS \$6,000.”.

(C) (1) AN INSURER MAY SATISFY THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION IF, ON THE DECLARATIONS PAGE OF THE POLICY OF HOMEOWNER’S INSURANCE OR IN A SEPARATE STATEMENT, THE INSURER STATES:

(I) THE ACTUAL PERCENTAGE OF THE PERCENTAGE DEDUCTIBLE;

(II) THE DOLLAR AMOUNT OF THE PERCENTAGE DEDUCTIBLE AS IT RELATES TO THE POLICY OF HOMEOWNER’S INSURANCE; AND



**(III) THE CIRCUMSTANCES UNDER WHICH THE DEDUCTIBLE APPLIES.**

**(2) THE STATEMENT SHALL BE TITLED, IN AT LEAST 12 POINT TYPE, “PERCENTAGE DEDUCTIBLE NOTICE”.**;

and in lines 30 and 32, in each instance, strike “October 1, 2016” and substitute “January 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 Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

**House Bill 720 – Delegate Kramer**

AN ACT concerning

**Motor Vehicle Insurance – Insurance Identification Card – Carrying Proof of Coverage – Uninsured Motorist Education and Enforcement Fund**

**HB0720/743693/1**

BY: Economic Matters Committee

**AMENDMENTS TO HOUSE BILL 720**  
**(First Reading File Bill)**

**AMENDMENT NO. 1**

On page 1, in line 14, strike “not”; in line 19, after “regulations;” insert “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;”; and after line 29, insert:

“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)”.

#### AMENDMENT NO. 2

On page 2, in line 23, after the semicolon insert “**AND**”; and strike beginning with the semicolon in line 25 down through “**REQUIRES**” in line 26.

On page 3, in line 6, strike “**PLAY**” and substitute “**PLAN**”; and in lines 29 and 30, strike beginning with “**EXCEPT**” in line 29 down through “**NOT**” in line 30 and substitute “**MAY**”.

#### AMENDMENT NO. 3

On page 3, after line 8, insert:

“Article – State Finance and Procurement

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

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

84. the Economic Development Marketing Fund; [and]

85. the Military Personnel and Veteran-Owned Small Business No-Interest Loan Fund; AND

86. THE UNINSURED MOTORIST EDUCATION AND ENFORCEMENT FUND.”.

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 958 – Delegate Jameson**

AN ACT concerning

### **Insurance – Rate Filings – Trade Secrets**

**HB0958/353692/1**

BY: Economic Matters Committee

### AMENDMENTS TO HOUSE BILL 958

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 3, after “confidentiality” insert “, under certain circumstances.”; strike beginning with “authorizing” in line 5 down through “public” in line 7 and substitute “providing that certain information is not subject to subpoena”; in line 7, after “Commissioner” insert “, if the Commissioner makes a certain determination.”; in line 8, after “determination” insert “and to make certain material open to public inspection”; in the same line, after “time” insert “, with a certain exception”; and in line 14, after “information;” insert “providing for the construction of certain provisions of this Act;”.

#### AMENDMENT NO. 2

On page 3, in line 5, after “**2.**” insert “**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH AND**”; in line 7, after “SUBPOENA” insert “**SERVED ON THE COMMISSIONER OR ANY RECIPIENT OF PROPRIETARY RATE-RELATED**”.

INFORMATION UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH"; in line 8, after "(II)" insert "1."; in the same line, strike "IF" and substitute "EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, IF"; in line 12, after "SHALL" insert ";

A.;

strike beginning with "AT" in line 13 down through "PUBLIC" in line 14 and substitute "AND

B. MAKE THE MATERIAL OPEN TO PUBLIC INSPECTION 10 BUSINESS DAYS AFTER THE DATE THE COMMISSIONER GIVES NOTICE OF THE DETERMINATION TO THE INSURER.

2. THE COMMISSIONER MAY NOT DISCLOSE THE MATERIAL IF:

A. THE INSURER HAS NOT PUT THE RATE FILING INTO EFFECT; AND

B. WITHIN THE TIME PERIOD DESCRIBED IN SUBSUBPARAGRAPH 1B OF THIS SUBPARAGRAPH, THE INSURER WITHDRAWS THE RATE FILING AND NOTIFIES THE COMMISSIONER THAT THE RATE FILING IS WITHDRAWN";

and in line 32, after "AUTHORITY" insert ", INCLUDING THE UNITED STATES DEPARTMENT OF JUSTICE AND THE MARYLAND ATTORNEY GENERAL, IF ACTING IN A LAW ENFORCEMENT CAPACITY".

On page 4, after line 13, insert:

"(4) THIS SUBSECTION MAY NOT BE CONSTRUED TO:

(I) AUTHORIZE AN INSURER TO DESIGNATE THE RATING FACTORS USED TO CALCULATE THE PREMIUM AS PROPRIETARY RATE-RELATED INFORMATION; OR

**(II) AUTHORIZE THE COMMISSIONER TO KEEP THE RATING FACTORS CONFIDENTIAL.**

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 1069 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Entertainment Concessionaire  
and Facility Licenses  
PG 311–16**

**HB1069/593596/1**

BY: Economic Matters Committee

**AMENDMENTS TO HOUSE BILL 1069**

(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 13, strike “provide complimentary” and substitute “accept customer-earned credits for the”; in line 15, strike “and for off-premises consumption, subject to a certain exception”; strike beginning with the second “specifying” in line 16 down through “outlets,” in line 18; and in line 20, strike “cigars, for smoking in the lounge, and”.

**AMENDMENT NO. 2**

On page 2, strike beginning with the colon in line 16 down through “1.” in line 17; and strike in their entirety lines 19 and 20.

On page 3, strike beginning with “EXCEPT” in line 8 down through the first “THE” in line 9 and substitute “THE”; in lines 9 and 10, strike “PROVIDE COMPLIMENTARY” and substitute “ACCEPT CUSTOMER-EARNED CREDITS FOR THE”; in line 12, strike the colon; in line 13, strike “1.”; strike beginning with the semicolon in line 14 down through

“CONTAINER” in line 16; strike beginning with “PROVIDED” in line 17 down through “LICENSE” in line 18 and substitute “SERVED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH”; strike in their entirety lines 20 through 22, inclusive; in lines 23 and 29, strike “(6)” and “(8)”, respectively, and substitute “(5)” and “(6)”, respectively; strike in their entirety lines 26 through 28, inclusive; and strike beginning with “CIGARS,” in line 32 down through “AND” in line 33.

On page 5, strike beginning with “EXCEPT” in line 17 down through the first “THE” in line 18 and substitute “THE”; in lines 18 and 19, strike “PROVIDE COMPLIMENTARY” and substitute “ACCEPT CUSTOMER–EARNED CREDITS FOR THE”; in line 21, strike the colon; in line 22, strike “1.”; strike beginning with the semicolon in line 23 down through “CONTAINER” in line 25; strike beginning with “PROVIDED” in line 26 down through “LICENSE” in line 27 and substitute “SERVED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH”; and strike in their entirety lines 29 through 31, inclusive.

On page 6, in lines 1 and 7, strike “(7)” and “(9)”, respectively, and substitute “(6)” and “(7)”, respectively; strike in their entirety lines 4 through 6, inclusive; and in line 10, strike “CIGARS, FOR SMOKING IN THE LOUNGE, AND”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

### **House Bill 1165 – Delegate Lisanti**

AN ACT concerning

#### **Vehicle Laws – Lapse or Termination of Required Security – Notice**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 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**

**HB1406/293590/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1406

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “Department” in line 2 down through “Schools” in line 3 and substitute “Task Force to Study the Adult High School Concept”; strike beginning with “repealing” in line 4 down through “Regulation” in line 12 and substitute “establishing the Task Force to Study the Adult High School Concept; 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 the adult high school concept; requiring the Task Force to report its findings and recommendations to the presiding officers of the General Assembly and certain committees of the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Task Force to Study the Adult High School Concept”; strike in their entirety lines 13 through 22, inclusive; and in line 24, strike “the Laws of Maryland read as follows”.

AMENDMENT NO. 2

On pages 1 through 3, strike in their entirety the lines beginning with line 25 on page 1 through line 16 on page 3, inclusive.

AMENDMENT NO. 3

On page 3, after line 16, insert:

“(a) There is a Task Force to Study the Adult High School Concept.

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

- (1) one member of the Senate of Maryland, appointed by the President of the Senate;
- (2) one member of the House of Delegates, appointed by the Speaker of the House;
- (3) the Secretary of Labor, Licensing, and Regulation, or the Secretary's designee;
- (4) the State Superintendent of Schools, or the State Superintendent's designee;
- (5) a representative of the Baltimore Metropolitan Council, appointed by the Executive Director of the Council;
- (6) a representative of the Job Opportunity Task Force, appointed by the Executive Director of the Task Force;
- (7) a representative of the Governor's Workforce Investment Board, appointed by the Governor;
- (8) a representative of the Maryland Adult Learning Advisory Council, appointed by the Chair of the Council;
- (9) a representative of the Maryland Association of Adult and Community Education, appointed by the President of the Board of Directors of the Association;
- (10) a representative of the Montgomery Coalition for Adult English Literacy, appointed by the Executive Director of the Coalition;
- (11) one member of the Workforce Development Committee of the Opportunity Collaborative, appointed by the Co-Chairs of the Collaborative;
- (12) one representative of a local education agency, appointed by the Executive Director of the Maryland Association of the Boards of Education;
- (13) a superintendent of a local public school system in the State, appointed by the Executive Director of the Public School Superintendents Association of Maryland;



(14) a representative of the Baltimore Workforce Funders Collaborative, appointed by the Director of the Collaborative;

(15) two representatives of adult education providers, appointed by the Secretary of Labor, Licensing, and Regulation; and

(16) a representative of a community college, appointed by the Maryland Association of Community Colleges.

(c) The chair of the Task Force shall be selected by a majority vote of the members of the Task Force.

(d) The Department of Labor, Licensing, and Regulation and the State Department of Education shall provide staff for the Task Force.

(e) A member of the Task Force:

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

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

(f) The Task Force shall:

(1) study, and identify best practices with regard to, the following issues:

(i) eligibility requirements and financial stability and capacity standards for adult high school operators;

(ii) accreditation of adult high school operators, teachers, and instructors, including the appropriate accrediting agencies, standards for accreditation, and compliance and enforcement of standards;

(iii) adult high school operator reporting requirements and data collection, including effectiveness criteria that consider matriculation rates, degree attainment, types of credit, certification, and degrees awarded, alternative high school diplomas, GED, or External Diploma Program, and job placement;

(iv) matriculation requirements, including admission criteria and identification of the entity that will certify successful completion of an adult high school program, admission policy, student residency requirements, student transfers from the secondary education system, and a process for recruiting and selecting students;

(v) curriculum content and requirements, including graduation credits and requirements, identification of the curriculum development entity, programs of study, course length and intensity requirements, the appropriate provisions of adult learner and skills services and services to underserved special needs populations and English language learners, and standards for flexibility and innovation;

(vi) funding requirements and options, including various models and model sustainability, public funding options, tuition-based models, and financial aid options; and

(vii) any other issues relevant to the development of the adult high school concept as determined by the Task Force, including limits on the numbers of adult high schools, impact of wraparound services, requirements for physical student presence at school, and online services; and

(2) make recommendations regarding enabling legislation and regulations for the establishment and regulation of adult high schools.

(g) (1) On or before December 15, 2016, the Task Force shall submit an interim report on its findings and recommendations, in accordance with § 2–1246 of the State Government Article, to the President of the Senate, the Speaker of the House of Delegates, the Senate Education, Health, and Environmental Affairs Committee, the House Committee on Ways and Means, and the House Economic Matters Committee of the General Assembly.

(2) On or before June 30, 2017, the Task Force shall submit a final report on its findings and recommendations, in accordance with § 2–1246 of the State Government Article, to the President of the Senate, the Speaker of the House of Delegates, the Senate Education, Health, and Environmental Affairs Committee, the House Committee on Ways and Means, and the House Economic Matters Committee of the General Assembly.”;

and in line 18, after “2016.” insert “It shall remain effective for a period of 1 year and, at the end of June 30, 2017, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1448 – Delegate Vaughn**

AN ACT concerning

**Business Regulation – Home Builder Registration – Fees**

**HB1448/323994/1**

BY: Economic Matters Committee

AMENDMENT TO HOUSE BILL 1448

(First Reading File Bill)

On page 4, in line 3, strike “**24**” and substitute “**74**”; and in line 5, strike “**25**” and substitute “**75**”.

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 1453 – Delegate Vaughn**

AN ACT concerning

**Real Estate Licensees – Verification of Service Provider Licensing Status**

**HB1453/723891/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1453  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “verify” insert “annually”; and strike beginning with “at” in line 7 down through “time” in line 8.

AMENDMENT NO. 2

On page 2, in line 10, strike “**FIRST**” and substitute “ANNUALLY”; and in line 11, strike “**CURRENTLY**”.

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 1457 – Delegates Vaughn and Mautz**

AN ACT concerning

**Land Surveyors – Qualifications for License – Education, Experience, and  
Examination Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1469 – Delegate Carey**

AN ACT concerning

**Real Estate Brokers – Agency Relationships in Residential Real Estate  
Transactions – Disclosure and Consent Requirements**

**HB1469/163094/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1469

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike the third “a”; and in line 7, strike “exception” and substitute “exceptions”.

AMENDMENT NO. 2

On page 5, in line 9, strike “**PARAGRAPH (2)**” and substitute “**PARAGRAPHS (2) AND (3)**”; and after line 16, insert:

**“(3) IN ADDITION TO THE WRITTEN DISCLOSURE REQUIRED UNDER SUBSECTION (B) OF THIS SECTION:**

**(I) IF THE FIRST CONTACT BETWEEN A SELLER’S AGENT AND A PROSPECTIVE BUYER OR LESSOR IS NOT A FACE-TO-FACE CONTACT, THE SELLER’S AGENT SHALL DISCLOSE, THROUGH THE MEDIUM IN WHICH THE CONTACT OCCURS, THAT THE SELLER’S AGENT REPRESENTS THE SELLER OR LESSOR; AND**

**(II) IF THE FIRST CONTACT BETWEEN A BUYER’S AGENT AND A PROSPECTIVE SELLER OR LESSEE IS NOT A FACE-TO-FACE CONTACT, THE BUYER’S AGENT SHALL DISCLOSE, THROUGH THE MEDIUM IN WHICH THE CONTACT OCCURS, THAT THE BUYER’S AGENT REPRESENTS THE BUYER OR LESSEE.”**

AMENDMENT NO. 3

On page 8, in line 12, strike “identify” and substitute “**INCLUDE AN AFFIRMATION THAT IDENTIFIES**”; strike beginning with the second “**THE**” in line 13 down through “**OF**” in line 14; in line 31, after “seller,” insert “**NEITHER AN INTRA-COMPANY AGENT NOR**”; in the same line, strike “not”; and in lines 33 and 34, in each instance, strike the bracket.

On page 9, in line 1, after “buyer,” insert “**NEITHER AN INTRA-COMPANY AGENT NOR**”; in the same line, strike “not”; and in lines 3 and 4, in each instance, strike the bracket.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT #8**

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

**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**

**HB1247/306988/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 1247

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “from” insert “certain”; strike beginning with “requiring” in line 7 down through “Act;” in line 8; in line 8, after “change;” insert “altering certain definitions;”; in line 13, after “1–202” insert “, 15–10A–01(c), and 15–10D–01(d)”; and after line 15, insert:

“BY repealing and reenacting, without amendments,

Article – Insurance

Section 15–10A–01(a) and 15–10D–01(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 1, in line 20, before “This” insert “(A)”.

On page 4, in line 1, after “(5)” insert “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION,”; in line 5, after “YEAR” insert “, FOR THE STUDENT HEALTH PLAN THAT WILL BE OFFERED TO STUDENTS FOR THE UPCOMING SCHOOL YEAR,”; in line 15, strike the second “AND”; in line 17, after “AGENCIES” insert “; AND”

(V) THE INSTITUTION OPERATES THE STUDENT HEALTH PLAN IN COMPLIANCE WITH TITLE 15, SUBTITLES 10A AND 10D OF THIS ARTICLE”;

and after line 17, insert:

“(B) TITLE 15, SUBTITLES 10A AND 10D OF THIS ARTICLE APPLY TO A SELF-FUNDED STUDENT HEALTH PLAN OPERATED BY AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10-101 OF THE EDUCATION ARTICLE, THAT PROVIDES HEALTH CARE SERVICES TO ITS STUDENTS AND THEIR DEPENDENTS.

15-10A-01.

- (a) In this subtitle the following words have the meanings indicated.
- (c) “Carrier” means a person that offers a health benefit plan and is:
  - (1) an authorized insurer that provides health insurance in the State;
  - (2) a nonprofit health service plan;
  - (3) a health maintenance organization;
  - (4) a dental plan organization; [or]

(5) A SELF-FUNDED STUDENT HEALTH PLAN OPERATED BY AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10-101 OF THE EDUCATION ARTICLE, THAT PROVIDES HEALTH CARE TO ITS STUDENTS AND THEIR DEPENDENTS; OR

[(5)](6) except for a managed care organization as defined in Title 15, Subtitle 1 of the Health – General Article, any other person that provides health benefit plans subject to regulation by the State.

15-10D-01.

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

- (d) “Carrier” means a person that offers a health benefit plan and is:
- (1) an authorized insurer that provides health insurance in the State;
  - (2) a nonprofit health service plan;
  - (3) a health maintenance organization;
  - (4) a dental plan organization; [or]

**(5) A SELF-FUNDED STUDENT HEALTH PLAN OPERATED BY AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10-101 OF THE EDUCATION ARTICLE, THAT PROVIDES HEALTH CARE TO ITS STUDENTS AND THEIR DEPENDENTS; OR**

**[(5)](6) except for a managed care organization, as defined in Title 15, Subtitle 1 of the Health – General Article, any other person that offers a health benefit plan subject to regulation by the State.”.**

### AMENDMENT NO. 3

On page 4, in line 22, strike “2015” and substitute “2016”; in the same line, strike “2016” and substitute “2017”; strike in their entirety lines 23 through 26, inclusive; and in line 27, strike “4.” 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.

### **THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #14**

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

**House Bill 326 – Chair, Environment and Transportation Committee (By Request – Departmental – Housing and Community Development)**

AN ACT concerning



**Housing and Community Development – Business Lending and Neighborhood  
Revitalization**

**HB0326/700319/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 326  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 21, after “assistance;” insert “requiring the Department to reserve a certain amount of money to make financial assistance available to certain projects located in sustainable communities;”; and in line 28, after “circumstances;” insert “declaring the intent of the General Assembly; requiring the Department to report to certain committees of the General Assembly on or before a certain date;”.

AMENDMENT NO. 2

On page 9, strike in their entirety lines 6 through 23, inclusive, and substitute:

“6-206.

(b) (1) The Department SHALL PROVIDE WRITTEN NOTICE TO THE POLITICAL SUBDIVISION IN WHICH THE PROPOSED PROJECT IS LOCATED.

(2) EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION, THE DEPARTMENT may not approve an application unless the political subdivision in which the proposed project is located approves the application by:

(i) resolution; or

(ii) letter, delivered to the Department by the political subdivision’s authorized designee, expressing support for the plan or project.

~~[(2)]~~ (3) If an application affects a sustainable community entirely within a municipal corporation, the approval must come from the municipal corporation rather than the surrounding county.

~~[(3)]~~ (4) If an application affects a sustainable community within more than one political subdivision, each political subdivision must approve it by:

(i) resolution; or

(ii) letter, delivered to the Department by the political subdivision's authorized designee, expressing support for the plan or project.

**(5) IF THE DEPARTMENT DOES NOT RECEIVE NOTICE OF APPROVAL OR DENIAL OF AN APPLICATION FROM THE AFFECTED JURISDICTIONS WITHIN 45 DAYS AFTER NOTICE OF THE PROPOSED PROJECT IS GIVEN IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT MAY APPROVE THE APPLICATION.**”.

On page 12, in line 19, after “Program;” insert “AND”; strike in their entirety lines 20 through 23, inclusive; in line 24, strike “(4)” and substitute “(3)”; and in line 26, after “(c)” insert “**(1) THE DEPARTMENT SHALL PROVIDE WRITTEN NOTICE TO THE POLITICAL SUBDIVISION IN WHICH THE PROPOSED PROJECT IS LOCATED.**”.

**(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THE DEPARTMENT MAY NOT APPROVE AN APPLICATION UNLESS THE POLITICAL SUBDIVISION IN WHICH THE PROPOSED PROJECT IS LOCATED APPROVES THE APPLICATION BY:**

**(I) RESOLUTION; OR**

**(II) LETTER, DELIVERED TO THE DEPARTMENT BY THE POLITICAL SUBDIVISION'S AUTHORIZED DESIGNEE, EXPRESSING SUPPORT OF THE PLAN OR PROJECT.**

**(3) IF THE DEPARTMENT DOES NOT RECEIVE NOTICE OF APPROVAL OR DENIAL OF AN APPLICATION FROM THE AFFECTED JURISDICTIONS WITHIN 45 DAYS AFTER NOTICE OF THE PROPOSED PROJECT IS GIVEN IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT MAY APPROVE THE APPLICATION.**

**(D)**”.

On page 17, strike in their entirety lines 1 through 17, inclusive, and substitute:

“(c) (1) The DEPARTMENT SHALL PROVIDE WRITTEN NOTICE TO THE POLITICAL SUBDIVISION IN WHICH THE PROPOSED PROJECT IS LOCATED.

(2) EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION, THE Department may not approve a proposal submitted under this section unless the proposal is approved by the governing body or authorized designee of:

(i) each county that includes any of the priority funding area that benefits from the project, if the project is not in a municipal corporation;

(ii) each municipal corporation that includes any of the priority funding area that benefits from the project; or

(iii) each political subdivision that includes any of the priority funding area that benefits from the project, if the priority funding area is partly within and partly outside of any municipal corporation.

~~[(2)]~~ **(3)** An approval shall:

(i) be in writing; and

(ii) state the maximum amount of contributions to the approved project that are eligible for a tax credit under § 6–404 of this subtitle.

(4) IF THE DEPARTMENT DOES NOT RECEIVE NOTICE OF APPROVAL OR DENIAL OF AN APPLICATION FROM THE AFFECTED JURISDICTIONS WITHIN 45 DAYS AFTER NOTICE OF THE PROPOSED PROJECT IS GIVEN IN ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT MAY APPROVE THE APPLICATION.

~~[(3)]~~ **(5)** The sum of contributions eligible for a tax credit under § 6–404 of this subtitle for all approved projects for a fiscal year may not exceed \$3,500,000.”.

AMENDMENT NO. 3

On page 13, after line 7, insert:

“(E) THE DEPARTMENT SHALL RESERVE AT LEAST THE LESSER OF \$5,000,000 OR THE ANNUAL CAPITAL APPROPRIATION FOR THE FUND TO MAKE FINANCIAL ASSISTANCE AVAILABLE TO PROJECTS LOCATED IN SUSTAINABLE COMMUNITIES.”.

AMENDMENT NO. 4

On page 17, after line 17, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that in implementing this Act the Department of Housing and Community Development fund, to the greatest extent possible, a number of business projects located in sustainable communities that is comparable to the number of business projects located in priority funding areas outside sustainable communities.

SECTION 4. AND BE IT FURTHER ENACTED, That, on or before December 31, 2018, the Department of Housing and Community Development shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Environment and Transportation Committee, in accordance with § 2-1246 of the State Government Article, on the financial assistance provided to business projects after the effective date of this Act, including:

- (1) the total number of projects assisted and applications received;
- (2) the amount and type of financial assistance provided by the Department including the Maryland Housing Fund and the Community Development Administration;
- (3) the amount of financial assistance provided in sustainable communities and priority funding areas; and
- (4) information on each project, including location, recipient’s name, and the amount of financial assistance received from each program.”;

and in line 18, strike “3.” and substitute “5.”.

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 525 – Delegates Beidle, Flanagan, Fraser–Hidalgo, Frush, Lam, McCray, Stein, and Szeliga**

AN ACT concerning

**Vehicle Laws – Manufacturers and Dealers**

**HB0525/340111/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 525

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “prohibiting” in line 3 down through “manner” in line 8 and substitute “prohibiting a motor vehicle manufacturer, distributor, or factory branch from taking certain action against a motor vehicle dealer for the provision of certain notice, documents, or information to certain persons; prohibiting a manufacturer from taking certain action against a dealer for performing certain repairs on a vehicle under certain circumstances; prohibiting a dealer from sending certain notice to a person that states or implies that certain circumstances exist based on certain information; requiring a manufacturer to provide certain compensation to certain dealers under certain circumstances; providing for the construction of certain provisions of this Act”; and in line 17, after “15–212(c)(12)” insert “, (13), (14), and (15)”.

AMENDMENT NO. 2

On pages 2 and 3, strike the lines beginning with line 22 on page 2 through line 9 on page 3, inclusive, and substitute:

**“(12) A LICENSEE MAY NOT PROHIBIT A DEALER FROM, OR TAKE ANY ADVERSE ACTION AGAINST A DEALER FOR, PROVIDING:**

**(I) WRITTEN NOTICE TO A PERSON THAT CONTAINS INFORMATION RELATED ONLY TO A SAFETY–RELATED RECALL UNDER FEDERAL LAW;**

(II) A COPY OF A TECHNICAL SERVICE BULLETIN TO A CUSTOMER:

1. IN RESPONSE TO A REQUEST BY THE CUSTOMER REGARDING A SPECIFIC CONDITION TO WHICH THE TECHNICAL SERVICE BULLETIN APPLIES; OR

2. AFTER THE DEALER VERIFIES THAT THE VEHICLE IS SUBJECT TO THE CONDITION AND REQUIRES THE REPAIRS DESCRIBED IN THE TECHNICAL SERVICE BULLETIN; OR

(III) WRITTEN NOTICE TO A PERSON THAT MAKES THE PERSON AWARE OF INFORMATION AVAILABLE ON WWW.SAFERCAR.GOV.

(13) PARAGRAPH (12) OF THIS SUBSECTION MAY NOT BE CONSTRUED TO AUTHORIZE A DEALER TO MAIL OR OTHERWISE DISTRIBUTE A TECHNICAL SERVICE BULLETIN TO A PERSON OTHER THAN THE CUSTOMER WHILE THE CUSTOMER'S VEHICLE IS BEING REPAIRED BY THE DEALER.

(14) (I) A LICENSEE MAY NOT DENY A CLAIM, REDUCE THE AMOUNT OF COMPENSATION TO A DEALER, OR PROCESS A CHARGE BACK TO A DEALER FOR PERFORMING COVERED WARRANTY OR REQUIRED RECALL REPAIRS ON A VEHICLE:

1. FOR RESOLVING A CONDITION COVERED BY THE LICENSEE'S ORIGINAL WARRANTY;

2. FOR REMEDYING A SAFETY-RELATED DEFECT THAT IS SUBJECT TO AN OUTSTANDING RECALL UNDER FEDERAL LAW;

3. IF THE DEALER PROPERLY PERFORMED THE REPAIRS AND SUBMITTED THE CLAIMS; OR

4. IF THE DEALER DISCOVERED THE NEED FOR REPAIRS;

A. DURING THE COURSE OF A SEPARATE REPAIR REQUESTED BY THE CUSTOMER; OR

B. THROUGH NOTICE OF AN OUTSTANDING RECALL UNDER FEDERAL LAW FOR A SAFETY-RELATED DEFECT.

(15) NOTWITHSTANDING PARAGRAPHS (12) AND (13) OF THIS SUBSECTION, A DEALER MAY NOT SEND AN UNSOLICITED NOTICE TO A PERSON THAT STATES OR IMPLIES THAT REPAIRS ARE NEEDED ON THE PERSON'S VEHICLE OR THAT THE VEHICLE IS UNSAFE BASED SOLELY ON INFORMATION IN A TECHNICAL SERVICE BULLETIN."

AMENDMENT NO. 3

On pages 3 and 4, strike beginning with "IN" in line 25 on page 3 down through "AVAILABLE" in line 18 on page 4 and substitute "IF A LICENSEE ISSUES A STOP SALE DIRECTIVE APPLICABLE TO A USED VEHICLE MANUFACTURED BY THE LICENSEE TO A DEALER THAT HOLDS A FRANCHISE FROM THE LICENSEE AND THERE ARE NO REMEDIES OR PARTS AVAILABLE TO FIX THE MOTOR VEHICLE, THE LICENSEE SHALL COMPENSATE THE DEALER BY:

(1) PROVIDING PAYMENT TO THE DEALER AT A RATE OF AT LEAST 1% PER MONTH OR PORTION OF A MONTH OF THE VALUE OF THE VEHICLE, PLUS THE COST OF REPAIRS AND RECONDITIONING INCURRED BY THE DEALER; OR

(2) COMPENSATING THE DEALER UNDER A NATIONAL PROGRAM THAT IS APPLICABLE TO ALL DEALERS HOLDING A FRANCHISE FROM THE LICENSEE FOR THE DEALER'S COSTS ASSOCIATED WITH THE STOP SALE DIRECTIVE".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Bromwell moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

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

**House Bill 839 – Delegates Lam, Barve, Ebersole, Fraser–Hidalgo, Frick, Krimm,  
Lafferty, Luedtke, Platt, and Turner**

AN ACT concerning

**Vehicle Laws – Plug–In Electric Drive Vehicles – Reserved Parking Spaces**

**HB0839/850318/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 839

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “connected for charging purposes”.

AMENDMENT NO. 2

On page 2, strike beginning with “THAT” in line 23 down through “PURPOSES” in line 24.

On page 3, in line 2, strike “AND”; and strike beginning with “THAT” in line 3 down through “EXPENSE” in line 4 and substitute “THE MAXIMUM FINE THAT MAY BE INCURRED FOR A VIOLATION; AND”

**(4) MEET ANY APPLICABLE STATE AND FEDERAL REQUIREMENTS FOR PARKING SIGNS**”.

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 848 – Delegates Lam, Carr, Ebersole, Hill, Jalisi, Pena–Melnyk, and Pendergrass**

AN ACT concerning



**Vehicle Laws – Causing Diesel Emissions to Discharge Onto  
Another – Prohibition**

**HB0848/210619/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 848  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “excess” and substitute “clearly visible”.

AMENDMENT NO. 2

On page 1, in line 18, after “NOT” insert “KNOWINGLY OR INTENTIONALLY”; in the same line, strike “EXCESS” and substitute “CLEARLY VISIBLE”; in line 21, strike the second “A” and substitute “:

**(1) A**;

and in line 23, after “TOWING” insert “;

**(2) A COMMERCIAL VEHICLE WITH A GROSS WEIGHT OF 10,000 POUNDS OR MORE; OR**

**(3) A CONSTRUCTION VEHICLE OPERATING AT A CONSTRUCTION SITE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Hornberger moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

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

**House Bill 915 – Delegates Jacobs, Carozza, Cassilly, Hornberger, S. Howard, Malone, Mautz, Otto, and Reilly**

AN ACT concerning

**Crabs – Harvest Times – Trotlines and Crab Pots**

**HB0915/160010/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 915

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Reilly” and substitute “Reilly, Arentz, Metzgar, and Sample–Hughes”; strike line 2 in its entirety and substitute “Tidal Fish License – Catching Crabs Using Trotline Gear – Holidays”; in line 3, strike “requiring” and substitute “authorizing”; in the same line, after “adopt” insert “certain”; strike beginning with “that” in line 4 down through “option” in line 10 and substitute “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 in line 11, strike “harvest times for crabs using trotlines and crab pots” and substitute “tidal fish licenses”.

AMENDMENT NO. 2

On page 2, in line 18, strike “If” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, IF**”; in line 20, strike the brackets; in the same line, strike “**SUBJECT TO SUBSECTION (C) OF THIS SECTION, THE**”; and after line 25, insert:

**“(3) NOTWITHSTANDING PARAGRAPH (2) OF THIS SUBSECTION, IF THE DEPARTMENT AUTHORIZES THE WORKDAY TO BEGIN EARLIER THAN 1 HOUR BEFORE SUNRISE, THEN THE DEPARTMENT MAY ADOPT REGULATIONS TO RESTRICT A TIDAL FISH LICENSEE WHO CATCHES CRABS USING TROTLINE GEAR TO A WORKDAY OF AT LEAST 10 HOURS PER DAY, EXCLUDING TIME SPENT SETTING OR TAKING UP GEAR, ON THE FOLLOWING HOLIDAYS AND THE WEEKEND EITHER BEFORE OR AFTER THE HOLIDAY:**

**(I) MEMORIAL DAY;**

**(II) INDEPENDENCE DAY; AND**

**(III) LABOR DAY.**

On pages 2 and 3, strike in their entirety the lines beginning with line 26 on page 2 through line 11 on page 3.

On page 3, in line 12, strike the brackets; and in the same line, strike “(D)”.

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 1010 – Delegates Lierman, Gaines, Beidle, B. Barnes, Branch, Brooks, Busch, Clippinger, Davis, Ebersole, Fennell, Frush, Gutierrez, Haynes, Hettleman, Hixson, Holmes, C. Howard, Lafferty, Luedtke, McCray, McIntosh, A. Miller, Moon, Platt, B. Robinson, Smith, Tarlau, and Waldstreicher**

AN ACT concerning

**Maryland Transit Administration Oversight and Planning Board**

**HB1010/460910/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 1010

(First Reading File Bill)

On page 1, in line 9, strike “strategic” and substitute “comprehensive multimodal transit development”; in line 12, after “Administration” insert “, the MARC Riders Advisory Council for the Maryland Transit Administration, and the Accessible Transportation Advisory Council for the Maryland Transit Administration”; in line 13, strike “Council” and substitute “respective Councils”; in line 14, strike “the” and substitute “a”; in line 15, strike “a certain term” and substitute “certain terms”; in line 20, strike “7–203 and”; and in line 25, strike “and 7–213” and substitute “7–213, 7–214, and 7–215”.

On page 2, strike in their entirety lines 5 through 14, inclusive; and strike beginning with “DESIGNATE” in line 16 down through the second “TO” in line 17 and substitute “PROVIDE STAFF SUPPORT FOR”.

On page 3, in line 19, after “ADMINISTRATION,” insert “DESIGNATED BY THE COUNCIL AND”; in the same line, strike “AND”; after line 19, insert:

“(VII) ONE MEMBER OF THE MARC RIDERS ADVISORY COUNCIL FOR THE MARYLAND TRANSIT ADMINISTRATION, DESIGNATED BY THE COUNCIL AND APPOINTED BY THE GOVERNOR;

(VIII) ONE MEMBER OF THE ACCESSIBLE TRANSPORTATION ADVISORY COUNCIL FOR THE MARYLAND TRANSIT ADMINISTRATION, DESIGNATED BY THE COUNCIL AND APPOINTED BY THE GOVERNOR; AND”;

in line 20, strike “(VII)” and substitute “(IX)”; and after line 28, insert:

“(3) WHEN APPOINTING THE MEMBERS OF THE GENERAL ASSEMBLY TO THE BOARD UNDER PARAGRAPH (1)(IX) OF THIS SUBSECTION, THE PRESIDING OFFICERS SHALL:

(I) GIVE STRONG CONSIDERATION TO MEMBERS WHOSE BACKGROUND AND GENERAL ASSEMBLY COMMITTEE ASSIGNMENTS INVOLVE TRANSIT-RELATED MATTERS; AND

(II) ENDEAVOR TO ENSURE THAT THE APPOINTEES ENHANCE THE GEOGRAPHIC DIVERSITY OF THE BOARD.

(4) THE ADMINISTRATION SHALL:

(I) REVIEW THE MEMBERSHIP OF THE BOARD:

1. AT LEAST EVERY 5 YEARS; AND

2. WHENEVER A MAJOR INCREASE TO THE CAPACITY OF THE TRANSIT SYSTEM UNDER THE ADMINISTRATION TAKES PLACE, INCLUDING THE

OPENING OF THE PURPLE LINE IN MONTGOMERY AND PRINCE GEORGE'S COUNTIES; AND

(II) MAKE RECOMMENDATIONS TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY, ON ANY CHANGES THAT THE ADMINISTRATION BELIEVES SHOULD BE MADE TO THE MEMBERSHIP OF THE BOARD.”.

On page 4, after line 8, insert:

“(4) WHEN MAKING AN APPOINTMENT TO THE BOARD, THE APPOINTING AUTHORITY SHALL CONSIDER AS A FACTOR IN ASSESSING AN INDIVIDUAL’S SUITABILITY FOR THE APPOINTMENT THE INDIVIDUAL’S FAMILIARITY AND EXPERIENCE WITH LOCAL AND COMMUTER TRANSIT SERVICES OPERATED BY THE ADMINISTRATION, WHETHER AS A RIDER OR AN EMPLOYER OF REGULAR RIDERS OR BECAUSE OF OTHER EXPERIENCES OR CIRCUMSTANCES.”;

in line 10, strike “ANNUALLY” and substitute “EVERY 2 YEARS,”; and strike beginning with “AND” in line 22 down through “DUTIES” in line 23.

On page 5, in line 15, strike “RIGOROUS”; in line 18, strike “EDIT” and substitute “COMMENT”; in lines 18 and 19, strike “A STRATEGIC PLAN FOR TRANSIT EVERY 3 YEARS” and substitute “EVERY 5 YEARS A COMPREHENSIVE MULTIMODAL TRANSIT DEVELOPMENT PLAN”; in line 21, after “GOALS” insert “, INCLUDING PERFORMANCE GOALS AND METRICS,”; in lines 22 and 23, strike “THEN MAKE” and substitute “ISSUE WRITTEN”; in line 26, after “ON” insert “TRANSIT-RELATED”; and in line 29, strike “STRATEGIC” and substitute “COMPREHENSIVE MULTIMODAL TRANSIT DEVELOPMENT”.

On page 6, in lines 2 and 3, strike “BALTIMORE CITY AND THE COUNTIES IN THE BALTIMORE METROPOLITAN AREA” and substitute “ANY LOCAL GOVERNMENT”; in lines 11 and 28, in each instance, strike “STRATEGIC” and substitute “COMPREHENSIVE MULTIMODAL TRANSIT DEVELOPMENT”; in line 12, strike the third “THE”; in line 13, strike “COMMITTEE ON WAYS AND MEANS” and substitute “APPROPRIATIONS COMMITTEE”; in line 16, after “FROM” insert “A WIDE RANGE OF INTERESTED PARTIES, INCLUDING”; and strike beginning with the first “AND” in line 31 down through “SO” in line 32.

On page 7, in line 1, after “(2)” insert “(I) 1. THE COMPREHENSIVE MULTIMODAL TRANSIT DEVELOPMENT PLAN REQUIRED UNDER SUBSECTION (H)(2) OF THIS SECTION SHALL INCLUDE A DETAILED PLAN AND ANALYSIS OF THE ADMINISTRATION’S SERVICES, INCLUDING INFORMATION CONCERNING:

A. EACH MODE OF TRANSIT SERVICE PROVIDED BY THE ADMINISTRATION;

B. SHORT-TERM, MEDIUM-TERM, AND LONG-TERM GOALS AND PLANS FOR EACH MODE OF TRANSIT SERVICE AND FOR THE TRANSIT SYSTEM OVERALL; AND

C. NECESSARY FUNDING AND OTHER REQUIREMENTS FOR ACHIEVING THE ADMINISTRATION’S TRANSIT GOALS.

2. THE COMPREHENSIVE MULTIMODAL TRANSIT DEVELOPMENT PLAN ALSO SHALL INCLUDE:

A. SUFFICIENT DETAIL CONCERNING THE SHORT- TERM GOALS AND PLANS TO ALLOW THE BOARD TO GAIN A CLEAR UNDERSTANDING OF AND COMPLETE AN EVALUATION OF THE EFFECTIVENESS OF THE ADMINISTRATION’S CURRENT PERFORMANCE; AND

B. ANY OTHER INFORMATION REQUESTED BY THE BOARD OR DETERMINED BY THE ADMINISTRATION TO BE HELPFUL TO THE BOARD IN DISCHARGING THE BOARD’S DUTY TO INFORM THE PUBLIC OF THE ADMINISTRATION’S PLANS AND PERFORMANCE.

(II)”;

in lines 1 and 2, strike “STRATEGIC PLAN REQUIRED UNDER SUBSECTION (G)(2) OF THIS SECTION” and substitute “COMPREHENSIVE MULTIMODAL TRANSIT DEVELOPMENT PLAN”; in lines 4, 5, and 7, strike “(I)”, “(II)”, and “(III)”, respectively, and substitute “1.”, “2.”, and “3.”, respectively; in line 10, strike “THREE” and substitute “5”; in line 11, strike “AN” and substitute “IN ACCORDANCE WITH SUBSECTION (H)(2) OF THIS

SECTION, AN"; in the same line, strike "LONG-TERM MULTI-MODAL" and substitute "COMPREHENSIVE LONG-TERM MULTIMODAL TRANSIT DEVELOPMENT"; in line 14, strike "A RIDE-ON" and substitute "AN ON-BOARD OR ON-PLATFORM"; in line 21, strike "AT LEAST 13 MEMBERS" and substitute "RIDERS FROM EACH MODE OF TRANSIT OPERATED BY THE ADMINISTRATION AND WHO REPRESENT MULTIPLE LOCAL JURISDICTIONS"; in line 26, strike "1 YEAR" and substitute "2 YEARS"; and in line 27, strike "5" and substitute "6".

On page 8, in line 13, after "IMPROVEMENTS" insert "TO THE ADMINISTRATION AND THE MARYLAND TRANSIT ADMINISTRATION OVERSIGHT AND PLANNING BOARD"; in line 14, after "THE" insert "MARYLAND TRANSIT ADMINISTRATION OVERSIGHT AND PLANNING"; in line 19, strike "ONCE EACH MONTH" and substitute "QUARTERLY"; and in line 21, after "ADMINISTRATION;" insert "AND".

On page 9, after line 2, insert:

7-214.

(A) IN THIS SECTION, "COUNCIL" MEANS THE MARC RIDERS ADVISORY COUNCIL FOR THE MARYLAND TRANSIT ADMINISTRATION.

(B) THE ADMINISTRATION SHALL ESTABLISH THE MARC RIDERS ADVISORY COUNCIL FOR THE MARYLAND TRANSIT ADMINISTRATION.

(C) (1) THE COUNCIL SHALL INCLUDE MARC RIDERS FROM ALL GEOGRAPHIC AREAS OF THE STATE SERVED BY MARC.

(2) THE ADMINISTRATION SHALL APPOINT AT LEAST ONE REPRESENTATIVE OF AN ADVOCACY ORGANIZATION FOR MARC RIDERS AS A MEMBER OF THE COUNCIL.

(3) EACH MEMBER OF THE COUNCIL:

(I) SERVES FOR A TERM OF 2 YEARS; AND

(II) MAY NOT SERVE FOR MORE THAN 6 CONSECUTIVE YEARS.

(4) THE TERM OF A MEMBER BEGINS ON JANUARY 1.

(5) A MEMBER OF THE COUNCIL:

(I) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE COUNCIL; BUT

(II) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.

(D) THE ADMINISTRATION SHALL ESTABLISH AND MAINTAIN AN OFFICIAL PUBLIC WEB SITE FOR THE COUNCIL.

(E) (1) THE PURPOSE OF THE COUNCIL IS TO SOLICIT AND RECEIVE COMMENTS FROM MARC RIDERS AND THE PUBLIC GENERALLY AND PROVIDE RECOMMENDATIONS FOR SERVICE IMPROVEMENTS TO THE ADMINISTRATION AND THE MARYLAND TRANSIT ADMINISTRATION OVERSIGHT AND PLANNING BOARD.

(2) THE COUNCIL SHALL SUMMARIZE AND REPORT TO THE MARYLAND TRANSIT ADMINISTRATION OVERSIGHT AND PLANNING BOARD AND THE ADMINISTRATION THE COMMENTS AND RECOMMENDATIONS IT RECEIVES UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(F) THE COUNCIL SHALL:

(1) ADOPT BYLAWS TO GOVERN ITS OPERATIONS;

(2) MEET AT LEAST QUARTERLY;

(3) AT EACH MEETING, RECEIVE PUBLIC COMMENTS FROM MARC RIDERS AND THE PUBLIC GENERALLY; AND

(4) KEEP MINUTES OF ITS MEETINGS AND POST ALL MINUTES, RECORDS, NOTICES, COMMENTS, OR OTHER INFORMATION ISSUED BY THE COUNCIL



OR RECEIVED FROM MARC RIDERS AND THE PUBLIC GENERALLY IN A SEARCHABLE DATABASE ON THE COUNCIL'S WEB SITE ESTABLISHED AND MAINTAINED BY THE ADMINISTRATION.

(G) (1) THE COUNCIL SHALL ELECT A CHAIR AND VICE CHAIR FROM AMONG ITS MEMBERS.

(2) THE TERM OF THE CHAIR AND VICE CHAIR IS 2 YEARS.

(3) THE CHAIR AND VICE CHAIR MAY NOT SERVE TWO CONSECUTIVE TERMS IN THE SAME OFFICE.

7-215.

(A) IN THIS SECTION, "COUNCIL" MEANS THE ACCESSIBLE TRANSPORTATION ADVISORY COUNCIL FOR THE MARYLAND TRANSIT ADMINISTRATION.

(B) THE ADMINISTRATION SHALL ESTABLISH THE ACCESSIBLE TRANSPORTATION ADVISORY COUNCIL FOR THE MARYLAND TRANSIT ADMINISTRATION.

(C) (1) THE COUNCIL SHALL INCLUDE INDIVIDUALS FROM ALL GEOGRAPHIC AREAS THROUGHOUT THE STATE WHO USE ACCESSIBLE TRANSIT.

(2) THE ADMINISTRATION SHALL APPOINT AT LEAST ONE REPRESENTATIVE OF AN ADVOCACY ORGANIZATION FOR ACCESSIBLE TRANSPORTATION AS A MEMBER OF THE COUNCIL.

(3) EACH MEMBER OF THE COUNCIL:

(I) SERVES FOR A TERM OF 2 YEARS; AND

(II) MAY NOT SERVE FOR MORE THAN 6 CONSECUTIVE YEARS.

(4) THE TERM OF A MEMBER BEGINS ON JANUARY 1.

**(5) A MEMBER OF THE COUNCIL:**

**(I) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE COUNCIL; BUT**

**(II) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE BUDGET.**

**(D) THE ADMINISTRATION SHALL ESTABLISH AND MAINTAIN AN OFFICIAL PUBLIC WEB SITE FOR THE COUNCIL.**

**(E) (1) THE PURPOSE OF THE COUNCIL IS TO SOLICIT AND RECEIVE COMMENTS FROM USERS OF ACCESSIBLE TRANSIT AND THE PUBLIC GENERALLY AND PROVIDE RECOMMENDATIONS FOR SERVICE IMPROVEMENTS TO THE ADMINISTRATION AND THE MARYLAND TRANSIT ADMINISTRATION OVERSIGHT AND PLANNING BOARD.**

**(2) THE COUNCIL SHALL SUMMARIZE AND REPORT TO THE MARYLAND TRANSIT ADMINISTRATION OVERSIGHT AND PLANNING BOARD AND THE ADMINISTRATION THE COMMENTS AND RECOMMENDATIONS IT RECEIVES UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

**(F) THE COUNCIL SHALL:**

**(1) ADOPT BYLAWS TO GOVERN ITS OPERATIONS;**

**(2) MEET AT LEAST QUARTERLY;**

**(3) AT EACH MEETING, RECEIVE PUBLIC COMMENTS FROM THE USERS OF ACCESSIBLE TRANSIT AND THE PUBLIC GENERALLY; AND**

**(4) KEEP MINUTES OF ITS MEETINGS AND POST ALL MINUTES, RECORDS, NOTICES, COMMENTS, OR OTHER INFORMATION ISSUED BY THE COUNCIL OR RECEIVED FROM THE USERS OF ACCESSIBLE TRANSIT AND THE PUBLIC**

GENERALLY IN A SEARCHABLE DATABASE ON THE COUNCIL'S WEB SITE ESTABLISHED AND MAINTAINED BY THE ADMINISTRATION.

(G) (1) THE COUNCIL SHALL ELECT A CHAIR AND VICE CHAIR FROM AMONG ITS MEMBERS.

(2) THE TERM OF THE CHAIR AND VICE CHAIR IS 2 YEARS.

(3) THE CHAIR AND VICE CHAIR MAY NOT SERVE TWO CONSECUTIVE TERMS IN THE SAME OFFICE.”;

and in line 31, strike “October” and substitute “June”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1061 – Delegate Holmes**

AN ACT concerning

**Real Property – Common Ownership Communities – Registration**

**HB1061/970314/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1061

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “Taxation;” insert “exempting certain common ownership communities from the applicability of this Act; establishing a Common Ownership Community Registry in the Department;”; in line 8, after “Assembly;” insert “establishing that the Registry is not a public record subject to the Public Information Act; providing that the Department may authorize access to the Registry only to certain persons;”; and in line 19, strike “14–605” and substitute “14–607”.

AMENDMENT NO. 2

On page 2, after line 26, insert:

**“(D) “REGISTRY” MEANS THE COMMON OWNERSHIP COMMUNITY REGISTRY.”**

AMENDMENT NO. 3

On page 2, after line 27, insert:

**“THIS SUBTITLE DOES NOT APPLY TO:**

**(1) (I) A COOPERATIVE HOUSING CORPORATION UNTIL 1 YEAR AFTER THE FIRST INITIAL SALE OF A COOPERATIVE INTEREST IN THE COOPERATIVE HOUSING CORPORATION;**

**(II) A CONDOMINIUM UNTIL 1 YEAR AFTER THE DEVELOPER HAS RECORDED THE DECLARATION FOR THE CONDOMINIUM IN THE LAND RECORDS OF THE COUNTY IN WHICH THE CONDOMINIUM IS LOCATED; AND**

**(III) A HOMEOWNERS ASSOCIATION UNTIL 1 YEAR AFTER THE DECLARANT HAS RECORDED THE DECLARATION FOR THE HOMEOWNERS ASSOCIATION IN THE LAND RECORDS OF THE COUNTY IN WHICH THE HOMEOWNERS ASSOCIATION IS LOCATED; AND**

**(2) A HOMEOWNERS ASSOCIATION, OR A VILLAGE COMMUNITY ASSOCIATION AFFILIATED WITH THE HOMEOWNERS ASSOCIATION, THAT MANAGES MORE THAN 3,000 ACRES OF OPEN SPACE LAND AND MORE THAN 20,000 LOTS.**

**14-603.”**

On page 3, in line 1, after “(A)” insert **“THERE IS A COMMON OWNERSHIP COMMUNITY REGISTRY IN THE DEPARTMENT.**

**(B)”;**

in line 4, strike “(B)” and substitute “(C)”; and in line 6, strike “14-603.” and substitute “14-604.”.

On page 4, in lines 2 and 9, strike “14-604.” and “14-605.”, respectively, and substitute “14-605.” and “14-606.”, respectively.

#### AMENDMENT NO.4

On page 3, in line 7, after “FEE” insert “FOR A COMMON OWNERSHIP COMMUNITY”; in line 20, after the semicolon insert “AND”; and strike in their entirety lines 24 through 29, inclusive.

On page 4, in line 1, strike “(8)” and substitute “(5)”; in the same line, after “INFORMATION” insert “RELEVANT TO THE REGISTRATION”; and in line 7, strike “10” and substitute “30”.

#### AMENDMENT NO. 5

On page 4, after line 13, insert:

“14-607.”

**(A) THE REGISTRY:**

**(1) IS NOT A PUBLIC RECORD AS DEFINED BY § 4-101 OF THE GENERAL PROVISIONS ARTICLE; AND**

**(2) IS NOT SUBJECT TO TITLE 4 OF THE GENERAL PROVISIONS ARTICLE.**

**(B) THE DEPARTMENT MAY AUTHORIZE ACCESS TO THE REGISTRY ONLY TO LOCAL JURISDICTIONS, THEIR AGENCIES, AND REPRESENTATIVES AND STATE AGENCIES.**

**(C) NOTWITHSTANDING SUBSECTIONS (A) AND (B) OF THIS SECTION, THE DEPARTMENT OR A LOCAL JURISDICTION MAY PROVIDE INFORMATION FOR A SPECIFIC COMMON OWNERSHIP COMMUNITY IN THE REGISTRY TO:**

(1) A PERSON WHO OWNS PROPERTY IN THE COMMON OWNERSHIP COMMUNITY; OR

(2) THE GOVERNING BODY OR PROPERTY MANAGER OF, OR THE ATTORNEY REPRESENTING, ANOTHER REGISTERED COMMON OWNERSHIP COMMUNITY.”.

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

AN ACT concerning

**Vehicle Equipment – Counterfeit and Nonfunctional Airbags – Prohibitions**

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 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**

**HB1400/980617/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1400  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, and Jalisi”.

AMENDMENT NO. 2

On page 4, in line 7, strike “\$10,000,000” and substitute “\$5,000,000”.

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 #15**

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

**House Bill 577 – Allegany County Delegation and Garrett County Delegation**

AN ACT concerning

**Allegany County and Garrett County – Annual Financial Reports – 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 743 – Delegates S. Robinson and Cassilly**

AN ACT concerning

**Yard Waste and Food Residuals Diversion and Infrastructure Task Force**

**HB0743/150713/1**

BY: Environment and Transportation Committee

AMENDMENT TO HOUSE BILL 743  
(First Reading File Bill)

On page 2, in line 9, strike “and”; after line 9, insert:

- “(14) one representative of the Maryland–Delaware Solid Waste Association;
- (15) one representative of the Maryland Association of Counties;
- (16) one representative of the Maryland Municipal League; and”;

in line 10, strike “(14)” and substitute “(17)”; strike beginning with “one” in line 11 down through “(ii)” in line 12; and in lines 14, 16, 18, 20, and 22, strike “(iii)”, “(iv)”, “(v)”, “(vi)”, and “(vii)”, respectively, and substitute “(ii)”, “(iii)”, “(iv)”, “(v)”, and “(vi)”, respectively.

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 870 – Delegate Parrott**

AN ACT concerning

**Natural Resources – Black Fly Management and Control – Washington County**

**HB0870/650419/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 870  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Washington County” and substitute “Study”; strike beginning with “requiring” in line 3 down through “Assembly;” in line 10 and substitute “requiring the Department of Natural Resources to conduct a study on the feasibility of establishing a program to control the spread of black flies in the State; requiring the study”



to include consideration of establishing a pilot program to control the spread of black flies in Washington County; requiring the Department of Natural Resources to consult with the Department of Agriculture and the Department of the Environment in conducting the study; requiring the Department of Natural Resources to report certain findings and recommendations to the Governor and certain committees of the General Assembly on or before a certain date.”; and strike in their entirety lines 12 through 17, inclusive.

#### AMENDMENT NO. 2

On page 1, in line 19, strike “the Laws of Maryland read as follows”.

On pages 1 through 3, strike in their entirety the lines beginning with line 20 on page 1 through line 10 on page 3, inclusive, and substitute:

“(a) (1) The Department of Natural Resources shall study the feasibility of establishing a program to control the spread of black flies in the State.

(2) The study required under this section shall include consideration of establishing a pilot program to control the spread of black flies in Washington County.

(3) In conducting the study required under this subsection, the Department of Natural Resources shall consult with:

(i) the Department of Agriculture; and

(ii) the Department of the Environment.

(b) On or before December 31, 2016, the Department of Natural Resources shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Environment and Transportation Committee, in accordance with § 2-1246 of the State Government Article, on the findings of the study required under subsection (a) of this section and any recommended policy actions to implement a program to control the spread of black flies in the State, including actions to implement a pilot program to control the spread of black flies in Washington County.”.

On page 3, in line 12, strike “October” and substitute “June”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1123 – Prince George’s County Delegation and Montgomery County Delegation**

AN ACT concerning

**Maryland–Washington Metropolitan District – Boundaries – City of Greenbelt  
PG/MC 117–16**

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 1129 – Prince George’s County Delegation and Montgomery County Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Commissioners Appointed From  
Montgomery County – Qualifications  
PG/MC 116–16**

**HB1129/620118/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1129

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 5 down through “party” in line 7 and substitute “repealing a requirement that members of the Washington Suburban Sanitary Commission from Montgomery County reside in the Washington Suburban Sanitary District”.

AMENDMENT NO. 2

On page 2, in line 1, after “commissioner” insert “from Prince George’s County”; and in lines 6, 9, and 10, in each instance, strike the bracket.

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 1163 – Delegates Lam and S. Robinson**

AN ACT concerning

**Agriculture – Veterinary Feed Directives – Information Collection**

**HB1163/380213/2**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 1163

(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 22, strike “**AMOUNT OF FEED REQUIRED FOR TREATMENT**” and substitute “**DURATION OF USE**”.

AMENDMENT NO. 2

On page 3, in line 5, strike the second “**THE**” and substitute “**:**”

**(1) THE**”;

and in line 7, after “**RELATES**” insert “**;**”

**(2) THE VETERINARIAN WHO ISSUED THE VETERINARY FEED DIRECTIVE; AND**

**(3) THE FEED DISTRIBUTOR THAT RECEIVES THE VETERINARY FEED DIRECTIVE**”.

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 JUDICIARY REPORT #8

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

#### House Bill 162 – Chair, Judiciary Committee (By Request – Departmental – Comptroller)

AN ACT concerning

#### Comptroller – Taxpayer Protection Act

**HB0162/962611/1**

BY: House Judiciary Committee

#### AMENDMENTS TO HOUSE BILL 162

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 3 down through “Article;” in line 4; in line 9, strike “all” and substitute “certain”; strike beginning with the comma in line 18 down through the comma in line 19; and strike in their entirety lines 21 through 25, inclusive.

#### AMENDMENT NO. 2

On page 2, strike in their entirety lines 14 through 19, inclusive.

#### AMENDMENT NO. 3

On page 5, in line 11, strike the bracket; in line 13, strike “25” and substitute “10”; and in line 14, strike the bracket.

#### AMENDMENT NO. 4

On page 7, in line 13, strike “A CIVIL” and substitute “THE ATTORNEY GENERAL MAY BRING AN”; and strike beginning with “MAY” in line 15 down through “COLLECTOR” in line 16.

On page 8, strike beginning with “**IF**” in line 3 down through the first “**THE**” in line 4 and substitute “**THE**”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 785 – Delegates Anderson, Anderton, Arentz, Atterbeary, Barkley, Barron, Beidle, Bromwell, Brooks, Carey, Carter, Cluster, Conaway, Cullison, Fisher, Folden, Fraser–Hidalgo, Glass, Glenn, Grammer, Haynes, Hill, Holmes, Jackson, Jacobs, Kipke, Kittleman, Knotts, Kramer, Lafferty, Lam, Malone, Mautz, McComas, McCray, McKay, Metzgar, Moon, Morales, Morgan, O’Donnell, Oaks, Pena–Melnik, Reilly, Rey, B. Robinson, Sanchez, Shoemaker, Simonaire, Smith, Sydnor, Szeliga, Valderrama, Valentino–Smith, Vallario, Vaughn, M. Washington, West, B. Wilson, and C. Wilson**

AN ACT concerning

**Public Safety – Motorcycle Profiling – Training**

**HB0785/512216/1**

BY: House Judiciary Committee

**AMENDMENT TO HOUSE BILL 785**

(First Reading File Bill)

On page 2, in line 20, after “**INDIVIDUAL**” insert “**OR VEHICLE**”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 947 – Delegate Sydnor**

AN ACT concerning

**Public Information Act – Inspection of Records From Body–Worn Digital  
Recording Devices**

**HB0947/352216/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 947

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Sydnor” and substitute “Delegates Sydnor and Conaway”; in line 6, strike “incidents” and substitute “individuals”; in the same line, after the semicolon insert “requiring certain notification of certain individuals under certain circumstances; requiring the Attorney General to adopt certain regulations in consultation with certain groups;”; and in line 11, after “individuals;” insert “providing for the construction of this Act;”.

AMENDMENT NO. 2

On page 5, in line 1, after “(A)” insert “(1)”; in lines 4, 6, 8, and 11, strike “(1)”, “(2)”, “(3)”, and “(4)”, respectively, and substitute “(I)”, “(II)”, “(III)”, and “(IV)”, respectively; in lines 4, 6, and 8, in each instance, strike “INVOLVES” and substitute “DEPICTS A VICTIM OR INFORMATION THAT COULD IDENTIFY A VICTIM OF”; in line 8, strike “3–603” and substitute “3–607”; in line 12, strike “(I)” and substitute “1.”; in the same line, after “ARREST,” insert “ATTEMPTED ARREST,”; in the same line, after “DETENTION,” insert “ATTEMPTED TEMPORARY DETENTION, SEARCH, ATTEMPTED SEARCH, CITATION,”; in line 13, strike “OR”; in line 14, strike “(II)” and substitute:

2. THE USE OF FORCE AGAINST AN INDIVIDUAL; OR

3.;

in the same line, after “COMPLAINT” insert “OR ALLEGATION”; after line 15, insert:

“(2) A CUSTODIAN SHALL DENY INSPECTION OF RECORDS AS REQUIRED BY THIS SUBSECTION REGARDLESS OF A SUBSEQUENT ACTION TAKEN BY LAW ENFORCEMENT OR A COURT RESULTING FROM THE INCIDENT RECORDED.

(3) THIS SECTION MAY NOT BE CONSTRUED TO AFFECT THE DISCOVERY OR EVIDENTIARY RIGHTS OF A PARTY TO A CIVIL SUIT OR CRIMINAL PROSECUTION.

(4) (I) A VICTIM WHO IS THE SUBJECT OF A RECORD THAT IS DENIED INSPECTION UNDER THIS SECTION SHALL BE NOTIFIED OF ALL REQUESTS TO INSPECT THE RECORD.

(II) THE ATTORNEY GENERAL, IN CONSULTATION WITH THE MARYLAND ASSOCIATION OF COUNTIES, THE MARYLAND MUNICIPAL LEAGUE, LAW ENFORCEMENT AGENCIES, THE PRESS, AND OTHER STAKEHOLDERS, SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS PARAGRAPH.”;

in line 22, strike the second “OR”; and in line 23, after “(III)” insert “IF THE INDIVIDUAL DESCRIBED IN ITEM (I) OF THIS PARAGRAPH IS DECEASED OR UNABLE TO REQUEST THE RECORDING DUE TO INJURY, THE INDIVIDUAL’S PARENT, LEGAL GUARDIAN, SPOUSE, ADULT CHILD, NEXT OF KIN, OR A REPRESENTATIVE OF THE INDIVIDUAL’S ESTATE; OR

(IV)”.

On page 6, in line 1, strike “OR”; in the same line, after “WITH,” insert “RECEIVED PROBATION BEFORE JUDGMENT FOR, IS SUBJECT TO A PEACE OR PROTECTIVE ORDER AS A RESULT OF,”; and in line 3, after “SECTION” insert “, IF THE RECORDING IS OF THE INCIDENT LEADING TO THE INVESTIGATION, PROBATION BEFORE JUDGMENT, ORDER, CHARGE, PLEA, OR VERDICT.

(C) A CUSTODIAN SHALL ALLOW INSPECTION OF RECORDS FROM A BODY-WORN DIGITAL RECORDING DEVICE NOT OTHERWISE PROHIBITED UNDER THIS TITLE”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

AN ACT concerning

**Correctional Services – Restrictive Housing – Report**

**HB1180/742515/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1180

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “Prevention” insert “and the General Assembly”; in line 6, strike “Department” and substitute “Governor’s Office of Crime Control and Prevention”; and in line 7, strike “the Department’s” and substitute “its”.

AMENDMENT NO. 2

On page 1, in line 18, after “(A)” insert “(1)”; and strike beginning with “TYPE” in line 18 down through the semicolon in line 21 and substitute “FORM OF PHYSICAL SEPARATION IN WHICH THE INMATE IS PLACED IN A LOCKED ROOM OR CELL FOR APPROXIMATELY 22 HOURS OR MORE OUT OF A 24-HOUR PERIOD.”

(2) “RESTRICTIVE HOUSING” INCLUDES ADMINISTRATIVE SEGREGATION AND DISCIPLINARY SEGREGATION.”.

AMENDMENT NO. 3

On page 2, strike in their entirety lines 1 through 4, inclusive; in line 5, strike “OCTOBER 1” and substitute “DECEMBER 31”; in line 6, after “PREVENTION” insert “AND THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE”; and in line 10, strike “ETHNICITY” and substitute “GENDER”.

On page 3, in line 3, strike “DEPARTMENT” and substitute “GOVERNOR’S OFFICE OF CRIME CONTROL AND PREVENTION”; and strike beginning with “THE” in line 4 down through “DEPARTMENT’S” in line 5 and substitute “ITS”.



The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Dumais moved to make the Bill a Special Order for Monday.

The motion was adopted.

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

**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**

**HB1183/572810/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1183

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “at any” and substitute “filed within a certain period of”; and in line 4, after the second “the” insert “requesting”.

AMENDMENT NO. 2

On page 1, strike beginning with “AT” in line 18 down through “TIME” in line 19 and substitute “**FILED WITHIN 18 MONTHS**”; and in line 20, strike “a” and substitute “**THE REQUESTING**”.

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

AN ACT concerning

**Baltimore City – Civilian Review Board**

**HB1262/882312/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1262

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “providing” in line 6 down through “subpoenas;” in line 8 and substitute “providing that a certain report, under certain circumstances, remains subject to a certain review and certain recommendations by the Board;”; and in line 10, after “stylistic” insert “and technical”.

On page 2, strike in its entirety line 1 and substitute:

“Section 16–43(b), 16–44(c) through (e), and 16–48(a)”.

AMENDMENT NO. 2

On page 3, in line 5, strike the brackets; strike in their entirety lines 6 through 9, inclusive, and substitute:

**“(I) REPEATED OR UNWARRANTED VERBAL OR PHYSICAL ANNOYANCES; OR**

**(II) UNWARRANTED THREATS OR UNWARRANTED DEMANDS.”;**

and strike beginning with the bracket in line 11 down through “**DEMANDS.**” in line 14.

AMENDMENT NO. 3

On page 6, in line 1, strike “**(I)**”; and strike beginning with “**UNTIL**” in line 3 down through “**DECISION**” in line 8.

AMENDMENT NO. 4

On page 6, in lines 11 and 12, in each instance, strike the bracket.

AMENDMENT NO. 5

On page 6, after line 24, insert:

**“(2) IF THE INTERNAL INVESTIGATIVE DIVISION INVESTIGATES AN EXCESSIVE FORCE INCIDENT WHERE THERE HAS NOT BEEN A FORMAL COMPLAINT FILED BY A CIVILIAN, THE INTERNAL INVESTIGATIVE DIVISION’S REPORT REMAINS SUBJECT TO REVIEW AND RECOMMENDATION BY THE CIVILIAN REVIEW BOARD IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION.”;**

and in line 25, strike “(2)” and substitute “**(3)**”.

AMENDMENT NO. 6

On page 7, after line 6, insert:

“16-48.

(a) The head of the appropriate law enforcement unit has final decision-making responsibility for the appropriate disciplinary action in each case, but the head of the law enforcement unit may not take final action until after reviewing the recommendation of the Board under [§ 16-46(c)(2)] **§ 16-46(C)(3)** of this subheading.”.

The preceding 6 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 #11**

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

**House Bill 39 – Delegate A. Miller**

AN ACT concerning

**Education – Orange Ribbon for Healthy School Hours – Establishment**

**HB0039/995161/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 39

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “certification;” insert “authorizing a local school system to submit to the Department an application for a certain certification; requiring that the Department grant a certain certification to a local school system that meets certain requirements;”; in the same line, strike “receive” and substitute “qualify for”; and in line 7, after “certification;” insert “authorizing the Department to grant a certain limited certification to a local school system under certain circumstances; establishing the qualifications for an Orange Ribbon for Healthy School Hours – Commended certification and an Orange Ribbon for Healthy School Hours – Honorable Mention certification;”.

On page 2, in line 7, strike “by leaving school start times a matter for each local jurisdiction.”.

AMENDMENT NO. 2

On page 2, after line 32, insert:

**“(C) (1) A LOCAL SCHOOL SYSTEM MAY SUBMIT TO THE DEPARTMENT AN APPLICATION FOR THE ORANGE RIBBON FOR HEALTHY SCHOOL HOURS CERTIFICATION.**

**(2) THE DEPARTMENT SHALL GRANT THE APPROPRIATE ORANGE RIBBON FOR HEALTHY SCHOOL HOURS CERTIFICATION TO A LOCAL SCHOOL SYSTEM THAT MEETS THE REQUIREMENTS OF THIS SECTION.**”;

in line 33, strike “(C)” and substitute “(D)”; and in the same line, strike “RECEIVE” and substitute “QUALIFY FOR”.

On page 4, after line 11, insert:

**“(E) (1) IF THE DEPARTMENT DETERMINES THAT A LOCAL SCHOOL SYSTEM DOES NOT MEET ALL OF THE REQUIREMENTS UNDER SUBSECTION (D) OF THIS SECTION, THE DEPARTMENT MAY GRANT A LIMITED CERTIFICATION IF THE**

LOCAL SCHOOL SYSTEM MEETS THE REQUIREMENTS FOR THE LIMITED CERTIFICATION UNDER PARAGRAPH (2) OR (3) OF THIS SUBSECTION.

(2) TO QUALIFY FOR AN ORANGE RIBBON FOR HEALTHY SCHOOL HOURS – COMMENDED CERTIFICATION, A LOCAL SCHOOL SYSTEM SHALL:

(I) MEET THE REQUIREMENTS UNDER PARAGRAPH (3) OF THIS SUBSECTION;

(II) HAVE IMPLEMENTED AND MAINTAINED A SCHOOL DISTRICT-WIDE SCHOOL TIME CHANGE THAT MOVED THE SCHOOL DISTRICT SCHEDULE CLOSER TO THE HOURS SET FORTH IN SUBSECTION (D) OF THIS SECTION;  
OR

(III) PROVIDE EVIDENCE OF PROGRESS TOWARD MEETING THE REQUIREMENTS OF SUBSECTION (D) OF THIS SECTION.

(3) TO QUALIFY FOR AN ORANGE RIBBON FOR HEALTHY SCHOOL HOURS – HONORABLE MENTION CERTIFICATION, A LOCAL SCHOOL SYSTEM SHALL:

(I) HAVE ESTABLISHED A SCHOOL STUDY TASK FORCE WITHIN 2 YEARS AFTER THE DATE OF THE LOCAL SCHOOL SYSTEM’S APPLICATION FOR INITIAL CERTIFICATION OR RENEWAL OF A CERTIFICATION TO REVIEW POSSIBLE SOLUTIONS FOR HEALTHY SCHOOL START TIMES; AND

(II) 1. MEET THE REQUIREMENT UNDER SUBSECTION (D)(2)(I) OF THIS SECTION; OR

2. PROVIDE EVIDENCE OF A PLAN TO MOVE THE LOCAL SCHOOL SYSTEM TOWARD MEETING ALL OF THE REQUIREMENTS OF SUBSECTION (D) OF THIS SECTION.”;

in lines 12, 24, and 28, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(F)”, “(G)”, and “(H)”, respectively; and in line 25, after “UNDER” insert “SUBSECTION (D) OR (E) 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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 146 – Delegate M. Washington (By Request – Baltimore City Administration) and Delegates Anderson, Clippinger, Glenn, Haynes, McCray, McIntosh, Oaks, and B. Robinson**

AN ACT concerning

**Baltimore City – Property Tax Credit – Public Safety Officers**

**HB0146/945763/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 146

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and B. Robinson” and substitute “B. Robinson, Carter, Rosenberg, Branch, Hammen, Lierman, and Metzgar”; and in line 7, strike “and may not be granted to more than one public safety officer”.

AMENDMENT NO. 2

On page 2, in line 17, after “\$2,500” insert “PER DWELLING”; and in lines 18 and 19, strike beginning with “MAY” in line 18 down through “DWELLING” in line 19 and substitute “MAY NOT EXCEED THE AMOUNT OF PROPERTY TAX IMPOSED ON THE DWELLING”.

On page 3, strike in their entirety lines 1 through 3, inclusive; and in line 6, strike “(3)(I)” and substitute “(3)”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 242 – Delegates Moon, Anderson, Atterbeary, Barron, Carter, Glass, Gutierrez, Luedtke, Morales, Sanchez, Smith, and Sydnor**

AN ACT concerning

**Criminal Law – Betting, Wagering, and Gambling – Civil Offense**

**HB0242/405265/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 242

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “under” insert “a certain provision of”; in line 7, after “conviction;” insert “altering certain penalties;”; and strike beginning with “requiring” in line 13 down through “appear;” in line 14 and substitute “providing that a person may request a trial within a certain time period of issuance of a citation; providing that the District Court may impose a certain fine and costs and find a person guilty of a certain violation; and providing that a certain defendant is liable for certain costs of a certain proceeding;”.

AMENDMENT NO. 2

On page 2, strike line 1 in its entirety; in lines 2, 4, and 10, strike “(2)”, “(3)”, and “(4)”, respectively, and substitute “**(1)**”, “**(2)**”, and “**(3)**”, respectively.

AMENDMENT NO. 3

On page 2, in line 13, strike “**(1)**”; in the same line, strike the bracket; in line 14, strike “for not less than 6 months and”; in the same line, strike “1 year” and substitute “**6 MONTHS**”; and strike in their entirety lines 15 through 20, inclusive, and substitute “**OR A FINE NOT EXCEEDING \$5,000 OR BOTH.**”.

AMENDMENT NO. 4

On page 2, in lines 21, 23, 24, and 26, in each instance, strike the brackets; and in line 26, strike “**(2)**”.

On page 3, in lines 1, 2, 14, and 15, in each instance, strike the brackets; and strike in their entirety lines 6 through 9, inclusive.

AMENDMENT NO. 5

On page 3, in line 17, strike “play”; in line 18, after “(1)” insert “**BET, WAGER, OR GAMBLE;**”; strike beginning with “the” in line 18 down through the semicolon in line 20; and in line 21, strike “(4)” and substitute “**(2) PLAY**”.

AMENDMENT NO. 6

On page 3, in line 25, strike “\$100” and substitute “:

**(I) \$500, IF THE VIOLATION INVOLVES MONEY OR ANY OTHER THING OR CONSIDERATION OF VALUE NOT EXCEEDING \$100; OR**

**(II) \$1,000, IF THE VIOLATION INVOLVES MONEY OR ANY OTHER THING OR CONSIDERATION OF VALUE THAT EXCEEDS \$100**”.

AMENDMENT NO. 7

On page 4, in line 21, after “(4)”, insert “**(I)**”; after line 22, insert:

**“(II) PREPAYMENT OF A FINE SHALL BE CONSIDERED A PLEA OF GUILTY TO A CIVIL CODE VIOLATION.”;**

in line 23, strike “(I)”; and strike in their entirety lines 25 and 26.

AMENDMENT NO. 8

On page 4, strike beginning with “THAT” in line 15 down through “TRIAL” in line 16 and substitute “**IN BOLDFACE TYPE THAT THE PERSON SHALL:**

**1. PAY THE FULL AMOUNT OF THE PRESET FINE; OR**

**2. REQUEST A TRIAL DATE AT THE DATE, TIME, AND PLACE ESTABLISHED BY THE DISTRICT COURT BY WRIT OR TRIAL NOTICE**”;

and after line 26, insert:



**“(6) A PERSON MAY REQUEST A TRIAL BY SENDING A REQUEST FOR TRIAL TO THE DISTRICT COURT IN THE JURISDICTION WHERE THE CITATION WAS ISSUED WITHIN 30 DAYS OF THE ISSUANCE OF THE CITATION.**

**(7) IF A PERSON DOES NOT REQUEST A TRIAL OR PREPAY THE FINE WITHIN 30 DAYS OF THE ISSUANCE OF THE CITATION, THE DISTRICT COURT MAY IMPOSE THE MAXIMUM FINE AND COSTS AGAINST THE PERSON AND FIND THE PERSON GUILTY OF A CODE VIOLATION FOR PURPOSES OF THIS SECTION.**

**(8) THE DEFENDANT IS LIABLE FOR THE COSTS OF THE PROCEEDING IN THE DISTRICT COURT.”.**

The preceding 8 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 276 – Delegates Stein, Aumann, Lafferty, Mautz, and West**

AN ACT concerning

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

**HB0276/515260/1**

BY: Committee on Ways and Means

**AMENDMENTS TO HOUSE BILL 276**

(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in line 8, after “circumstances;” insert “requiring the Board of Public Works to approve tax credits on a first–come, first–served basis; providing that the total number of tax credits claimed by members of pass–through entities may not exceed a certain amount for each taxable year;”.

**AMENDMENT NO. 2**

On page 3, after line 22, insert:

**“(5) (I) FOR A TAXABLE YEAR, THE TOTAL AGGREGATE AMOUNT OF CREDITS CLAIMED BY MEMBERS OF PASS-THROUGH ENTITIES UNDER THIS SECTION MAY NOT EXCEED \$200,000.**

**(II) FOR PASS-THROUGH ENTITIES, THE BOARD OF PUBLIC WORKS SHALL APPROVE CREDITS FOR CONVEYENCES UNDER THIS SECTION ON A FIRST-COME, FIRST-SERVED BASIS.”.**

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 340 – Delegates Tarlau, Angel, Carr, Fennell, McCray, Platt, and Sanchez**

AN ACT concerning

**Property Tax – Renters’ Property Tax Relief Program**

**HB0340/705066/1**

BY: Committee on Ways and Means

**AMENDMENT TO HOUSE BILL 340**

**(First Reading File Bill)**

On page 1, in the sponsor line, strike “and Sanchez” and substitute “Sanchez, C. Howard, Hixson, Kaiser, Ebersole, Hornberger, Metzgar, Patterson, D. Barnes, Simonaire, Walker, Turner, A. Washington, M. Washington, Long, and Shoemaker”.

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 400 – Delegate M. Washington**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 459 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Bromwell, Buckel, Carozza, Cassilly, Ciliberti, Cluster, Fisher, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Impallaria, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, W. Miller, Morgan, O’Donnell, Otto, Parrott, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, and Wivell**

AN ACT concerning

**Fee, Surcharge, and Tax Reduction Act of 2016**

**HB0459/165263/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 459

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute “Birth and Death Certificates – Fee Reduction”; and strike beginning with “repealing” in line 3 down through “program;” in line 8.

On pages 1 and 2, strike beginning with “altering” in line 11 on page 1 down through “Act;” in line 1 on page 2.

On page 2, strike beginning with “altering” in line 1 down through “revenue” in line 2 and substitute “fees for birth and death certificates”; and strike in their entirety lines 3 through 22, inclusive.

On pages 2 and 3, strike in their entirety the lines beginning with line 28 on page 2 through line 33 on page 3, inclusive.

#### AMENDMENT NO. 2

On page 3, strike in their entirety lines 35 and 36; and in line 37, strike “SECTION 2. AND BE IT FURTHER ENACTED,”.

On pages 4 and 5, strike in their entirety the lines beginning with line 1 on page 4 through line 17 on page 5, inclusive.

On pages 6 through 16, strike in their entirety the lines beginning with line 16 on page 6 through line 30 on page 16, inclusive, and substitute:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2016.”.

#### AMENDMENT NO. 3

On page 5, in line 21, strike “\$12” and substitute “\$10”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Kaiser moved to make the Bill a Special Order for Monday.

The motion was adopted.

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

#### **House Bill 895 – Delegate Kaiser**

AN ACT concerning

#### **Task Force to Study the Implementation of a Dyslexia Education Program – Extension**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 895

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “– Extension” and substitute “– Membership, Duties, and Extension”; in line 4, strike “date by which” and substitute “membership and duties of”; in line 5, after “Program” insert “; altering the date by which the Task Force”; and in line 11, strike “1(g)” and substitute “1(b), (f), and (g)”.

AMENDMENT NO. 2

On page 1, after line 16, insert:

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

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

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

(3) the State Superintendent of Schools, or the Superintendent’s designee;

(4) one representative of the Maryland Association of Boards of Education, appointed by the Executive Director of the Association;

(5) one representative of the Public School Superintendents Association of Maryland, appointed by the Executive Director of the Association;

(6) one representative of the Maryland State Education Association, appointed by the Executive Director of the Association;

(7) one representative of the Maryland School Psychologists’ Association, appointed by the President of the Association; and

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

(i) one representative of an employee organization of public school teachers;

(ii) one representative of a local school system;

(iii) two representatives of the dyslexia education community;

(iv) one representative of an organization that certifies dyslexia identification methodologies;

(v) one consumer member who has experience with dyslexia identification, education, and treatment; [and]

(vi) one representative of Decoding Dyslexia Maryland;

**(VII) ONE MEMBER WHO IS AN ADMINISTRATOR OF A TEACHER TRAINING PROGRAM; AND**

**(VIII) ONE MEMBER WHO IS EMPLOYED BY AN INSTITUTION OF HIGHER EDUCATION WITH EXPERTISE IN RESEARCH METHODOLOGY.**

(f) The Task Force shall:

**(1) MAKE RECOMMENDATIONS REGARDING HOW THE TERMS “DYSLEXIA” AND “TARGETED STUDENTS” SHOULD BE DEFINED;**

**[(1)] (2) determine current practices for identifying and treating dyslexia in students in Maryland public schools;**

**[(2)] (3) determine current practices for identifying and treating dyslexia in other states;**

**(4) DETERMINE THE COMPONENTS AND COSTS OF SUCCESSFUL DYSLEXIA EDUCATION PROGRAMS ESTABLISHED IN OTHER STATES;**

**[(3)] (5) determine the appropriate structure for establishing a dyslexia education program and make recommendations on;**

(i) the feasibility of funding a dyslexia education program through the State Department of Education or alternative funding mechanisms and sources or both, INCLUDING RESEARCHING GRANT OPPORTUNITIES;

(ii) the methodologies that should be used to test students and identify dyslexia and pre-dyslexia tendencies in students;

(iii) the appropriate age to begin testing for dyslexia and pre-dyslexia tendencies; and

(iv) the best practices for treating and educating students identified as having dyslexia or pre-dyslexia tendencies; and

**[(4)] (6)** develop a pilot program to initiate the implementation of the recommendations of the Task Force in an appropriately limited geographical 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 Hixson, Chair, for the Committee on Ways and Means reported favorably:

**House Bill 983 – Delegates D. Barnes, Pena–Melnyk, Barron, Buckel, Ebersole, Fennell, Frush, Metzgar, Proctor, Rey, Sanchez, Shoemaker, Tarlau, Valderrama, Valentino–Smith, Walker, and A. Washington**

AN ACT concerning

**Public Schools – Food Recovery Programs – Authorization**

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 1007 – Delegates Luedtke, Hettleman, Hixson, Rosenberg, M. Washington, Moon, Reznik, Smith, A. Washington, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Glenn, Gutierrez, Hammen,**

Hayes, Haynes, Healey, Hill, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, McCray, McIntosh, A. Miller, Morales, Morhaim, Oaks, Patterson, Pena–Melnyk, Pendergrass, Platt, Proctor, B. Robinson, S. Robinson, Sanchez, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, C. Wilson, and P. Young

AN ACT concerning

### Freedom to Vote Act

**HB1007/695067/1**

BY: Committee on Ways and Means

#### AMENDMENTS TO HOUSE BILL 1007

(First Reading File Bill)

#### AMENDMENT NO. 1

On pages 1 through 3, strike in their entirety the lines beginning with line 3 on page 1 through line 7 on page 3 and substitute:

“FOR the purpose of requiring certain State agencies that are deemed electronic voter registration agencies to implement electronic voter registration systems on or before a certain date; requiring an electronic voter registration system to comply with certain requirements; requiring the State Board of Elections to register individuals whose voter registration information is transmitted to the State Board through an electronic voter registration system; prohibiting an agent of an electronic voter registration agency who is responsible for carrying out certain voter registration functions from taking certain actions; restricting the use of certain data related to voter registration; authorizing the State Board to adopt regulations to implement electronic voter registration systems; requiring an electronic voter registration agency to submit certain reports to certain committees of the General Assembly on or before certain dates; requiring certain State agencies deemed automatic voter registration agencies to provide electronic records relating to certain individuals who have previously transacted business with the agency to the State Board on or before a certain date; requiring the electronic records to include certain information; requiring the State Board to review the electronic record of each individual it receives; requiring the State Board to provide the electronic records of individuals who are not registered to vote or whose voter registration record is eligible to be updated to the local board for the county where the individual resides; requiring the local board to send by mail to each individual who is not registered to vote or whose



voter registration record is eligible to be updated certain notices that include certain information; requiring a local board to promptly add to the statewide voter registration list or update the voter registration record of each individual who does not decline to register to vote or update the individual's voter registration record within a certain period of time after issuance of the notice; requiring that an individual added to the statewide voter registration list who has not affirmatively selected a political party affiliation be listed as not affiliated with any political party; providing that an individual who becomes registered to vote after receiving a certain notice shall be considered to have become registered to vote based on information provided to the State Board by an automatic voter registration agency; requiring the State Board to permanently delete an individual's voter registration record if the individual was inadvertently registered to vote under certain circumstances; requiring the State Board to follow certain procedures to update the voter registration records of individuals who are registered to vote on or before certain dates; requiring the State Board to take appropriate measures to educate the public about automatic voter registration; authorizing the State Board to adopt certain regulations; requiring the State Board and each automatic voter registration agency jointly to submit a certain report to certain committees of the General Assembly on or before a certain date; designating all one-stop career centers in the Department of Labor, Licensing, and Regulation as voter registration agencies; providing that voter registration agencies that are subject to certain requirements are not subject to certain provisions of law; requiring voter registration agencies to ensure that certain applications for service or assistance may not be completed until the applicant has indicated whether the applicant wishes to register to vote; requiring a public institution of higher education to provide a link to the online voter registration system on the home page of the online portal used by students to register for course work; requiring the Maryland Higher Education Commission to submit certain reports to certain committees of the General Assembly on or before certain dates; requiring the Department of Labor, Licensing, and Regulation to submit certain reports concerning voter registration at one-stop career centers to certain committees of the General Assembly on or before certain dates; requiring the State Board and the Department of Natural Resources to develop procedures for applicants who apply for hunting and fishing licenses online to register to vote through a link to the online voter registration system; requiring the State Board and the Department of Labor, Licensing, and Regulation to develop procedures for individuals who use the Maryland Workforce Exchange Web site to register to vote through a link to the online voter registration system; requiring the State Board to send by mail certain information concerning voter registration to certain individuals who conducted certain transactions with certain State agencies during the previous

year; requiring the State Board to adopt certain regulations regarding participants in address confidentiality programs; authorizing the disclosure of information concerning an applicant for certain services and public assistance programs as necessary to administer electronic voter registration; requiring certain agencies to take certain actions to train employees of the agency concerning the requirements of this Act; repealing certain provisions of law relating to voter registration at the Motor Vehicle Administration; defining certain terms; and generally relating to voter registration.

BY adding to

Article – Election Law

Section 1–101(b–1), 3–203, 3–203.1, 3–204.2, and 3–204.3

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Election Law

Section 1–101(y)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Election Law

Section 3–102

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

(As enacted by Chapter 6 of the Acts of the General Assembly of 2016)

BY repealing

Article – Election Law

Section 3–203

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Election Law

Section 3–204 and 3–506

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Human Services

Section 1–201

Annotated Code of Maryland

(2007 Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On pages 3 through 21, strike in their entirety the lines beginning with line 11 on page 3 through line 6 on page 21 and substitute:

“1–101.

**(B–1) “ADDRESS CONFIDENTIALITY PROGRAM” MEANS:**

**(1) THE ADDRESS CONFIDENTIALITY PROGRAM FOR VICTIMS OF DOMESTIC VIOLENCE UNDER TITLE 4, SUBTITLE 5, PART IV OF THE FAMILY LAW ARTICLE; OR**

**(2) THE HUMAN TRAFFICKING ADDRESS CONFIDENTIALITY PROGRAM UNDER TITLE 7, SUBTITLE 3 OF THE STATE GOVERNMENT ARTICLE.**

(y) “Electronic signature” means an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign the record.

3–102.

(a) (1) Except as provided in subsection (b) of this section, an individual may become registered to vote if the individual:

(i) is a citizen of the United States;

(ii) is at least 16 years old;

(iii) is a resident of the State as of the day the individual seeks to register; and

(iv) registers pursuant to this title.

(2) Notwithstanding paragraph (1)(ii) of this subsection, an individual under the age of 18 years:

(i) may vote in a primary election in which candidates are nominated for a general or special election that will occur when the individual is at least 18 years old; and

(ii) may not vote in any other election.

(b) An individual is not qualified to be a registered voter if the individual:

(1) has been convicted of a felony and is currently serving a court-ordered sentence of imprisonment for the conviction;

(2) is under guardianship for mental disability and a court of competent jurisdiction has specifically found by clear and convincing evidence that the individual cannot communicate, with or without accommodations, a desire to participate in the voting process; or

(3) has been convicted of buying or selling votes.

[3-203.

(a) The Motor Vehicle Administration shall provide the opportunity to apply to register to vote or update a voter registration record to each individual who:

(1) applies for or renews a driver's license or identification card; or

(2) changes a name or address on an existing driver's license or identification card.

(b) (1) The Motor Vehicle Administration shall inquire orally or in writing whether the applicant wishes to register to vote or update a voter registration record during the transactions specified under subsection (a) of this section.

(2) If the applicant chooses to register to vote or to update a voter registration record:

(i) all applicable information received by the Motor Vehicle Administration in the course of completing a transaction under subsection (a) of this section shall be transferred to a voter registration application;

(ii) any additional necessary information shall be obtained by the Motor Vehicle Administration and may not duplicate any information already obtained while completing a transaction under subsection (a) of this section; and

(iii) a voter registration application with all of the applicant's voter registration information shall be presented to the applicant to sign or affirm electronically.

(3) (i) An applicant may decline to register to vote, update the applicant's voter registration record, or change the applicant's name or address by:

1. affirmatively indicating as such on the application; or

2. failing to sign the voter registration application.

(ii) The Motor Vehicle Administration shall maintain declination information in a manner specified jointly by the Motor Vehicle Administration and the State Board.

(4) Within 5 days of the receipt of an application under subsection (a) of this section, the Motor Vehicle Administration shall forward to the State Board the voter registration information in a manner and format specified jointly by the Motor Vehicle Administration and the State Board.

(c) (1) (i) In consultation with the Motor Vehicle Administration, the State Board shall prepare a voter registration application to be used for voter registration at the Motor Vehicle Administration.

(ii) Except as provided in this section, the voter registration portion of the application may not require information that duplicates information required in the driver's license or identification card portion of the application.

(2) The voter registration portion of the application shall:

(i) contain the same information as the statewide voter registration application prescribed in § 3–202(a) of this subtitle; and

(ii) require only the minimum amount of information necessary, including the applicant’s telephone number:

1. to prevent duplicate voter registration; and

2. to enable the appropriate election official to assess the eligibility of an applicant and to administer voter registration and other aspects of the election process.

(3) The application shall contain a box for the applicant to check, with the statement, “I do not wish to register to vote at this time”.

(d) The Motor Vehicle Administration shall follow the procedures established jointly by the Motor Vehicle Administration and the State Board to process the voter registration information received under this section.

(e) Information relating to the failure of an applicant for a driver’s license or identification card to register to vote may not be used for any purpose other than the maintenance of registration statistics.]

### 3–203.

**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(2) (I) “APPLICABLE TRANSACTION” MEANS:**

**1. AT THE MOTOR VEHICLE ADMINISTRATION, AN INITIAL APPLICATION FOR OR RENEWAL OF A DRIVER’S LICENSE OR IDENTIFICATION CARD, OR A CHANGE OF NAME OR ADDRESS ON AN EXISTING DRIVER’S LICENSE OR IDENTIFICATION CARD;**

**2. AT THE MARYLAND HEALTH BENEFIT EXCHANGE, ANY APPLICATION FOR OR RENEWAL OF HEALTH INSURANCE COVERAGE;**

3. AT A LOCAL DEPARTMENT OF SOCIAL SERVICES, AN INITIAL APPLICATION FOR A STATE OR FEDERALLY FUNDED PUBLIC ASSISTANCE PROGRAM OR AN APPLICATION FOR A RECERTIFICATION, RENEWAL, OR CHANGE OF NAME OR ADDRESS RELATING TO A STATE OR FEDERALLY FUNDED PUBLIC ASSISTANCE PROGRAM; OR

4. AT THE MOBILITY CERTIFICATION OFFICE IN THE MARYLAND TRANSIT ADMINISTRATION, AN INITIAL APPLICATION FOR PARATRANSIT SERVICE OR AN APPLICATION FOR RECERTIFICATION FOR PARATRANSIT SERVICE.

(II) "APPLICABLE TRANSACTION" INCLUDES ANY TRANSACTION DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH THAT IS COMPLETED ONLINE.

(3) "ELECTRONIC VOTER REGISTRATION AGENCY" MEANS:

(I) THE MOTOR VEHICLE ADMINISTRATION;

(II) THE MARYLAND HEALTH BENEFIT EXCHANGE;

(III) LOCAL DEPARTMENTS OF SOCIAL SERVICES; AND

(IV) THE MOBILITY CERTIFICATION OFFICE IN THE MARYLAND TRANSIT ADMINISTRATION.

(4) "ELECTRONIC VOTER REGISTRATION SYSTEM" MEANS A SYSTEM THAT, AS AN INTEGRAL PART OF EACH APPLICABLE TRANSACTION AT A SOCIAL SERVICE AGENCY:

(I) OFFERS AN APPLICANT THE OPPORTUNITY TO REGISTER TO VOTE OR UPDATE A VOTER REGISTRATION RECORD;

(II) INFORMS AN APPLICANT:

1. OF THE QUALIFICATIONS TO REGISTER TO VOTE UNDER § 3-102 OF THIS TITLE;

2. THAT THE APPLICANT SHOULD NOT REGISTER IF THE APPLICANT DOES NOT MEET ALL THE QUALIFICATIONS;

3. OF THE PENALTIES FOR THE SUBMISSION OF A FALSE APPLICATION; AND

4. THAT VOTER REGISTRATION IS VOLUNTARY AND THAT NEITHER REGISTERING NOR DECLINING TO REGISTER TO VOTE WILL IN ANY WAY AFFECT THE AVAILABILITY OF SERVICES OR BENEFITS;

(III) REQUIRES THE ELECTRONIC SIGNATURE OF THE APPLICANT, SUBJECT TO THE PENALTIES FOR PERJURY, BY WHICH THE APPLICANT ATTESTS THAT THE INFORMATION CONTAINED IN THE VOTER REGISTRATION APPLICATION IS TRUE AND THAT THE APPLICANT MEETS ALL THE QUALIFICATIONS TO BECOME A REGISTERED VOTER, INCLUDING UNITED STATES CITIZENSHIP; AND

(IV) ELECTRONICALLY TRANSMITS THE VOTER REGISTRATION INFORMATION OF THE APPLICANT DIRECTLY TO THE STATE BOARD:

1. IN A MANNER AND FORMAT SPECIFIED JOINTLY BY THE SOCIAL SERVICE AGENCY AND THE STATE BOARD; AND

2. WITHIN 5 DAYS OF THE APPLICABLE TRANSACTION.

(5) “LOCAL DEPARTMENT OF SOCIAL SERVICES” MEANS:

(I) THE LOCAL DEPARTMENTS OF SOCIAL SERVICES IN THE DEPARTMENT OF HUMAN RESOURCES; AND

(II) THE MONTGOMERY COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES.



**(B) AN ELECTRONIC VOTER REGISTRATION AGENCY SHALL IMPLEMENT AN ELECTRONIC VOTER REGISTRATION SYSTEM ON OR BEFORE JULY 1, 2017.**

**(C) AN ELECTRONIC VOTER REGISTRATION SYSTEM:**

**(1) MAY NOT REQUIRE ANY INFORMATION THAT DUPLICATES THE INFORMATION REQUIRED TO COMPLETE AN APPLICABLE TRANSACTION;**

**(2) SHALL REQUIRE ONLY THE MINIMUM AMOUNT OF INFORMATION NECESSARY FOR BOTH AN APPLICABLE TRANSACTION AND A VOTER REGISTRATION TO:**

**(i) PREVENT DUPLICATE VOTER REGISTRATION; AND**

**(ii) ENABLE ELECTION OFFICIALS TO REVIEW THE ELIGIBILITY OF AN APPLICANT AND TO ADMINISTER VOTER REGISTRATION AND OTHER ASPECTS OF THE ELECTION PROCESS; AND**

**(3) SHALL INFORM AN APPLICANT:**

**(i) THAT IF THE APPLICANT DOES NOT SELECT A POLITICAL PARTY AFFILIATION, THE INDIVIDUAL WILL BE DESIGNATED AS NOT AFFILIATED WITH A POLITICAL PARTY AND WILL BE UNABLE TO VOTE IN A PARTY PRIMARY ELECTION;**

**(ii) THAT THE INDIVIDUAL'S VOTER REGISTRATION RECORD WILL BE SUBJECT TO PUBLIC DISCLOSURE FOR PURPOSES RELATED TO THE ELECTORAL PROCESS UNLESS:**

**1. THE INDIVIDUAL IS A PARTICIPANT IN AN ADDRESS CONFIDENTIALITY PROGRAM; OR**

**2. REGULATIONS ADOPTED BY THE STATE BOARD AUTHORIZE THE INDIVIDUAL TO APPLY TO KEEP THE INDIVIDUAL'S RESIDENCE ADDRESS CONFIDENTIAL FOR SPECIFIED SAFETY OR PRIVACY REASONS; AND**

(III) OF THE MANNER IN WHICH THE INDIVIDUAL MAY APPLY TO KEEP THE INDIVIDUAL'S RESIDENCE ADDRESS CONFIDENTIAL FOR SPECIFIED SAFETY OR PRIVACY REASONS, AS PRESCRIBED BY THE STATE BOARD BY REGULATION.

(D) THE STATE BOARD SHALL ENSURE THAT EACH INDIVIDUAL WHOSE VOTER REGISTRATION INFORMATION IS TRANSMITTED TO THE STATE BOARD THROUGH AN ELECTRONIC VOTER REGISTRATION SYSTEM IS PROMPTLY REGISTERED TO VOTE.

(E) AN AGENT OF AN ELECTRONIC VOTER REGISTRATION AGENCY WHO IS RESPONSIBLE FOR CARRYING OUT THE REQUIREMENTS OF THIS SECTION MAY NOT:

(1) SEEK TO INFLUENCE AN APPLICANT'S POLITICAL PREFERENCE OR PARTY REGISTRATION;

(2) DISPLAY ANY POLITICAL PREFERENCE OR PARTY ALLEGIANCE;  
OR

(3) MAKE ANY STATEMENT TO AN APPLICANT OR TAKE ANY ACTION THE PURPOSE OR EFFECT OF WHICH IS TO:

(I) DISCOURAGE THE APPLICANT FROM REGISTERING TO VOTE; OR

(II) LEAD THE APPLICANT TO BELIEVE THAT A DECISION TO REGISTER OR NOT TO REGISTER HAS ANY BEARING ON THE AVAILABILITY OF SERVICES OR BENEFITS.

(F) INFORMATION RELATING TO THE DECISION OF AN APPLICANT AT AN ELECTRONIC VOTER REGISTRATION AGENCY TO DECLINE TO REGISTER TO VOTE MAY NOT BE USED FOR ANY PURPOSE OTHER THAN THE MAINTENANCE OF REGISTRATION STATISTICS.

(G) NOTWITHSTANDING § 3-501 OF THIS TITLE AND § 4-401 OF THE GENERAL PROVISIONS ARTICLE, THE IDENTITY OF AN ELECTRONIC VOTER

REGISTRATION AGENCY THROUGH WHICH A PARTICULAR VOTER HAS REGISTERED MAY NOT BE DISCLOSED TO THE PUBLIC.

(H) THE STATE BOARD MAY ADOPT REGULATIONS AS NECESSARY TO IMPLEMENT THIS SECTION.

(I) (1) EACH ELECTRONIC VOTER REGISTRATION AGENCY SHALL:

(I) ON OR BEFORE JANUARY 1, 2017, SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS THAT DESCRIBES:

1. THE EFFORTS OF THE ELECTRONIC VOTER REGISTRATION AGENCY TO REGISTER VOTERS IN THE PRECEDING CALENDAR YEAR;

2. THE STATUS OF THE IMPLEMENTATION OF AN ELECTRONIC VOTER REGISTRATION SYSTEM;

3. THE NUMBER OF INDIVIDUALS WHO COMPLETED AN APPLICABLE TRANSACTION IN THE PRECEDING CALENDAR YEAR AT THE ELECTRONIC VOTER REGISTRATION AGENCY AND THE NUMBER OF THOSE INDIVIDUALS WHO REGISTERED TO VOTE OR UPDATED A VOTER REGISTRATION RECORD; AND

4. ANY OTHER EFFORTS THE ELECTRONIC VOTER REGISTRATION AGENCY PLANS TO MAKE TO IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF THE VOTER REGISTRATION PROCESS AT THE AGENCY; AND

(II) ON OR BEFORE JANUARY 1, 2018, AND JANUARY 1 EACH SUBSEQUENT YEAR, SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS THAT DESCRIBES:

1. THE NUMBER OF INDIVIDUALS WHO COMPLETED AN APPLICABLE TRANSACTION IN THE PRECEDING CALENDAR YEAR AT THE ELECTRONIC VOTER REGISTRATION AGENCY AND THE NUMBER OF THOSE INDIVIDUALS WHO REGISTERED TO VOTE OR UPDATED A VOTER REGISTRATION RECORD; AND

2. ANY EFFORTS THE ELECTRONIC VOTER REGISTRATION AGENCY PLANS TO MAKE TO IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF THE VOTER REGISTRATION PROCESS AT THE AGENCY.

(2) THE DEPARTMENT OF HUMAN RESOURCES SHALL SUBMIT THE REPORTS REQUIRED UNDER PARAGRAPH (1)(I) AND (II) OF THIS SUBSECTION AS SINGLE DOCUMENTS ON BEHALF OF ALL THE LOCAL DEPARTMENTS OF SOCIAL SERVICES.

3-203.1.

(A) IN THIS SECTION, “AUTOMATIC VOTER REGISTRATION AGENCY” MEANS:

(1) THE MOTOR VEHICLE ADMINISTRATION; AND

(2) THE MARYLAND HEALTH BENEFIT EXCHANGE.

(B) (1) ON OR BEFORE JUNE 1, 2017, AN AUTOMATIC VOTER REGISTRATION AGENCY SHALL PROVIDE TO THE STATE BOARD AN ELECTRONIC RECORD OF EACH INDIVIDUAL WHO:

(I) 1. HOLDS A DRIVER’S LICENSE OR IDENTIFICATION CARD; OR

2. HAS ENROLLED IN HEALTH INSURANCE COVERAGE THROUGH THE MARYLAND HEALTH BENEFIT EXCHANGE;

(II) IS NOT REGISTERED TO VOTE OR WHOSE VOTER REGISTRATION RECORD IS ELIGIBLE TO BE UPDATED;

(III) IS AT LEAST 16 YEARS OLD; AND

(IV) HAS INFORMATION ON FILE AT THE AUTOMATIC VOTER REGISTRATION AGENCY THAT DEMONSTRATES THAT THE INDIVIDUAL IS A CITIZEN OF THE UNITED STATES.

(2) AN INDIVIDUAL'S VOTER REGISTRATION RECORD SHALL BE CONSIDERED TO BE ELIGIBLE TO BE UPDATED UNDER THIS SECTION IF:

(I) THE VOTER'S NAME OR ADDRESS IN THE VOTER REGISTRATION RECORD IS INCONSISTENT WITH THE INDIVIDUAL'S RECORD ON FILE WITH AN AUTOMATIC VOTER REGISTRATION AGENCY; AND

(II) THE AUTOMATIC VOTER REGISTRATION AGENCY'S RECORD HAS A LATER DATE THAN THE VOTER REGISTRATION RECORD.

(3) THIS SUBSECTION MAY NOT BE CONSTRUED TO REQUIRE AN AUTOMATIC VOTER REGISTRATION AGENCY TO OBTAIN CITIZENSHIP INFORMATION FROM ANY EXISTING CLIENT OF THE AGENCY WHO HAS NOT PREVIOUSLY PROVIDED CITIZENSHIP INFORMATION IN THE ORDINARY COURSE OF TRANSACTING BUSINESS WITH THE AGENCY.

(C) THE ELECTRONIC RECORD OF AN INDIVIDUAL THAT IS PROVIDED TO THE STATE BOARD UNDER SUBSECTION (B) OF THIS SECTION SHALL INCLUDE:

(1) THE LEGAL NAME AND RESIDENCE ADDRESS OF THE INDIVIDUAL;  
AND

(2) THE ELECTRONIC SIGNATURE OF THE INDIVIDUAL.

(D) THE STATE BOARD SHALL REVIEW THE ELECTRONIC RECORD OF EACH INDIVIDUAL THAT IT RECEIVES UNDER SUBSECTION (B) OF THIS SECTION.

(E) THE STATE BOARD SHALL PROVIDE THE ELECTRONIC RECORD OF EACH INDIVIDUAL WHO IS NOT REGISTERED TO VOTE OR WHOSE VOTER REGISTRATION

RECORD IS ELIGIBLE TO BE UPDATED TO THE LOCAL BOARD FOR THE COUNTY WHERE THE INDIVIDUAL RESIDES.

(F) (1) THE LOCAL BOARD SHALL SEND BY MAIL TO EACH INDIVIDUAL WHO IS NOT REGISTERED TO VOTE A NOTICE THAT CONTAINS THE FOLLOWING INFORMATION:

(I) THE QUALIFICATIONS TO BE A REGISTERED VOTER UNDER § 3-102 OF THE ELECTION LAW ARTICLE;

(II) THAT THE INDIVIDUAL WILL BE REGISTERED TO VOTE UNLESS THE INDIVIDUAL DECLINES TO REGISTER TO VOTE WITHIN 60 DAYS AFTER THE ISSUANCE OF THE NOTICE;

(III) THE MANNER IN WHICH THE INDIVIDUAL MAY DECLINE TO REGISTER TO VOTE, WHICH SHALL INCLUDE:

1. THE OPTION TO MAIL A POSTCARD TO THE LOCAL BOARD WITH POSTAGE PREPAID BY THE LOCAL BOARD; AND

2. ANY OTHER METHOD PRESCRIBED BY THE STATE BOARD BY REGULATION;

(IV) THE MANNER IN WHICH THE INDIVIDUAL MAY SELECT A POLITICAL PARTY AFFILIATION, AS PRESCRIBED BY THE STATE BOARD BY REGULATION;

(V) THAT IF THE INDIVIDUAL DOES NOT SELECT A POLITICAL PARTY AFFILIATION, THE INDIVIDUAL WILL BE DESIGNATED AS NOT AFFILIATED WITH A POLITICAL PARTY AND WILL BE UNABLE TO VOTE IN A PARTY PRIMARY ELECTION;

(VI) THAT THE INDIVIDUAL'S VOTER REGISTRATION RECORD WILL BE SUBJECT TO PUBLIC DISCLOSURE FOR PURPOSES RELATED TO THE ELECTORAL PROCESS UNLESS:

1. THE INDIVIDUAL IS A PARTICIPANT IN AN ADDRESS CONFIDENTIALITY PROGRAM; OR

2. REGULATIONS ADOPTED BY THE STATE BOARD AUTHORIZE THE INDIVIDUAL TO APPLY TO KEEP THE INDIVIDUAL'S RESIDENCE ADDRESS CONFIDENTIAL FOR SPECIFIED SAFETY OR PRIVACY REASONS; AND

(VII) THE MANNER IN WHICH THE INDIVIDUAL MAY APPLY TO KEEP THE INDIVIDUAL'S RESIDENCE ADDRESS CONFIDENTIAL FOR SPECIFIED SAFETY OR PRIVACY REASONS, AS PRESCRIBED BY THE STATE BOARD BY REGULATION.

(2) IF AN INDIVIDUAL WHO IS SENT A NOTICE UNDER PARAGRAPH (1) OF THIS SUBSECTION HAS NOT DECLINED TO REGISTER TO VOTE WITHIN 30 DAYS AFTER THE ISSUANCE OF THE NOTICE, THE LOCAL BOARD SHALL SEND THE INDIVIDUAL A SECOND NOTICE THAT CONTAINS THE SAME INFORMATION THAT IS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, EXCEPT THAT THE NOTICE SHALL STATE THAT THE INDIVIDUAL WILL BE REGISTERED TO VOTE UNLESS THE INDIVIDUAL DECLINES TO REGISTER TO VOTE WITHIN 30 DAYS AFTER THE ISSUANCE OF THE NOTICE.

(3) THE LOCAL BOARD SHALL SEND BY MAIL TO EACH INDIVIDUAL WHOSE VOTER REGISTRATION RECORD IS ELIGIBLE TO BE UPDATED A NOTICE THAT CONTAINS THE FOLLOWING INFORMATION:

(I) THAT THE INDIVIDUAL'S VOTER REGISTRATION RECORD WILL BE UPDATED UNLESS THE INDIVIDUAL DECLINES TO UPDATE THE INDIVIDUAL'S VOTER REGISTRATION RECORD WITHIN 30 DAYS AFTER THE ISSUANCE OF THE NOTICE; AND

(II) THE MANNER IN WHICH THE INDIVIDUAL MAY DECLINE TO UPDATE THE INDIVIDUAL'S VOTER REGISTRATION RECORD, WHICH SHALL INCLUDE:

1. THE OPTION TO MAIL A POSTCARD TO THE LOCAL BOARD WITH POSTAGE PREPAID BY THE LOCAL BOARD; AND

2. ANY OTHER METHOD PRESCRIBED BY THE STATE BOARD BY REGULATION.

(4) SUBJECT TO THE REQUIREMENTS OF THIS SUBSECTION, THE STATE BOARD SHALL PRESCRIBE THE FORM AND CONTENT OF THE NOTICES REQUIRED UNDER THIS SUBSECTION.

(G) (1) THE LOCAL BOARD SHALL PROMPTLY ADD TO THE STATEWIDE VOTER REGISTRATION LIST THE NAME OF EACH INDIVIDUAL WHO DOES NOT DECLINE TO REGISTER TO VOTE WITHIN 60 DAYS AFTER ISSUANCE OF THE FIRST NOTICE REQUIRED UNDER SUBSECTION (F) OF THIS SECTION.

(2) (I) THE LOCAL BOARD SHALL PROMPTLY UPDATE THE VOTER REGISTRATION RECORD OF EACH INDIVIDUAL WHO DOES NOT DECLINE TO UPDATE THE INDIVIDUAL'S VOTER REGISTRATION RECORD WITHIN 30 DAYS AFTER ISSUANCE OF THE NOTICE REQUIRED UNDER SUBSECTION (F) OF THIS SECTION.

(II) IF AN INDIVIDUAL'S VOTER REGISTRATION RECORD IS UPDATED UNDER THIS PARAGRAPH:

1. ONLY THE INDIVIDUAL'S NAME OR ADDRESS MAY BE CHANGED; AND

2. ALL OTHER INFORMATION IN THE INDIVIDUAL'S VOTER REGISTRATION RECORD SHALL REMAIN UNCHANGED.

(H) AN INDIVIDUAL WHO IS ADDED TO THE STATEWIDE VOTER REGISTRATION LIST UNDER SUBSECTION (G) OF THIS SECTION SHALL BE LISTED AS NOT AFFILIATED WITH ANY POLITICAL PARTY IF THE INDIVIDUAL HAS NOT AFFIRMATIVELY SELECTED A POLITICAL PARTY AFFILIATION.

(I) AFTER ADDING AN INDIVIDUAL TO THE STATEWIDE VOTER REGISTRATION LIST OR UPDATING AN INDIVIDUAL'S VOTER REGISTRATION RECORD UNDER SUBSECTION (G) OF THIS SECTION, THE LOCAL BOARD SHALL SEND TO THE INDIVIDUAL A VOTER NOTIFICATION CARD UNDER § 3-301(C)(2) OF THIS TITLE.



(J) AN INDIVIDUAL WHO BECOMES REGISTERED TO VOTE UNDER THIS SECTION SHALL BE CONSIDERED TO HAVE BECOME REGISTERED TO VOTE BASED ON INFORMATION PROVIDED TO THE STATE BOARD BY AN AUTOMATIC VOTER REGISTRATION AGENCY.

(K) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, IF AN INDIVIDUAL WHO BECOMES REGISTERED TO VOTE UNDER THIS SECTION NOTIFIES THE STATE BOARD OR A LOCAL BOARD WITHIN 90 DAYS AFTER RECEIVING A VOTER NOTIFICATION CARD UNDER § 3-301(C)(2) OF THIS TITLE THAT THE INDIVIDUAL WAS INADVERTENTLY REGISTERED TO VOTE AND SHOULD NOT HAVE BEEN REGISTERED TO VOTE, THE STATE BOARD SHALL PERMANENTLY DELETE THE INDIVIDUAL'S VOTER REGISTRATION RECORD AND PROCEED AS IF NO REGISTRATION HAD OCCURRED.

(2) THE STATE BOARD MAY NOT DELETE AN INDIVIDUAL'S VOTER REGISTRATION RECORD UNDER THIS SUBSECTION IF THE INDIVIDUAL VOTED DURING THE 90-DAY PERIOD AFTER THE INDIVIDUAL BECAME REGISTERED TO VOTE UNDER THIS SECTION.

(L) ON OR BEFORE JUNE 1, 2021, AND ON OR BEFORE JUNE 1 OF EACH FOURTH YEAR THEREAFTER, THE STATE BOARD, IN COLLABORATION WITH EACH AUTOMATIC VOTER REGISTRATION AGENCY, SHALL FOLLOW THE PROCEDURES PRESCRIBED IN THIS SECTION TO UPDATE THE VOTER REGISTRATION RECORDS OF INDIVIDUALS WHO ARE REGISTERED TO VOTE.

(M) THE STATE BOARD SHALL TAKE APPROPRIATE MEASURES TO EDUCATE THE PUBLIC ABOUT AUTOMATIC VOTER REGISTRATION UNDER THIS SECTION.

(N) THE STATE BOARD MAY ADOPT REGULATIONS AS NECESSARY TO IMPLEMENT THIS SECTION.

(O) THE STATE BOARD AND EACH AUTOMATIC VOTER REGISTRATION AGENCY SHALL JOINTLY SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS ON OR BEFORE JANUARY 1, 2018, THAT DESCRIBES:

**(1) THE ACTIONS TAKEN TO IMPLEMENT THIS SECTION;**

**(2) THE NUMBER OF INDIVIDUALS SENT A NOTICE UNDER SUBSECTION (F) OF THIS SECTION; AND**

**(3) THE NUMBER OF INDIVIDUALS SENT A NOTICE UNDER SUBSECTION (F) OF THIS SECTION WHO:**

**(I) WERE REGISTERED TO VOTE;**

**(II) HAD A VOTER REGISTRATION RECORD UPDATED; AND**

**(III) OPTED OUT OF VOTER REGISTRATION OR UPDATING A VOTER REGISTRATION RECORD.**

3–204.

(a) (1) The State Board shall designate public agencies and nongovernmental agencies as voter registration agencies where qualified individuals may apply to register to vote.

(2) The State Board shall designate the following offices as voter registration agencies:

(i) all offices in the State that provide public assistance;

(ii) all offices in the State that provide State-funded programs primarily engaged in providing services to individuals with disabilities; [and]

(iii) all public institutions of higher education in the State; AND

**(IV) ALL ONE-STOP CAREER CENTERS IN THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION.**

(3) The State Board and the Secretary of Defense shall jointly develop and implement procedures for persons to apply to register to vote at recruitment offices of the armed forces of the United States, which shall be deemed voter registration agencies.

(A-2) A VOTER REGISTRATION AGENCY THAT IS SUBJECT TO THE REQUIREMENTS OF § 3-203 OF THIS SUBTITLE:

(1) SHALL CONDUCT VOTER REGISTRATION IN THE MANNER SPECIFIED IN § 3-203 OF THIS SUBTITLE; AND

(2) IS NOT SUBJECT TO THE REQUIREMENTS OF THIS SECTION.

(b) Except for a public institution of higher education in the State, which institution shall comply with the requirements of subsection (c) of this section, each voter registration agency, as provided in subsection (a)(2) and (3) of this section, shall:

(1) distribute a voter registration application approved by the State Board or the Federal Election Commission with each application for service or assistance it renders and with each recertification, renewal, or change of address form relating to such service or assistance;

(2) provide a document to prospective registrants that includes:

(i) the question, “If you are not registered to vote where you live now, would you like to apply to register to vote here today?”;

(ii) if the agency provides public assistance, the statement, “Applying to register or declining to register to vote will not affect the amount of assistance that you will be provided by this agency.”;

(iii) boxes for the applicant to check to indicate whether the applicant would like to register or declines to register to vote together with the statement (in close proximity to the boxes and in prominent type), “If you do not check either box, you will be considered to have decided not to register to vote at this time.”;

(iv) the statement, “If you would like help in filling out the voter registration application form, we will help you. The decision whether to seek or accept help is yours. You may fill out the application form in private.”;

(v) the statement, “If you believe that someone has interfered with your right to register or to decline to register to vote, your right to privacy in deciding whether to register or in applying to register to vote, or your right to choose your own political party or other political preference, you may file a complaint with the State Board of Elections.”; and

(vi) the address and toll free telephone number of the State Board;

(3) provide each applicant who does not decline to register to vote and who accepts assistance the same degree of assistance with regard to completion of the registration application as is provided by the office with regard to the completion of its own applications, unless the applicant refuses such assistance; [and]

**(4) ENSURE THAT EACH APPLICATION FOR SERVICE OR ASSISTANCE FROM THE AGENCY AND EACH RECERTIFICATION, RENEWAL, OR CHANGE OF ADDRESS FORM RELATING TO THE SERVICE OR ASSISTANCE MAY NOT BE COMPLETED UNTIL THE APPLICANT HAS INDICATED WHETHER THE APPLICANT WISHES TO REGISTER TO VOTE; AND**

**[(4)](5) accept the completed voter registration application for transmittal to the appropriate election board.**

**[(c) At the time that an individual enrolls, registers, or pays for course work provided by a public institution of higher education in the State, the institution shall provide the individual with an opportunity to request a voter registration application. If the individual requests a voter registration application, the institution shall provide, or cause to be provided, an application to the individual.]**

**(C) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(II) “COMMISSION” MEANS THE MARYLAND HIGHER EDUCATION COMMISSION.**

**(III) “INSTITUTION OF HIGHER EDUCATION” HAS THE MEANING STATED IN § 10–101(H) OF THE EDUCATION ARTICLE.**

(2) (I) ON OR BEFORE JULY 1, 2017, A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL PROVIDE A LINK TO THE ONLINE VOTER REGISTRATION SYSTEM ON THE HOME PAGE OF THE ONLINE PORTAL USED BY STUDENTS TO REGISTER FOR COURSE WORK.

(II) THE LINK TO THE ONLINE VOTER REGISTRATION SYSTEM SHALL BE PROMINENTLY PLACED ON THE HOME PAGE IN A LOCATION WHERE IT MAY BE EASILY VIEWED BY STUDENTS REGISTERING FOR COURSE WORK.

(3) A PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL:

(I) ON OR BEFORE JANUARY 1, 2017, SUBMIT A REPORT TO THE COMMISSION THAT INCLUDES:

1. THE EFFORTS OF THE PUBLIC INSTITUTION OF HIGHER EDUCATION TO REGISTER VOTERS IN THE PRECEDING CALENDAR YEAR;

2. A SCREEN SHOT OF THE HOME PAGE OF THE ONLINE PORTAL USED BY STUDENTS TO REGISTER FOR COURSE WORK THAT INCLUDES THE LINK REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION;

3. THE NUMBER OF STUDENTS WHO ARE RESIDENTS OF THE STATE AND REGISTERED FOR COURSE WORK IN THE PRECEDING 6 MONTHS AT THE PUBLIC INSTITUTION OF HIGHER EDUCATION AND THE NUMBER OF THOSE STUDENTS WHO CLICKED ON THE LINK REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION; AND

4. ANY OTHER EFFORTS THE PUBLIC INSTITUTION OF HIGHER EDUCATION PLANS TO MAKE TO IMPROVE ACCESS TO VOTER REGISTRATION FOR STUDENTS AT THE INSTITUTION; AND

(II) ON OR BEFORE JANUARY 1, 2018, AND JANUARY 1 EACH SUBSEQUENT YEAR, SUBMIT A REPORT TO THE COMMISSION THAT DESCRIBES:

1. THE NUMBER OF STUDENTS WHO ARE RESIDENTS OF THE STATE AND REGISTERED FOR COURSE WORK IN THE PRECEDING CALENDAR

YEAR AT THE PUBLIC INSTITUTION OF HIGHER EDUCATION AND THE NUMBER OF THOSE STUDENTS WHO CLICKED ON THE LINK REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION; AND

2. ANY EFFORTS THE PUBLIC INSTITUTION OF HIGHER EDUCATION PLANS TO MAKE TO IMPROVE ACCESS TO VOTER REGISTRATION FOR STUDENTS AT THE INSTITUTION.

(4) THE COMMISSION SHALL COMPILE AND SUMMARIZE THE INFORMATION REPORTED BY PUBLIC INSTITUTIONS OF HIGHER EDUCATION:

(I) UNDER PARAGRAPH (3)(I) OF THIS SUBSECTION, IN A SINGLE REPORT THAT THE COMMISSION SHALL SUBMIT ON OR BEFORE JANUARY 15, 2017, TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE; AND

(II) UNDER PARAGRAPH (3)(II) OF THIS SUBSECTION, IN A SINGLE REPORT THAT THE COMMISSION SHALL SUBMIT ON OR BEFORE JANUARY 15, 2018, AND JANUARY 15 EACH SUBSEQUENT YEAR TO THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE.

(d) An applicant may mail the voter registration application to the appropriate State election official or return it to the voter registration agency for transmittal to the appropriate election official.

(e) Within 5 days from the acceptance of a voter registration application, the voter registration agency shall forward the application to the appropriate State election official.

(f) (1) An applicant registering to vote at a voter registration agency may affirmatively consent to the use of an electronic copy of the individual's signature that is on file with the voter registration agency as the individual's signature for the application being submitted.

(2) If an applicant signs a voter registration application as provided in paragraph (1) of this subsection, the voter registration agency shall transmit an electronic copy of the applicant's signature to the State Board within 5 days after the day on which the agency accepted the application.

(g) If a voter registration agency is an office described in subsection (a)(2)(ii) of this section, which provides services to an individual with a disability at the individual's home, the agency shall provide the services described in subsection (b) of this section at the individual's home.

(h) (1) An individual who provides any service described in subsection (b) of this section may not:

(i) seek to influence an applicant's political preference or party registration;

(ii) display any political preference or party allegiance; or

(iii) make any statement to an applicant or take any action the purpose or effect of which is to lead the applicant to believe that a decision to register or not to register has any bearing on the availability of services or benefits.

(2) No information relating to a declination to register to vote in connection with an application made at an office designated as a voter registration agency may be used for any purpose other than the maintenance of voter registration statistics.

(3) Notwithstanding § 3-501 of this title and § 4-401 of the General Provisions Article, the identity of a voter registration agency through which a particular voter has registered may not be disclosed to the public.

(i) Regulations necessary to carry out the requirements of this section and § 3-203 of this subtitle, including provisions for training the employees of voter registration agencies and the Motor Vehicle Administration, shall be adopted by the State Board in cooperation with each agency.

(J) ON OR BEFORE JANUARY 1, 2017, AND JANUARY 1 OF EACH SUBSEQUENT YEAR, THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION SHALL SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE EDUCATION, HEALTH, AND

ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE COMMITTEE ON WAYS AND MEANS THAT DESCRIBES:

(1) THE EFFORTS OF THE ONE-STOP CAREER CENTERS TO REGISTER VOTERS UNDER THIS SECTION IN THE PRECEDING CALENDAR YEAR; AND

(2) ANY EFFORTS THE DEPARTMENT PLANS TO MAKE TO IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF THE VOTER REGISTRATION PROCESS AT THE ONE-STOP CAREER CENTERS.

3-204.2.

(A) THE STATE BOARD AND THE DEPARTMENT OF NATURAL RESOURCES SHALL JOINTLY DEVELOP AND IMPLEMENT PROCEDURES FOR INDIVIDUALS WHO APPLY FOR THE ISSUANCE OR RENEWAL OF A RECREATIONAL HUNTING OR FISHING LICENSE ONLINE TO BE OFFERED THE OPPORTUNITY TO REGISTER TO VOTE THROUGH A LINK TO THE ONLINE VOTER REGISTRATION SYSTEM.

(B) THE STATE BOARD AND THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION SHALL JOINTLY DEVELOP AND IMPLEMENT PROCEDURES FOR INDIVIDUALS WHO USE THE MARYLAND WORKFORCE EXCHANGE WEB SITE TO BE OFFERED THE OPPORTUNITY TO REGISTER TO VOTE THROUGH A LINK TO THE ONLINE VOTER REGISTRATION SYSTEM.

3-204.3.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “APPLICABLE TRANSACTION” HAS THE MEANING STATED IN § 3-203 OF THIS SUBTITLE.

(3) “ELECTRONIC VOTER REGISTRATION AGENCY” HAS THE MEANING STATED IN § 3-203 OF THIS SUBTITLE.



(B) EACH YEAR, THE STATE BOARD SHALL SEND, BY MAIL, A VOTER REGISTRATION APPLICATION AND INSTRUCTIONS ON HOW TO ACCESS THE ONLINE VOTER REGISTRATION SYSTEM TO EACH INDIVIDUAL WHO, DURING THE PREVIOUS YEAR:

(1) (I) COMPLETED AN APPLICABLE TRANSACTION AT AN ELECTRONIC VOTER REGISTRATION AGENCY;

(II) APPLIED FOR THE ISSUANCE OR RENEWAL OF A RECREATIONAL HUNTING OR FISHING LICENSE FROM THE DEPARTMENT OF NATURAL RESOURCES;

(III) FILED AN INDIVIDUAL INCOME TAX RETURN WITH THE COMPTROLLER; OR

(IV) USED THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION'S MARYLAND WORKFORCE EXCHANGE WEB SITE; AND

(2) IS NOT REGISTERED TO VOTE.

(C) (1) THE STATE BOARD SHALL PROVIDE THE STATEWIDE VOTER REGISTRATION LIST TO THE COMPTROLLER.

(2) THE COMPTROLLER SHALL:

(I) USE THE STATEWIDE VOTER REGISTRATION LIST TO IDENTIFY INDIVIDUALS WHO FILED AN INDIVIDUAL INCOME TAX RETURN AND ARE NOT REGISTERED TO VOTE; AND

(II) PROVIDE THE NAMES AND ADDRESSES OF THOSE INDIVIDUALS WHO ARE NOT REGISTERED TO VOTE TO THE STATE BOARD FOR PURPOSES OF THE MAILING REQUIRED BY SUBSECTION (B) OF THIS SECTION.

**(A) IN THIS SECTION, “ADDRESS CONFIDENTIALITY PROGRAM” HAS THE MEANING STATED IN § 3-203 OF THIS TITLE.**

**[(a)](B) (1) A copy of a list of registered voters shall be provided to a Maryland registered voter on receipt of:**

**(i) a written application; and**

**(ii) a statement, signed under oath, that the list is not intended to be used for:**

**1. commercial solicitation; or**

**2. any other purpose not related to the electoral process.**

**(2) In consultation with the local boards, the State Board shall adopt regulations that specify:**

**(i) the time for a list to be provided under this subsection;**

**(ii) the authorization to be required for providing a list;**

**(iii) the fee to be paid for providing a list;**

**(iv) the information to be included on a list;**

**(V) THAT THE RESIDENCE ADDRESS OF AN INDIVIDUAL WHO IS A PARTICIPANT IN AN ADDRESS CONFIDENTIALITY PROGRAM MAY NOT BE DISCLOSED;**

**(VI) THAT A PARTICIPANT IN AN ADDRESS CONFIDENTIALITY PROGRAM IS NOT REQUIRED TO APPLY TO THE STATE BOARD TO KEEP THE INDIVIDUAL’S RESIDENCE ADDRESS CONFIDENTIAL;**

**[(v)] (VII) the format of the information; and**

**[(vi)] (VIII) the medium or media on which the information is to be provided.**

[(b)] (C) (1) The State Administrator or a designee shall provide a copy of the statewide voter registration list and voter registration records to a jury commissioner on request and without charge by means agreed to with the Administrative Office of the Courts.

(2) On application of the Attorney General, a circuit court may compel compliance with paragraph (1) of this subsection.

[(c)] (D) A person who knowingly allows a list of registered voters, under the person's control, to be used for any purpose not related to the electoral process is guilty of a misdemeanor and, on conviction, is subject to the penalties under Title 16 of this article.

#### Article – Human Services

1–201.

(a) Except as provided in subsection (b) of this section, a person may not disclose any information concerning an applicant for or recipient of social services, child welfare services, cash assistance, food stamps, or medical assistance that is directly or indirectly derived from the records, investigations, or communications of the State, a county, or a municipal corporation or a unit of the State, a county, or a municipal corporation or that is acquired in the course of the performance of official duties.

(b) This section does not prohibit the disclosure of information:

(1) in accordance with a court order; or

(2) to an officer or employee of any state or local government, the United States, or a fiduciary institution, if the officer or employee is entitled to the information in an official capacity and the disclosure is necessary to administer:

(I) public assistance, medical assistance, social services, or child welfare services programs; OR

(II) VOTER REGISTRATION IN ACCORDANCE WITH § 3–203 OF THE ELECTION LAW ARTICLE.

(c) A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 90 days or a fine not exceeding \$500 or both.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) Each agency with responsibility for carrying out this Act shall designate an employee to act as the agency's voter registration coordinator.

(b) Each voter registration coordinator shall complete an annual training program conducted by the State Board of Elections concerning the requirements of this Act.

(c) Each voter registration coordinator shall oversee an annual training program concerning the requirements of this Act for all employees of the coordinator's agency with responsibility for carrying out this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2016."

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB1007/925962/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1007, AS AMENDED

On page 32 of the Committee on Ways and Means Amendments (HB1007/695067/1), in Amendment No. 2, strike in their entirety lines 19 and 20.

On page 33 of the Committee on Ways and Means Amendments, in line 1 of Amendment No. 2, strike the brackets; and in the same line, strike "**(B)**".

On page 34 of the Committee on Ways and Means Amendments, in Amendment No. 2, in lines 4 and 10, in each instance, strike the bracket; and in lines 4 and 10, strike "**(C)**" and "**(D)**", respectively.

The preceding amendment was read and adopted.

Delegate Kipke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

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

**House Bill 1054 – Delegates Brooks, Morales, Anderson, Anderton, Angel, Arentz, Atterbeary, Aumann, Barkley, Branch, Bromwell, Carter, Chang, Clippinger, Conaway, Ebersole, Fennell, Fisher, Fraser-Hidalgo, Frick, Christ, Glenn, Hayes, Haynes, Hettleman, Holmes, S. Howard, Impallaria, Jackson, Jalisi, Jameson, Jones, Knotts, Kramer, Krebs, Krimm, Lafferty, Lam, Lierman, Lisanti, Mautz, McCray, McDonough, McMillan, A. Miller, Morhaim, Oaks, Patterson, Rey, B. Robinson, S. Robinson, Rosenberg, Sample-Hughes, Sanchez, Smith, Sophocleus, Stein, Sydnor, Szeliga, Tarlau, Turner, Valderrama, Vaughn, Waldstreicher, A. Washington, M. Washington, West, C. Wilson, and P. Young**

AN ACT concerning

**Income Tax – Penalties – Assessment Schedule**

**HB1054/485960/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1054

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Arentz,”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 11 through 25, 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 1094 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Video Lottery Terminal Proceeds – Use of Local  
Impact Grants  
PG 313–16****HB1094/325469/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1094

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “specifying that” and substitute “altering a certain provision of law to allow”; in line 6, strike “are”; in line 7, strike “instead of for” and substitute “in addition to”; and in the same line, after “projects;” insert “providing that certain proceeds used for public safety projects may not exceed a certain amount; providing that certain proceeds to be used for public safety and after–school and recreational activity projects may be used only to supplement and not supplant existing expenses or obligations;”.

AMENDMENT NO. 2

On page 3, in line 6, strike the brackets; and in the same line, before “~~AFTER–SCHOOL~~” insert “AND”.

On page 4, in line 25, strike the brackets; and in the same line, before “~~AFTER–SCHOOL~~” insert “AND”.

AMENDMENT NO. 3

On page 3, after line 15, insert:

**“(III) OF THE AMOUNT SPECIFIED UNDER SUBPARAGRAPH (I)1 OF THIS PARAGRAPH, NO MORE THAN 50% MAY BE USED FOR PUBLIC SAFETY PROJECTS.**

(IV) THE PROCEEDS PROVIDED TO PRINCE GEORGE’S COUNTY UNDER SUBPARAGRAPH (I)1 OF THIS PARAGRAPH FOR PUBLIC SAFETY AND AFTER-SCHOOL AND RECREATIONAL ACTIVITY PROJECTS:

1. ARE SUPPLEMENTAL TO ANY EXISTING EXPENSES OR OBLIGATIONS RELATED TO PUBLIC SAFETY AND AFTER-SCHOOL AND RECREATIONAL ACTIVITY PROJECTS; AND

2. MAY NOT TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE APPROPRIATED FOR PUBLIC SAFETY AND AFTER-SCHOOL AND RECREATIONAL ACTIVITY PROJECTS.”.

AMENDMENT NO. 4

On page 4, after line 34, insert:

“(III) OF THE AMOUNT SPECIFIED UNDER SUBPARAGRAPH (I)1 OF THIS PARAGRAPH, NO MORE THAN 50% MAY BE USED FOR PUBLIC SAFETY PROJECTS.

(IV) THE PROCEEDS PROVIDED TO PRINCE GEORGE’S COUNTY UNDER SUBPARAGRAPH (I)1 OF THIS PARAGRAPH FOR PUBLIC SAFETY AND AFTER-SCHOOL AND RECREATIONAL ACTIVITY PROJECTS:

1. ARE SUPPLEMENTAL TO ANY EXISTING EXPENSES OR OBLIGATIONS RELATED TO PUBLIC SAFETY AND AFTER-SCHOOL AND RECREATIONAL ACTIVITY PROJECTS; AND

2. MAY NOT TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE APPROPRIATED FOR PUBLIC SAFETY AND AFTER-SCHOOL AND RECREATIONAL ACTIVITY PROJECTS.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1226 – Delegate A. Washington**

AN ACT concerning

**Recordation and Transfer Taxes – Transfer of Controlling Interest – Exemptions**

**HB1226/445868/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1226

(First Reading File Bill)

On page 4, in line 11, strike “proportion”; and in the same line, strike “WHO” and substitute “PROPORTIONS AS THOSE PERSONS”.

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 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**

**HB1494/505667/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1494

(First Reading File Bill)

AMENDMENT NO. 1



On page 1, in line 2, strike “Physician”; in lines 5 and 27, in each instance, strike “physician”; in line 22, after “regulations;” insert “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;”; in line 25, after “purpose;” insert “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;”; and in line 26, after “Act;” insert “providing for the termination of this Act;”.

On page 2, in line 2, after “10–737” insert “and 10–738”; and after line 19, insert:

“BY repealing and reenacting, with amendments,

Article – Health Occupations

Section 8–206(b)

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)”.

#### AMENDMENT NO. 2

On page 3, in line 6, strike “**APPROVED BY THE STATE BOARD OF PHYSICIANS**” and substitute “**AUTHORIZED BY AN ACCREDITED MEDICAL SCHOOL IN THE STATE**”.

#### AMENDMENT NO. 3

On page 4, after line 26, insert:

“10–738.

**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(2) “DEPARTMENT” MEANS THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.**

**(3) “LICENSED PHYSICIAN” MEANS AN INDIVIDUAL WHO IS LICENSED TO PRACTICE MEDICINE UNDER TITLE 14 OF THE HEALTH OCCUPATIONS ARTICLE.**

(4) “NURSE PRACTITIONER” HAS THE MEANING STATED IN § 8-101 OF THE HEALTH OCCUPATIONS ARTICLE.

(5) “PRECEPTORSHIP PROGRAM” MEANS AN ORGANIZED SYSTEM OF CLINICAL EXPERIENCE THAT, FOR THE PURPOSE OF ATTAINING SPECIFIED LEARNING OBJECTIVES, PAIRS A NURSE PRACTITIONER STUDENT ENROLLED IN A NURSING EDUCATION PROGRAM THAT IS RECOGNIZED BY THE STATE BOARD OF NURSING WITH A NURSE PRACTITIONER OR LICENSED PHYSICIAN WHO MEETS THE QUALIFICATIONS AS A PRECEPTOR.

(B) (1) SUBJECT TO THE LIMITATIONS OF THIS SECTION, A NURSE PRACTITIONER OR LICENSED PHYSICIAN MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX IN THE AMOUNT STATED ON THE TAX CREDIT CERTIFICATE ISSUED UNDER SUBSECTION (C) OF THIS SECTION FOR THE TAXABLE YEAR IN WHICH THE NURSE PRACTITIONER OR LICENSED PHYSICIAN SERVED WITHOUT COMPENSATION AS A PRECEPTOR IN A PRECEPTORSHIP PROGRAM APPROVED BY THE STATE BOARD OF NURSING AND WORKED:

(I) A MINIMUM OF THREE ROTATIONS, EACH CONSISTING OF 160 HOURS OF COMMUNITY-BASED CLINICAL TRAINING; AND

(II) IN AN AREA OF THE STATE IDENTIFIED AS HAVING A HEALTH CARE WORKFORCE SHORTAGE BY THE DEPARTMENT, IN CONSULTATION WITH THE GOVERNOR’S WORKFORCE INVESTMENT BOARD.

(2) (I) THE TOTAL AMOUNT OF THE CREDIT ALLOWED UNDER THIS SECTION FOR ANY TAXABLE YEAR MAY NOT EXCEED THE STATE INCOME TAX IMPOSED FOR THAT TAXABLE YEAR.

(II) ANY UNUSED AMOUNT OF THE CREDIT FOR ANY TAXABLE YEAR MAY NOT BE CARRIED OVER TO ANY OTHER TAXABLE YEAR.

(C) (1) ON APPLICATION BY A NURSE PRACTITIONER OR LICENSED PHYSICIAN, THE DEPARTMENT SHALL ISSUE A CREDIT CERTIFICATE IN THE AMOUNT OF \$1,000 FOR EACH NURSE PRACTITIONER STUDENT FOR WHOM THE

NURSE PRACTITIONER OR LICENSED PHYSICIAN SERVED AS A PRECEPTOR WITHOUT COMPENSATION.

**(2) THE APPLICATION SHALL CONTAIN:**

**(I) THE NAME OF THE NURSE PRACTITIONER OR LICENSED PHYSICIAN;**

**(II) INFORMATION IDENTIFYING THE PRECEPTORSHIP IN WHICH THE NURSE PRACTITIONER OR LICENSED PHYSICIAN PARTICIPATED;**

**(III) THE NUMBER AND NAMES OF THE NURSE PRACTITIONER STUDENTS FOR WHOM THE INDIVIDUAL SERVED AS A PRECEPTOR WITHOUT COMPENSATION; AND**

**(IV) ANY OTHER INFORMATION THAT THE DEPARTMENT REQUIRES.**

**(3) FOR ANY TAXABLE YEAR, THE AMOUNT OF TAX CREDIT STATED IN THE TAX CREDIT CERTIFICATE MAY NOT EXCEED \$10,000.**

**(4) THE DEPARTMENT SHALL:**

**(I) APPROVE ALL APPLICATIONS THAT QUALIFY FOR A TAX CREDIT CERTIFICATE UNDER THIS SUBSECTION ON A FIRST-COME, FIRST-SERVED BASIS; AND**

**(II) NOTIFY A TAXPAYER WITHIN 45 DAYS OF RECEIPT OF THE TAXPAYER'S APPLICATION OF ITS APPROVAL OR DENIAL.**

**(5) (I) FOR EACH TAXABLE YEAR, THE TOTAL AMOUNT OF TAX CREDIT CERTIFICATES THAT MAY BE ISSUED BY THE DEPARTMENT UNDER THIS SECTION MAY NOT EXCEED THE LESSER OF:**

**1. THE TOTAL FUNDS IN THE NURSE PRACTITIONER PRECEPTORSHIP TAX CREDIT FUND FOR THAT YEAR; OR**

**2. \$100,000.**

**(II) IF THE AGGREGATE AMOUNT OF TAX CREDIT CERTIFICATES ISSUED UNDER THIS SECTION DURING A TAXABLE YEAR TOTAL LESS THAN THE AMOUNT AUTHORIZED UNDER THIS PARAGRAPH, ANY EXCESS AMOUNT MAY BE ISSUED UNDER TAX CREDIT CERTIFICATES IN THE NEXT TAXABLE YEAR.**

**(D) (1) IN THIS SECTION, “FUND” MEANS THE NURSE PRACTITIONER PRECEPTORSHIP TAX CREDIT FUND ESTABLISHED UNDER PARAGRAPH (2) OF THIS SUBSECTION.**

**(2) THERE IS A NURSE PRACTITIONER PRECEPTORSHIP TAX CREDIT FUND.**

**(3) THE DEPARTMENT SHALL ADMINISTER THE FUND.**

**(4) THE PURPOSE OF THE FUND IS TO OFFSET THE COSTS OF THE TAX CREDIT AVAILABLE UNDER THIS SECTION.**

**(5) THE FUND IS A SPECIAL CONTINUING, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

**(6) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.**

**(7) THE FUND CONSISTS OF:**

**(I) REVENUE DISTRIBUTED TO THE FUND UNDER § 8-206 OF THE HEALTH OCCUPATIONS ARTICLE;**

**(II) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND; AND**

**(III) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.**

(8) THE MONEY IN THE FUND SHALL BE INVESTED AND REINVESTED BY THE STATE TREASURER, AND INTEREST AND EARNINGS SHALL BE CREDITED TO THE GENERAL FUND OF THE STATE.

(9) (i) EXCEPT AS OTHERWISE PROVIDED IN THIS PARAGRAPH, MONEY CREDITED OR APPROPRIATED TO THE FUND SHALL REMAIN IN THE FUND.

(ii) 1. WITHIN 15 DAYS AFTER THE END OF EACH CALENDAR QUARTER, THE DEPARTMENT SHALL NOTIFY THE COMPTROLLER AS TO EACH CREDIT CERTIFICATE ISSUED DURING THE QUARTER.

2. ON NOTIFICATION THAT A CREDIT CERTIFICATE HAS BEEN ISSUED BY THE DEPARTMENT, THE COMPTROLLER SHALL TRANSFER AN AMOUNT EQUAL TO THE CREDIT AMOUNT STATED IN THE TAX CREDIT CERTIFICATE FROM THE FUND TO THE GENERAL FUND OF THE STATE.

(E) ON OR BEFORE JANUARY 31 EACH TAXABLE YEAR, THE DEPARTMENT SHALL:

(1) REPORT TO THE COMPTROLLER ON THE TAX CREDIT CERTIFICATES ISSUED UNDER THIS SECTION DURING THE PRIOR TAXABLE YEAR; AND

(2) REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, ON THE UTILIZATION OF THE CREDIT ESTABLISHED UNDER THIS SECTION.

(F) THE DEPARTMENT, IN CONSULTATION WITH THE GOVERNOR'S WORKFORCE INVESTMENT BOARD, SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION, INCLUDING THE CRITERIA AND PROCEDURES FOR APPLICATION FOR, APPROVAL OF, AND MONITORING ELIGIBILITY FOR THE TAX CREDIT AUTHORIZED UNDER THIS SECTION."

On page 5, after line 12, insert:

“Article – Health Occupations8–206.

(b) (1) The Board may set reasonable fees for the issuance and renewal of licenses and its other services.

(2) The fees charged shall be set so as to produce funds to approximate the cost of maintaining the Board as provided in subsection (e) of this section.

**(3) (I) IN ADDITION TO THE FEE SET BY THE BOARD UNDER THIS TITLE FOR THE RENEWAL OF AN ADVANCED PRACTICE REGISTERED NURSE CERTIFICATION OF A NURSE PRACTITIONER, THE BOARD SHALL ASSESS A SEPARATE \$15 FEE FOR A RENEWAL OF THE CERTIFICATION.**

**(II) THE BOARD SHALL PAY THE FEE COLLECTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO THE NURSE PRACTITIONER PRECEPTORSHIP TAX CREDIT FUND ESTABLISHED UNDER § 10–738 OF THE TAX – GENERAL ARTICLE.”;**

and in line 14, after “2015.” insert “It shall remain effective for a period of 5 years and, at the end of June 30, 2021, 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.

### SPECIAL ORDERS

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

**House Bill 141 – Delegates Luedtke, Ebersole, Anderson, Atterbeary, Barkley, D. Barnes, Barve, Brooks, Carr, Cullison, Dumais, Fennell, Fraser–Hidalgo, Frick, Gutierrez, Hill, Jalisi, Jameson, Kelly, Lam, Moon, Morales, Patterson, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Smith, Stein, Tarlau, Turner, Valentino–Smith, Walker, A. Washington, M. Washington, P. Young, and Zucker**

AN ACT concerning

**Education – Education Accountability Program – Limits on Testing**

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

Read the second time and ordered prepared for Third Reading.

**House Bill 1106 – Delegates Frick, Davis, B. Barnes, Barkley, Barron, Barve, Brooks, Clippinger, Cullison, Dumais, Ebersole, Fraser-Hidalgo, Gilchrist, Gutierrez, Healey, Hill, Hixson, Jalisi, Kaiser, Kelly, Korman, Kramer, Lam, Lierman, Luedtke, A. Miller, Moon, Morhaim, Pena-Melnyk, Platt, Reznik, S. Robinson, Smith, Tarlau, Turner, Valderrama, Valentino-Smith, Vaughn, Waldstreicher, and A. Washington**

AN ACT concerning

**Clean Energy Jobs – Renewable Energy Portfolio Standard Revisions**

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

FLOOR AMENDMENT

**HB1106/523720/1**

BY: Delegate O'Donnell

AMENDMENTS TO HOUSE BILL 1106

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “altering the definition of “Tier 1 renewable source” to include cold fusion:”.

On page 2, in line 18, after “Section” insert “7-701(r).”.

AMENDMENT NO. 2

On page 5, after line 6, insert:

“7-701.

(r) “Tier 1 renewable source” means one or more of the following types of energy sources:

(1) solar energy, including energy from photovoltaic technologies and solar water heating systems;

(2) wind;

(3) qualifying biomass;

(4) methane from the anaerobic decomposition of organic materials in a landfill or wastewater treatment plant;

(5) geothermal, including energy generated through geothermal exchange from or thermal energy avoided by, groundwater or a shallow ground source;

(6) ocean, including energy from waves, tides, currents, and thermal differences;

(7) a fuel cell that produces electricity from a Tier 1 renewable source under item (3) or (4) of this subsection;

(8) a small hydroelectric power plant of less than 30 megawatts in capacity that is licensed or exempt from licensing by the Federal Energy Regulatory Commission;

(9) poultry litter-to-energy;

(10) waste-to-energy;

(11) refuse-derived fuel; [and]

(12) thermal energy from a thermal biomass system; AND

**(13) COLD FUSION.”.**

The preceding 2 amendments were withdrawn.

Read the second time and ordered prepared for Third Reading.

**House Bill 1341 – Delegate McMillan**



AN ACT concerning

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

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

FLOOR AMENDMENT

**HB1341/543320/1**

BY: Delegate Impallaria

AMENDMENT TO HOUSE BILL 1341

(First Reading File Bill)

On page 2, in line 16, strike “6” and substitute “3”.

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

Affirmative – 33    Negative – 98    (See Roll Call No. 558)

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 559)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #54**

**House Bill 232 – Delegates Hayes, Angel, Barron, Cullison, Krebs, Morgan, Pena–Melnyk, Reznik, and Saab**

AN ACT concerning

~~Health Occupations~~ – **Athletic Trainers – Evaluation and Treatment**

**Protocols – Approval**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 560)

The Bill was then sent to the Senate.

**House Bill 384 – Delegates Anderson, Conaway, Glenn, Hayes, Lierman, McCray, McIntosh, Oaks, B. Robinson, Rosenberg, and M. Washington**

AN ACT concerning

**Baltimore City – Police Commissioner – Length of Term**

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

Affirmative – 132    Negative – 0    (See Roll Call No. 561)

The Bill was then sent to the Senate.

**House Bill 396 – Delegates Stein, Holmes, Jalisi, and McCray**

AN ACT concerning

**Lead Risk Reduction Standards – Maintenance of Exemptions**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 562)

The Bill was then sent to the Senate.

**House Bill 889 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Metropolitan Commission Bonds – Extension of Maximum Maturity Date**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 563)

The Bill was then sent to the Senate.

**House Bill 1157 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Assistant Sheriff – Salary and Status**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 564)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 565)

The Bill was then sent to the Senate.

**House Bill 1227 – Delegates Clippinger, Hammen, and Lierman**

AN ACT concerning

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

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

Affirmative – 135    Negative – 0    (See Roll Call No. 566)

The Bill was then sent to the Senate.

**House Bill 1371 – Delegate Folden**

AN ACT concerning

**Criminal Law – ~~Assault in the First Degree~~ – Strangulation – Lethality Screening Protocol and Training**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 567)

The Bill was then sent to the Senate.

**House Bill 1397 – Delegate B. Barnes (Chair, Joint Committee on Pensions)**

AN ACT concerning

**Participating Governmental Units – Amortization Schedule**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 568)

The Bill was then sent to the Senate.

**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 – Funding**

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

Affirmative – 100    Negative – 32    (See Roll Call No. 569)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 570)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #43**

**House Bill 406 – Delegates Jameson ~~and Folden~~, Folden, and Barve**

AN ACT concerning

**Motor Fuel Tax – Aviation Gasoline – Definition**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 571)

The Bill was then sent to the Senate.

**House Bill 412 – Delegates Kaiser, Ebersole, Haynes, Hettleman, Kramer, Krimm, Lam, Lierman, Luedtke, A. Miller, Morales, Morhaim, Turner, Valentino-Smith, ~~and Zucker~~ Zucker, Afzali, Fennell, Patterson, and Tarlau**

AN ACT concerning

**Education – ~~Administration of Assessments~~ – Administration and Provision of Information**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 572)

The Bill was then sent to the Senate.

**House Bill 551 – Delegates Kaiser, Brooks, Buckel, Carr, Chang, Ebersole, Frick, Frush, Haynes, Hettleman, Hixson, Jalisi, Jones, Kelly, Kramer, Krimm, Lafferty, Lam, Lierman, Luedtke, McComas, McMillan, Morales, Morhaim, O'Donnell, Pena-Melnyk, Pendergrass, Sample-Hughes, Sophocleus, Tarlau, Turner, Valderrama, Valentino-Smith, K. Young, P. Young, and Zucker**

AN ACT concerning

**Education – Children With Disabilities – Individualized Education Program Mediation**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 573)

The Bill was then sent to the Senate.

**House Bill 596 – Delegates Flanagan, Adams, Cullison, Gutierrez, Kelly, Kittleman, Mautz, Metzgar, Miele, Morhaim, Pena–Melnik, Szeliga, and West**

AN ACT concerning

**State Department of Education – Hearing Aid Loan Bank Program – Age of Eligibility**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 574)

The Bill was then sent to the Senate.

**House Bill 709 – Delegate Jones**

AN ACT concerning

**Education – Maryland School for the Blind – Funding**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 575)

The Bill was then sent to the Senate.

**House Bill 713 – Delegates Luedtke, Cullison, Ebersole, Hixson, Kelly, Platt, S. Robinson, ~~and M. Washington~~ M. Washington, Fennell, and Tarlau**

AN ACT concerning

**State Department of Education – Community–Partnered School Behavioral Health Services Programs – Reporting System and Report (School Behavioral Health Accountability Act)**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 576)

The Bill was then sent to the Senate.

**House Bill 727 – Delegates West, Aumann, Hettleman, Morhaim, and Stein**

AN ACT concerning

**Horse Racing – ~~Intertrack~~ Satellite Simulcast Betting – Public Hearing  
Requirements**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 577)

The Bill was then sent to the Senate.

**House Bill 780 – Delegates C. Wilson, Atterbeary, Folden, C. Howard, Luedtke, Malone, McComas, McMillan, Metzgar, Miele, Oaks, Patterson, Pena-Melnyk, Reilly, Shoemaker, Sophocleus, Turner, Valentino-Smith, Vaughn, Walker, ~~and M. Washington~~ M. Washington, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hixson, Hornberger, S. Howard, Kaiser, Long, Platt, Simonaire, and Tarlau**

AN ACT concerning

**Income Tax Checkoff – Maryland Veterans Trust Fund**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 578)

The Bill was then sent to the Senate.

**House Bill 963 – Delegates Luedtke, Hixson, A. Washington, and M. Washington**

AN ACT concerning

**Campaign Finance – Ballot Issue Committees – Prospective Questions**

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

Affirmative – 93    Negative – 41    (See Roll Call No. 579)

The Bill was then sent to the Senate.

**House Bill 1012 – Delegates McCray, Lierman, Barron, Beidle, Bromwell, Brooks, Busch, Cullison, Fennell, Frush, Gaines, Hettleman, Hixson, Korman, Krimm, Lafferty, Luedtke, Moon, Morhaim, Reznik, B. Robinson, Stein, A. Washington, ~~and M. Washington~~ M. Washington, Tarlau, Kaiser, Ebersole, Afzali, and Platt**

AN ACT concerning

**Income Tax Credit – Commuter Benefits – Eligibility and Credit Amount**

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

Affirmative – 130    Negative – 3    (See Roll Call No. 580)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 581)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #56**

**House Bill 184 – Delegate Dumais**

AN ACT concerning

**Public Safety – Firearm Application**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 582)

The Bill was then sent to the Senate.

**House Bill 312 – Delegates Saab, Afzali, Arentz, Aumann, Beitzel, Buckel, Carey, Cassilly, Cluster, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Kittleman, Krebs, Malone, McComas, McKay, Metzgar, Miele, W. Miller, Morgan, Otto, Reilly, Rey, Rose, Shoemaker, Simonaire, Sophocleus, Vogt, West, B. Wilson, and Wivell**

AN ACT concerning

**Public Safety – Renewal of Handgun Permits – Fingerprinting**

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



Affirmative – 133 Negative – 1 (See Roll Call No. 583)

The Bill was then sent to the Senate.

**House Bill 337 – Delegate Long**

AN ACT concerning

**Baltimore County – Property Tax Credit – Revitalization Districts**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 584)

The Bill was then sent to the Senate.

**House Bill 503 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)**

AN ACT concerning

**Washington Metropolitan Area Transit Authority Compact – Board of Directors – Appointing Authority for Federal Members**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 585)

The Bill was then sent to the Senate.

**House Bill 511 – Delegates Cullison, Bromwell, Brooks, Clippinger, Gilchrist, Gutierrez, Hayes, Hill, Kelly, Kipke, Moon, Morales, Morhaim, Oaks, Pena-Melnyk, Platt, Reznik, Rose, Sample-Hughes, Valderrama, M. Washington, West, C. Wilson, ~~and K. Young~~ K. Young, Queen, and Jackson**

AN ACT concerning

**Maryland Medical Assistance Program – Former Foster Care Adolescents – Dental Care**

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

Affirmative – 133 Negative – 1 (See Roll Call No. 586)

The Bill was then sent to the Senate.

**House Bill 535 – The Speaker (By Request – Office of the Attorney General) and  
~~Delegate Rosenberg~~ Delegates Rosenberg, Haynes, and Angel**

AN ACT concerning

**Courts and Judicial Proceedings – Structured Settlements – Transfers and  
Registration of Structured Settlement Transferees**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 587)

The Bill was then sent to the Senate.

**House Bill 1185 – St. Mary’s County Delegation**

AN ACT concerning

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

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

Affirmative – 135    Negative – 0    (See Roll Call No. 588)

The Bill was then sent to the Senate.

**House Bill 1290 – Delegates Adams and Folden**

AN ACT concerning

**Motor Fuel Dispensing Equipment – Tax Rate Information**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 589)

The Bill was then sent to the Senate.

**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~~ **Task Force to Study Long-Term Care Insurance**  
**Premiums**

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

Affirmative – 134 Negative – 1 (See Roll Call No. 590)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 133 Negative – 0 (See Roll Call No. 591)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #39**

**House Bill 600 – Delegates Sanchez, Vallario, Glass, Kittleman, Moon, Morales,  
Parrott, Proctor, Sydnor, and Valentino–Smith**

AN ACT concerning

**Criminal Procedure – Expungement – Denial of Petition Without Hearing**

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

Affirmative – 132 Negative – 1 (See Roll Call No. 592)

The Bill was then sent to the Senate.

**House Bill 641 – Delegates Sophocleus, Carey, Chang, Dumais, and S. Howard**

AN ACT concerning

**Evidence – Admissibility of DNA Profile – Definition and Validation of DNA  
Profile**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 593)

The Bill was then sent to the Senate.

**House Bill 681 – Delegates Lam, Beitzel, Barve, Brooks, Buckel, Carr, Chang, Cullison, Ebersole, Glass, Hettleman, Hill, S. Howard, Jalisi, Kipke, Krimm, McKay, McMillan, Morhaim, Pena–Melnyk, Platt, S. Robinson, Shoemaker, Sophocleus, Tarlau, Turner, Valderrama, K. Young, and P. Young**

AN ACT concerning

**Vehicle Laws – School Vehicles – Definition**

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

Affirmative – 129    Negative – 6    (See Roll Call No. 594)

The Bill was then sent to the Senate.

**House Bill 740 – Delegates Kelly, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Brooks, Carr, Carter, Clippinger, Conaway, Cullison, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Korman, 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, Sophocleus, Stein, Tarlau, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, K. Young, and P. Young**

AN ACT concerning

~~Labor and Employment~~ **Task Force to Study Family and Medical Leave Insurance Program Establishment**

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

Affirmative – 98    Negative – 36    (See Roll Call No. 595)

The Bill was then sent to the Senate.

**House Bill 852 – Delegates Lisanti, Fennell, and Tarlau**

AN ACT concerning

**Local Government – Municipal Elections – Tie Votes**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 596)

The Bill was then sent to the Senate.

**House Bill 854 – Delegates Lisanti, Fennell, ~~and Tarlau~~ Tarlau, and O’Donnell**

AN ACT concerning

**State Highway Administration – Relocation of Water or Sewer Lines – Cost Sharing**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 597)

The Bill was then sent to the Senate.

**House Bill 916 – Delegates Jacobs, Carozza, Cassilly, Hornberger, S. Howard, Mautz, Otto, and Reilly**

AN ACT concerning

~~**Hard Shell Clams – Use of Hydraulic Clam Dredge – Atlantic Coastal Bays**~~  
**Study on Harvesting Hard-Shell Clams in the Atlantic Coastal Bays and Aquaculture Areas in the Chincoteague Bay**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 598)

The Bill was then sent to the Senate.

**House Bill 1281 – Delegates Jameson and Gaines**

AN ACT concerning

**Strategic Energy Investment Program and Advisory Board – Alterations**

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

Affirmative – 134 Negative – 0 (See Roll Call No. 599)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 134    Negative – 1    (See Roll Call No. 600)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 132    Negative – 2    (See Roll Call No. 601)

The Bill was then sent to the Senate.

**House Bill 1502 – Delegate Rosenberg**

AN ACT concerning

**Child Support Enforcement – Noncustodial Parent Employment Assistance  
Pilot Program**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 602)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #55**

**House Bill 701 – Delegate Walker**

AN ACT concerning

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

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

Affirmative – 93    Negative – 40    (See Roll Call No. 603)

The Bill was then sent to the Senate.

**House Bill 990 – Delegate Morhaim**

AN ACT concerning

**Civil Actions – Liability of Disability Insurer – Failure to Act in Good Faith**

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

Affirmative – 115    Negative – 18    (See Roll Call No. 604)

The Bill was then sent to the Senate.

**House Bill 1013 – Delegates Beidle, Lierman, B. Barnes, Branch, Brooks, Busch, Clippinger, Fennell, Frush, Haynes, Healey, Hixson, Holmes, C. Howard, ~~Jacobs~~, Krimm, Lafferty, McCray, McIntosh, Moon, Reznik, Tarlau, and P. Young**

AN ACT concerning

**Maryland Open Transportation Investment Decision Act of 2016**

Delegate Vaughn moved the previous question.

The motion was withdrawn.

Delegate Vaughn moved the previous question.

The motion was adopted.

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

Affirmative – 84    Negative – 51    (See Roll Call No. 605)

The Bill was then sent to the Senate.

**House Bill 1092 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary's County – Keeper of the Jail – Repeal**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 606)

The Bill was then sent to the Senate.

**House Bill 1101 – Montgomery County Delegation**

AN ACT concerning

**Municipal Corporations – Closed Swimming Lake – Regulation  
MC 32–16**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 607)

The Bill was then sent to the Senate.

**House Bill 1138 – Prince George's County Delegation**

AN ACT concerning

**Prince George's County – School Facilities Surcharge – Student Housing  
Exemptions  
PG 439–16**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 608)

The Bill was then sent to the Senate.

**House Bill 1277 – Delegates Cullison, Angel, Kelly, Kipke, McMillan, Miele, Morgan, Oaks, Pena–Melnyk, Saab, Sample–Hughes, West, ~~and K. Young~~ K. Young, Hammen, Barron, Bromwell, Hayes, Hill, Krebs, McDonough, Morhaim, Pendergrass, and Rose**

AN ACT concerning

**Hospitals – Designation of Lay Caregivers**

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



Affirmative – 134 Negative – 0 (See Roll Call No. 609)

The Bill was then sent to the Senate.

**House Bill 1420 – Delegate Cullison**

AN ACT concerning

**State Board of Massage Therapy Examiners – Licensure, Registration, and Regulation**

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

Affirmative – 130 Negative – 3 (See Roll Call No. 610)

The Bill was then sent to the Senate.

**House Bill 1465 – Delegate M. Washington**

AN ACT concerning

**Foster Care – Standards for Foster Parents**

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

Affirmative – 100 Negative – 33 (See Roll Call No. 611)

The Bill was then sent to the Senate.

**House Bill 1466 – Delegates A. Washington, Kaiser, Morales, Platt, ~~and Walker~~  
Walker, and Ebersole**

AN ACT concerning

**Task Force to Study Restorative Justice Discipline Practices in Maryland  
Public Schools**

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

Affirmative – 130 Negative – 1 (See Roll Call No. 612)

The Bill was then sent to the Senate.

**House Bill 1493 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Economic Development Incentive Fund – Eligibility Criteria**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 613)

The Bill was then sent to the Senate.

**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~~ K. Young, Afzali, Long, and Patterson**

AN ACT concerning

~~**Enterprise Zones – Target Redevelopment Areas – Designation and Baltimore County – Sales and Use Tax Exemption – Redevelopment Areas**~~

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

Affirmative – 133    Negative – 0    (See Roll Call No. 614)

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. 615)

**THIRD READING CALENDAR (HOUSE BILLS) #58**

**House Bill 149 – Delegate Otto**

AN ACT concerning

**Somerset County – Commissioners – Salary and Expense Reimbursements**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 616)

The Bill was then sent to the Senate.

**House Bill 336 – Delegates Vallario, Anderson, Atterbeary, Carter, Conaway, Dumais, Glass, Kittleman, Moon, Morales, Rosenberg, Sanchez, Smith, Sydnor, Tarlau, and Valentino–Smith**

AN ACT concerning

**Criminal Procedure – Seizure and Forfeiture**

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

Affirmative – 85    Negative – 48    (See Roll Call No. 617)

The Bill was then sent to the Senate.

**House Bill 460 – The Speaker (By Request – Administration) and Delegates Adams, Arentz, Carozza, Cassilly, Ciliberti, Cluster, Fisher, Flanagan, Folden, Ghrist, Glass, Hornberger, Jacobs, Kipke, Kittleman, Long, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, Otto, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, ~~and B. Wilson~~ B. Wilson, Beidle, Carr, Healey, Jalisi, O'Donnell, and A. Washington**

AN ACT concerning

**Housing and Community Development – Community Development Administration – Student and Residential Mortgage Loans**

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

Affirmative – 133    Negative – 1    (See Roll Call No. 618)

The Bill was then sent to the Senate.

**House Bill 594 – Delegates Kramer, Barkley, B. Barnes, Brooks, Cullison, Fraser–Hidalgo, Frush, Krimm, Luedtke, McComas, ~~and Waldstreicher~~ Waldstreicher, Hammen, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Oaks, Pena–Melnik, Rose, Saab, West, and K. Young**

AN ACT concerning

**Humane Adoption of Companion Animals Used in Research Act of 2016**

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

Affirmative – 128    Negative – 7    (See Roll Call No. 619)

The Bill was then sent to the Senate.

**House Bill 790 – Delegate Wivell**

AN ACT concerning

**Washington County – Property Tax Credit – Disabled Veterans**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 621)

The Bill was then sent to the Senate.

**House Bill 823 – Delegates Morales, Angel, Barkley, Barron, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gutierrez, Hayes, Hixson, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Platt, Reznik, S. Robinson, Smith, ~~and Waldstreicher~~ Waldstreicher, Hammen, Hill, McMillan, Morhaim, Oaks, Pena-Melnyk, Sample-Hughes, West, and K. Young**

AN ACT concerning

**General Provisions – Open Meetings Act – ~~Enforcement~~ Annual Reporting Requirement, Web Site Postings, and Training**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 622)

The Bill was then sent to the Senate.

**House Bill 1001 – Delegates Smith, Dumais, Anderson, Angel, Atterbeary, Barkley, B. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Ebersole, Fennell, Frick, Frush, Gaines, Gilchrist, Gutierrez, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jalisi, Jones, Kaiser, Kelly, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, Luedtke, McIntosh, A. Miller, Moon, Morales, Pena-Melnyk, Platt, Proctor, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample-Hughes, Sanchez, Stein, Sydnor, Tarlau, Turner, Valentino-Smith, Waldstreicher, Walker, A. Washington, M. Washington, and P. Young**

AN ACT concerning

**Criminal Procedure – Firearms – Transfer**

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

Affirmative – 90 Negative – 43 (See Roll Call No. 623)

The Bill was then sent to the Senate.

**House Bill 356 – Delegates Pendergrass, Atterbeary, Ebersole, Hammen, S. Howard, Jalisi, Jameson, Kipke, Kramer, Krebs, Lam, Luedtke, Malone, Patterson, Pena-Melnyk, Saab, Tarlau, Turner, West, ~~and K. Young~~ K. Young, Bromwell, Hill, McDonough, Miele, Morgan, Morhaim, and Sample-Hughes**

AN ACT concerning

**Supplemental Nutrition Assistance Program Benefits – ~~Exclusion of Sugar-Sweetened Beverages and Other Nonnutritious Foods~~ Grant Application**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 624)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

**House Bill 525 – Delegates Beidle, Flanagan, Fraser-Hidalgo, Frush, Lam, McCray, Stein, and Szeliga**

AN ACT concerning

**Vehicle Laws – Manufacturers and Dealers**

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

FLOOR AMENDMENT

**HB0525/343426/1**

BY: Delegate Bromwell

AMENDMENTS TO HOUSE BILL 525, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Environment and Transportation Committee Amendments (HB0525/340111/1), in Amendment No. 1, strike beginning with “prohibiting” in line 4 down through “circumstances;” in line 6; in line 10, after “(13).” insert “and”; and in the same line, strike “, and (15)”.

AMENDMENT NO. 2

On pages 2 and 3 of the Environment and Transportation Committee Amendments, in Amendment No. 2, strike beginning with “(I)” in line 13 on page 2 down through “(15)” in line 9 on page 3.

The preceding 2 amendments were withdrawn.

Delegate Bromwell moved to make the Bill a Special Order for Monday.

The motion was adopted.

**House Bill 848 – Delegates Lam, Carr, Ebersole, Hill, Jalisi, Pena–Melnyk, and Pendergrass**

AN ACT concerning

**Vehicle Laws – Causing Diesel Emissions to Discharge Onto Another – Prohibition**

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

FLOOR AMENDMENT

**HB0848/333423/1**

BY: Delegate Hornberger

AMENDMENT TO HOUSE BILL 848  
(First Reading File Bill)

On page 1, in line 23, after “**OF**” insert “**NORMAL ACCELERATION OR**”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 625)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #48**

**House Bill 452 – The Speaker (By Request – Administration) and Delegates Adams, Anderton, Arentz, Aumann, Bromwell, Carozza, Cassilly, Ciliberti, Cluster, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Impallaria, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McDonough, McKay, Metzgar, Miele, W. Miller, Otto, Reilly, Rey, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, ~~and Wivell~~ Wivell, and Afzali**

AN ACT concerning

~~Income Tax – Earned Income Credit – Refundability~~ Earned Income Tax Credit – Expansion

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

Affirmative – 131    Negative – 3    (See Roll Call No. 626)

The Bill was then sent to the Senate.

**House Bill 454 – The Speaker (By Request – Administration)**

AN ACT concerning

**State Employees – Merit Increases in Salary**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 627)

The Bill was then sent to the Senate.

**House Bill 668 – Delegates Rosenberg and Platt**

AN ACT concerning

**Preschool Development Grants – Expansion Grants – Required State Funding**

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

Affirmative – 93    Negative – 41    (See Roll Call No. 628)

The Bill was then sent to the Senate.

**House Bill 788 – Chair, Health and Government Operations Committee (By Request – Departmental – Office of Minority Affairs)**

AN ACT concerning

**Procurement – Small Business Reserve Program – Program Oversight and Continuation**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 629)

The Bill was then sent to the Senate.

**House Bill 835 – Cecil County Delegation**

AN ACT concerning

**Local Facility Closure Reserve Funds – Investments and Reinvestments**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 630)

The Bill was then sent to the Senate.

**House Bill 1147 – ~~Delegate Shoemaker~~ Carroll County Delegation**

AN ACT concerning

**Carroll County – Board of Education Members – Term Limitation and Referendum**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 631)



The Bill was then sent to the Senate.

**House Bill 1229 – ~~Delegate Dumais~~ Delegates Dumais, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pendergrass, Pena-Melnyk, Rose, Saab, Sample-Hughes, West, and K. Young**

AN ACT concerning

**Estates and Trusts – Elective Share of Surviving Spouse**

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

Affirmative – 132    Negative – 3    (See Roll Call No. 632)

The Bill was then sent to the Senate.

**House Bill 1336 – ~~Delegate S. Howard~~ Delegates S. Howard, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pendergrass, Pena-Melnyk, Rose, Saab, Sample-Hughes, West, and K. Young**

AN ACT concerning

**Estates and Trusts – Notice Requirement – Method of Delivery**

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

Affirmative – 134    Negative – 1    (See Roll Call No. 633)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 88    Negative – 46    (See Roll Call No. 634)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #53**

**House Bill 998 – Delegates Hill, Jalisi, Lam, ~~and Morhaim~~ Morhaim, Jameson, Queen, Krebs, Morgan, Pena-Melnyk, and Saab**

AN ACT concerning

**State Board of Physicians – ~~Authority to Adopt Regulations~~ – Physician Licensing Reciprocity**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 635)

The Bill was then sent to the Senate.

**House Bill 1009 – Delegates Platt, Carr, Clippinger, Cullison, Ebersole, Gutierrez, Holmes, Jackson, Korman, Luedtke, Moon, Morales, B. Robinson, Sample-Hughes, Sanchez, Smith, Tarlau, Turner, Waldstreicher, ~~and M. Washington~~ M. Washington, A. Washington, Fennell, and Patterson**

AN ACT concerning

**Task Force to Study Increased Voter Participation**

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

Affirmative – 104    Negative – 31    (See Roll Call No. 636)

The Bill was then sent to the Senate.

**House Bill 1014 – Delegates Jones, Kaiser, Atterbeary, B. Barnes, Barve, Branch, Busch, Chang, Clippinger, Cullison, Davis, Ebersole, Frick, Frush, Gaines, Gutierrez, Hayes, Haynes, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Korman, Krimm, Lafferty, Lam, Lierman, Lisanti, Luedtke, McIntosh, A. Miller, Moon, Morhaim, Patterson, Platt, Reznik, B. Robinson, Sample-Hughes, Sanchez, Smith, Stein, Turner, Vallario, Waldstreicher, M. Washington, K. Young, and P. Young**

AN ACT concerning

**College Affordability Act of 2016**

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

Affirmative – 89 Negative – 45 (See Roll Call No. 637)

The Bill was then sent to the Senate.

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

AN ACT concerning

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

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

Affirmative – 135 Negative – 0 (See Roll Call No. 638)

The Bill was then sent to the Senate.

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

AN ACT concerning

**Environment – Lead and Mercury Wheel Weights – Prohibited**

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

Affirmative – 117 Negative – 18 (See Roll Call No. 639)

The Bill was then sent to the Senate.

**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~~ **Next Generation Scholars of Maryland**

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

Affirmative – 88 Negative – 44 (See Roll Call No. 640)

The Bill was then sent to the Senate.

**House Bill 69 – Delegates Luedtke, Buckel, Hixson, Krebs, Shoemaker, and Tarlau**

AN ACT concerning

**Personal Property Tax – Credit for New or Small Business**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 641)

The Bill was then sent to the Senate.

**House Bill 211 – Delegates Healey, Beidle, Beitzel, Carr, Fraser–Hidalgo, Frush, Gilchrist, Gutierrez, Holmes, Jalisi, Kaiser, Lafferty, Lam, Lierman, Luedtke, Moon, Morhaim, Pendergrass, B. Robinson, S. Robinson, Sydnor, M. Washington, and Zucker**

AN ACT concerning

**Neonicotinoid Pesticides – ~~Labeling, Signage, and~~ Restrictions on Sales and Use  
(Pollinator Protection Act of 2016)**

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

Affirmative – 97    Negative – 38    (See Roll Call No. 642)

The Bill was then sent to the Senate.

**House Bill 422 – Delegates Fraser–Hidalgo, Brooks, Barve, Beidle, Kelly, Kramer, Luedtke, Reznik, S. Robinson, Turner, and Walker**

AN ACT concerning

**Interest Rate on Tax Deficiencies and Refunds**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 643)

The Bill was then sent to the Senate.

**House Bill 451 – The Speaker (By Request – Administration)**

AN ACT concerning

**Admissions and Amusement Tax – Revenue Distribution – Maryland State Arts Council**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 644)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 131    Negative – 4    (See Roll Call No. 645)

The Bill was then sent to the Senate.

**House Bill 1333 – Delegate M. Washington**

AN ACT concerning

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

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

Affirmative – 135    Negative – 0    (See Roll Call No. 646)

The Bill was then sent to the Senate.

**House Bill 1352 – Wicomico County Delegation**

AN ACT concerning

**Wicomico County Board of Education – Election and Appointment of Members**

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

Affirmative – 134    Negative – 1    (See Roll Call No. 647)

The Bill was then sent to the Senate.

**House Bill 1446 – Delegate McComas**

AN ACT concerning

**State Department of Assessments and Taxation – Registering Entity  
Names – Limitations**

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

Affirmative – 133    Negative – 0    (See Roll Call No. 648)

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. 649)

**ADJOURNMENT**

At 2:21 P.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Legislative Day March 18, 2016, Calendar Day Monday, March 21, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 18, 2016**  
**Calendar Day: Monday, March 21, 2016**

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

Prayer by Delegate Kathy Afzali of Frederick and Carroll counties.

**QUORUM CALL**

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

(See Roll Call No. 650)

**EXCUSES:**

Del. Carter – personal

Del. Ciliberti – late – doctor’s appointment

Del. Morhaim – illness

Del. B. Robinson – personal

Del. Vallario – late – business

The Journal of March 17, 2016 was read and approved.

**QUORUM CALL**

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

(See Roll Call No. 651)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #62**

**House Bill 39 – Delegate A. Miller**

AN ACT concerning

**Education – Orange Ribbon for Healthy School Hours – Establishment**

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

Affirmative – 134    Negative – 1    (See Roll Call No. 652)

The Bill was then sent to the Senate.

**House Bill 146 – Delegate M. Washington (By Request – Baltimore City Administration) and Delegates Anderson, Clippinger, Glenn, Haynes, McCray, McIntosh, Oaks, ~~and B. Robinson~~ B. Robinson, Carter, Rosenberg, Branch, Hammen, Lierman, and Metzgar**

AN ACT concerning

**Baltimore City – Property Tax Credit – Public Safety Officers**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 653)

The Bill was then sent to the Senate.

**House Bill 162 – Chair, Judiciary Committee (By Request – Departmental – Comptroller)**

AN ACT concerning

**Comptroller – Taxpayer Protection Act**

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

Affirmative – 135    Negative – 1    (See Roll Call No. 654)

The Bill was then sent to the Senate.

**House Bill 242 – Delegates Moon, Anderson, Atterbeary, Barron, Carter, Glass, Gutierrez, Luedtke, Morales, Sanchez, Smith, and Sydnor**

AN ACT concerning

**Criminal Law – Betting, Wagering, and Gambling – Civil Offense**

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

Affirmative – 126    Negative – 8    (See Roll Call No. 655)

The Bill was then sent to the Senate.



**House Bill 785 – Delegates Anderson, Anderton, Arentz, Atterbeary, Barkley, Barron, Beidle, Bromwell, Brooks, Carey, Carter, Cluster, Conaway, Cullison, Fisher, Folden, Fraser–Hidalgo, Glass, Glenn, Grammer, Haynes, Hill, Holmes, Jackson, Jacobs, Kipke, Kittleman, Knotts, Kramer, Lafferty, Lam, Malone, Mautz, McComas, McCray, McKay, Metzgar, Moon, Morales, Morgan, O’Donnell, Oaks, Pena–Melnyk, Reilly, Rey, B. Robinson, Sanchez, Shoemaker, Simonaire, Smith, Sydnor, Szeliga, Valderrama, Valentino–Smith, Vallario, Vaughn, M. Washington, West, B. Wilson, and C. Wilson**

AN ACT concerning

**Public Safety – Motorcycle Profiling – Training**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 656)

The Bill was then sent to the Senate.

**House Bill 839 – Delegates Lam, Barve, Ebersole, Fraser–Hidalgo, Frick, Krimm, Lafferty, Luedtke, Platt, and Turner**

AN ACT concerning

**Vehicle Laws – Plug–In Electric Drive Vehicles – Reserved Parking Spaces**

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

Affirmative – 114    Negative – 19    (See Roll Call No. 657)

The Bill was then sent to the Senate.

**House Bill 848 – Delegates Lam, Carr, Ebersole, Hill, Jalisi, Pena–Melnyk, and Pendergrass**

AN ACT concerning

**Vehicle Laws – Causing Diesel Emissions to Discharge Onto Another – Prohibition**

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

Affirmative – 101    Negative – 34    (See Roll Call No. 658)

The Bill was then sent to the Senate.

**House Bill 895 – Delegate Kaiser**

AN ACT concerning

**Task Force to Study the Implementation of a Dyslexia Education Program  
~~– Extension~~ – Membership, Duties, and Extension**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 659)

The Bill was then sent to the Senate.

**House Bill 983 – Delegates D. Barnes, Pena–Melnyk, Barron, Buckel, Ebersole,  
Fennell, Frush, Metzgar, Proctor, Rey, Sanchez, Shoemaker, Tarlau,  
Valderrama, Valentino–Smith, Walker, and A. Washington**

AN ACT concerning

**Public Schools – Food Recovery Programs – Authorization**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 660)

The Bill was then sent to the Senate.

**House Bill 1054 – Delegates Brooks, Morales, Anderson, Anderton, Angel, ~~Arentz~~,  
Atterbeary, Aumann, Barkley, Branch, Bromwell, Carter, Chang,  
Clippinger, Conaway, Ebersole, Fennell, Fisher, Fraser–Hidalgo, Frick,  
Christ, Glenn, Hayes, Haynes, Hettleman, Holmes, S. Howard, Impallaria,  
Jackson, Jalisi, Jameson, Jones, Knotts, Kramer, Krebs, Krimm, Lafferty,  
Lam, Lierman, Lisanti, Mautz, McCray, McDonough, McMillan, A. Miller,  
Morhaim, Oaks, Patterson, Rey, B. Robinson, S. Robinson, Rosenberg,  
Sample–Hughes, Sanchez, Smith, Sophocleus, Stein, Sydnor, Szeliga,  
Tarlau, Turner, Valderrama, Vaughn, Waldstreicher, A. Washington,  
M. Washington, West, C. Wilson, and P. Young**

AN ACT concerning

**Income Tax – Penalties – Assessment Schedule**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 661)

The Bill was then sent to the Senate.

**House Bill 1061 – Delegate Holmes**

AN ACT concerning

**Real Property – Common Ownership Communities – Registration**

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

Affirmative – 89    Negative – 46    (See Roll Call No. 662)

The Bill was then sent to the Senate.

**House Bill 1106 – Delegates Frick, Davis, B. Barnes, Barkley, Barron, Barve, Brooks, Clippinger, Cullison, Dumais, Ebersole, Fraser–Hidalgo, Gilchrist, Gutierrez, Healey, Hill, Hixson, Jalisi, Kaiser, Kelly, Korman, Kramer, Lam, Lierman, Luedtke, A. Miller, Moon, Morhaim, Pena–Melnyk, Platt, Reznik, S. Robinson, Smith, Tarlau, Turner, Valderrama, Valentino–Smith, Vaughn, Waldstreicher, and A. Washington**

AN ACT concerning

**Clean Energy ~~Jobs~~ – Renewable Energy Portfolio Standard Revisions**

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

Affirmative – 92    Negative – 43    (See Roll Call No. 663)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

**House Bill 1007 – Delegates Luedtke, Hettleman, Hixson, Rosenberg, M. Washington, Moon, Reznik, Smith, A. Washington, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hill, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, McCray, McIntosh, A. Miller, Morales, Morhaim, Oaks, Patterson, Pena–Melnyk, Pendergrass, Platt, Proctor, B. Robinson, S. Robinson, Sanchez, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, Vaughn, Waldstreicher, Walker, C. Wilson, and P. Young**

AN ACT concerning

**Freedom to Vote Act**

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

Delegate Kipke moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**House Bill 525 – Delegates Beidle, Flanagan, Fraser–Hidalgo, Frush, Lam, McCray, Stein, and Szeliga**

AN ACT concerning

**Vehicle Laws – Manufacturers and Dealers**

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

FLOOR AMENDMENT

**HB0525/233622/1**

BY: Delegate Bromwell

AMENDMENT TO HOUSE BILL 525, AS AMENDED

On page 3 of the Environment and Transportation Committee Amendments (HB0525/340111/1), in Amendment No. 3, strike beginning with “, PLUS” in line 8 down through “DEALER” in line 9.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON JUDICIARY REPORT #9**

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

**House Bill 157 – Delegates Valentino–Smith, Cluster, Folden, Fraser–Hidalgo, Jackson, Moon, Rey, Sanchez, Smith, Sydnor, Vallario, and B. Wilson**

AN ACT concerning

**Death or Life-Threatening Injury by Motor Vehicle or Vessel – Subsequent  
Offenders – Penalties**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 646 – Delegates Dumais, Anderson, Angel, Arentz, Atterbeary, Barkley, B. Barnes, Barve, Beidle, Carozza, Carr, Chang, Clippinger, Cluster, Conaway, Cullison, Davis, Folden, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glass, Glenn, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jameson, Jones, Kaiser, Kelly, Kittleman, Korman, Krebs, Lafferty, Lierman, Lisanti, Luedtke, Malone, McComas, McIntosh, A. Miller, Moon, Morales, Oaks, Parrott, Pena-Melnyk, Pendergrass, Platt, Proctor, Rey, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample-Hughes, Sanchez, Smith, Stein, Sydnor, Szeliga, Tarlau, Valderrama, Valentino-Smith, Vogt, Waldstreicher, A. Washington, M. Washington, West, B. Wilson, C. Wilson, and P. Young**

AN ACT concerning

**Family Law – Child Conceived Without Consent – Termination of Parental  
Rights  
(Rape Survivor Family Protection Act)**

**HB0646/672819/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 646

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “individual” insert “convicted of or”; in line 7, after “child,” insert “prohibiting the court from terminating parental rights under certain circumstances”; strike beginning with “authorizing” in line 9 down through “circumstances,” in line 10; in line 14, after “child,” insert “specifying that a party’s testimony in a certain termination of parental rights proceeding is inadmissible as evidence in a criminal proceeding against that party under certain circumstances; requiring the”

Office of the Public Defender to represent certain respondents in a proceeding under this Act;”; and after line 15, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 16–204(b)(1)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)”.

#### AMENDMENT NO. 2

On page 2, strike in their entirety lines 9 through 16, inclusive; in line 17, strike “(C)” and substitute “(B)””; and strike beginning with “VAGINAL” in line 17 down through “INDIVIDUAL” in line 24 and substitute “AN ACT THAT IS PROHIBITED UNDER § 3–303, § 3–304(A)(1) OR (2), OR § 3–323 OF THE CRIMINAL LAW ARTICLE”.

On pages 2 and 3, strike beginning with “(D)” in line 25 on page 2 down through “(E)” in line 4 on page 3 and substitute “(C)””; strike beginning with “ALLEGED” in line 4 down through “ACTION” in line 6 and substitute “AGAINST WHOM AN ACTION FOR TERMINATION OF PARENTAL RIGHTS IS FILED”; and strike in their entirety lines 7 through 15, inclusive.

#### AMENDMENT NO. 3

On page 3, in line 23, after “(2)” insert “(I) FINDS THAT THE RESPONDENT HAS BEEN CONVICTED OF AN ACT OF NONCONSENSUAL SEXUAL CONDUCT AGAINST THE OTHER PARENT THAT RESULTED IN THE CONCEPTION OF THE CHILD AT ISSUE IN AN ACTION UNDER THIS SUBTITLE; OR

(II)”.

#### AMENDMENT NO. 4

On page 3, in line 27, strike “A PREPONDERANCE OF THE” and substitute “CLEAR AND CONVINCING”.

#### AMENDMENT NO. 5

On page 3, in line 17, strike “AFTER” and substitute “EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AFTER”.

On page 4, in line 1, after “(B)” insert “THE COURT MAY NOT TERMINATE PARENTAL RIGHTS UNDER SUBSECTION (A) OF THIS SECTION IF THE PARENTS WERE MARRIED AT THE TIME OF THE CONCEPTION OF THE CHILD AT ISSUE, UNLESS THE RESPONDENT HAS BEEN CONVICTED OF AN ACT OF NONCONSENSUAL SEXUAL CONDUCT AGAINST THE OTHER PARENT THAT RESULTED IN THE CONCEPTION OF THE CHILD.”

(C)”.

AMENDMENT NO. 6

On page 4, strike in their entirety lines 4 through 9, inclusive.

AMENDMENT NO. 7

On page 4, in lines 18 and 28, in each instance, strike “15” and substitute “60”.

AMENDMENT NO. 8

On page 5, in line 4, after “(A)” insert “(1)”; in the same line, strike “SUBSECTION (B) OF THIS SECTION” and substitute “PARAGRAPH (3) OF THIS SUBSECTION”; in lines 11 and 13, strike “(B)” and “(C)”, respectively, and substitute “(2)” and “(3)”, respectively; and after line 14, insert:

“(B) A PARTY’S TESTIMONY IN A PROCEEDING UNDER THIS SUBTITLE IS INADMISSIBLE AS EVIDENCE IN A CRIMINAL PROCEEDING AGAINST THAT PARTY IF:

(1) THE CRIMINAL PROCEEDING INVOLVES THE SAME UNDERLYING FACTS; AND

(2) THE EVIDENCE IS OFFERED FOR A PURPOSE OTHER THAN IMPEACHMENT.”

AMENDMENT NO. 9

On page 2, after line 3, insert:

“Article – Criminal Procedure

16–204.

(b) (1) Indigent defendants or parties shall be provided representation under this title in:

(i) a criminal or juvenile proceeding in which a defendant or party is alleged to have committed a serious offense;

(ii) a criminal or juvenile proceeding in which an attorney is constitutionally required to be present prior to presentment being made before a commissioner or judge;

(iii) a postconviction proceeding for which the defendant has a right to an attorney under Title 7 of this article;

(iv) any other proceeding in which confinement under a judicial commitment of an individual in a public or private institution may result;

(v) a proceeding involving children in need of assistance under § 3–813 of the Courts Article; [or]

(vi) a family law proceeding under Title 5, Subtitle 3, Part II or Part III of the Family Law Article, including:

1. for a parent, a hearing in connection with guardianship or adoption;

2. a hearing under § 5–326 of the Family Law Article for which the parent has not waived the right to notice; and

3. an appeal; OR

**(VII) FOR A RESPONDENT, AS DEFINED IN § 5–1401 OF THE FAMILY LAW ARTICLE, A PROCEEDING UNDER TITLE 5, SUBTITLE 14 OF THE FAMILY LAW ARTICLE TO TERMINATE THE RESPONDENT’S PARENTAL RIGHTS.”.**

The preceding 9 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 911 – Delegates Atterbeary, Morales, Anderson, Conaway, Folden, Kelly, Lierman, Lisanti, McComas, Moon, Pendergrass, Rosenberg, Smith, Sydnor, Turner, Valderrama, B. Wilson, and C. Wilson

AN ACT concerning

**Family Law – Marriage – Age Requirements**

**HB0911/492713/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 911

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “circumstances” in line 4 and substitute “prohibiting, subject to a certain exception, an individual under the age of 18 from marrying”; in line 4, after the semicolon insert “authorizing an individual 16 or 17 years old to marry under certain circumstances”.

AMENDMENT NO. 2

On page 2, in line 9, strike “An” and substitute “**(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, AN**”; and after line 9, insert:

**“(B) (1) AN INDIVIDUAL 16 OR 17 YEARS OLD MAY MARRY IF:**

**(I) THE INDIVIDUAL HAS THE CONSENT OF A PARENT OR GUARDIAN AND THE PARENT OR GUARDIAN SWEARS THAT THE INDIVIDUAL IS AT LEAST 16 YEARS OLD;**

**(II) THE OTHER PARTY IS NO MORE THAN 4 YEARS OLDER THAN THE INDIVIDUAL; AND**

**(III) A JUDGE OF THE CIRCUIT COURT, AFTER AN EVIDENTIARY HEARING, GRANTS A PETITION FOR A MARRIAGE LICENSE FILED BY THE PARENT OR GUARDIAN.**

(2) IN MAKING A DETERMINATION ON A PETITION FOR A MARRIAGE LICENSE UNDER PARAGRAPH (1)(III) OF THIS SUBSECTION, THE JUDGE SHALL CONSIDER WHETHER:

(I) 1. IT IS THE MINOR’S OWN WILL TO ENTER INTO THE MARRIAGE; OR

2. THE MINOR IS BEING COMPELLED TO ENTER INTO THE MARRIAGE AGAINST THE MINOR’S WILL BY FORCE, THREATS, PERSUASION, MENACE, OR DURESS;

(II) THE PARTIES TO BE MARRIED ARE MATURE ENOUGH TO MAKE A DECISION TO MARRY; AND

(III) THE MARRIAGE WILL ENDANGER THE SAFETY OF THE MINOR.

(3) IN MAKING A FINDING UNDER PARAGRAPH (2)(III) OF THIS SUBSECTION, THE COURT SHALL CONSIDER:

(I) WHETHER EITHER INDIVIDUAL TO BE MARRIED HAS BEEN CONVICTED OF:

1. A CRIME OF VIOLENCE, AS DEFINED IN § 14–101 OF THE CRIMINAL LAW ARTICLE;

2. ASSAULT IN THE SECOND DEGREE;

3. BATTERY; OR

4. ANY DOMESTICALLY RELATED CRIME; AND

(II) ANY HISTORY OF VIOLENCE BETWEEN THE PARTIES TO BE MARRIED.”;

in line 19, strike the bracket; in line 20, strike “, or the licensed physician’s certificate” and substitute “AND AN ORDER OF COURT GRANTING A PETITION FOR A MARRIAGE LICENSE”; in line 21, strike “or the certificate” and substitute “AND A COPY OF THE ORDER OF COURT”; in line 23, strike “(i)”; in line 24, before “1.” insert “(I)”; and in line 27, after “person” insert “; AND”

**(II) A COPY OF THE ORDER OF COURT GRANTING A PETITION FOR A MARRIAGE LICENSE UNDER § 2-301 OF THIS TITLE**.

On pages 2 and 3, strike in their entirety the lines beginning with line 28 on page 2 down through line 2 on page 3, inclusive.

On page 3, in lines 3, 11, 14, 18, and 25, in each instance, strike the bracket; and in lines 11, 14, 18, and 25, strike “(D)”, “(E)”, “(F)”, and “(G)”, respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1016 – The Speaker (By Request – Workgroup on Public Safety and Policing) and Delegates Anderson, Atterbeary, Clippinger, Folden, Hayes, Jackson, Oaks, Pena–Melnyk, B. Wilson, and C. Wilson**

AN ACT concerning

**Public Safety and Policing Workgroup – Recommendations**

**HB1016/362818/1**

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 1016

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “of” insert “adding to the individuals who may be a certain investigating officer or interrogating officer;”; strike beginning with “authorizing” in line 9

down through “manner;” in line 12 and substitute “altering the membership of a certain hearing board; requiring a hearing board formed in a certain manner to include a certain member;”; in line 13, after “public” insert “, with a certain exception”; strike beginning with “removing” in line 13 down through “Department;” in line 15; in line 16, after “Commission;” insert “establishing the Commission as an independent commission that functions in the Department of Public Safety and Correctional Services;”; in line 19, after the first “Commission;” insert “requiring the Commission to appoint an executive director with the approval of the Governor, rather than the Secretary;”; in line 26, after “each” insert “local”; and in line 27, after “the” insert “local”.

On page 2, strike beginning with “on” in line 2 down through “citizens” in line 3 and substitute “on matters relating to police procedures for certain citizens and administrative law judges”; strike beginning with “prohibiting” in line 5 down through “circumstances;” in line 6; in line 7, strike “require” and substitute “ensure that a certain incident report is filed by or on behalf of”; strike beginning with the second “to” in line 7 down through “report” in line 8; in line 11, after “each” insert “local”; in line 38, strike “threatening or”; in line 39, strike “retaliatory”; in line 44, after “relief” insert “under certain circumstances”; strike beginning with “authorizing” in line 44 down through “relief;” in line 45; and in line 47, strike “by clear and convincing evidence”.

On page 3, strike beginning with “requiring” in line 1 down through “damages;” in line 2; in line 15, after “Act;” insert “requiring the Governor’s Office of Crime Control and Prevention to conduct a certain study relating to best practices for the composition of law enforcement disciplinary hearing boards and submit a certain report;”; and in line 24, strike “3-104(c)” and substitute “3-104(b), (c)”.

#### AMENDMENT NO. 2

On page 4, in lines 25, 26, 27, 28, and 29, in each instance, strike the bracket; in line 25, before “Police” insert “MARYLAND”; in the same line, after “Training” insert “AND STANDARDS”; and in lines 27, 28, and 29, strike “(9)”, “(10)”, and “(11)”, respectively.

On page 5, in lines 1 and 2, in each instance, strike the bracket; and in the same lines, strike “(12)” and “(13)”, respectively.

On page 10, in lines 12, 14, and 26, in each instance, strike the bracket; and in line 26, strike “(D)”.

On page 13, in line 4, strike “UNIT” and substitute “COMMISSION THAT FUNCTIONS”; and in the same line, strike “EXECUTIVE”.

On page 16, in line 14, after “its” insert “VOTING”; in line 16, strike the brackets; in the same line, strike “Secretary” and substitute “GOVERNOR”; and in the same line, strike “THE”.

On page 20, in line 9, after “act” insert “, INCLUDING ADOPTING REGULATIONS,”; and in line 13, after “YEAR,” insert “INCLUDING INCIDENTS IN WHICH AN OFFICER IS THE VICTIM,”.

#### AMENDMENT NO. 3

On page 5, after line 5, insert:

“(b) For purposes of this section, the investigating officer or interrogating officer shall be:

(1) a sworn law enforcement officer; [or]

(2) if requested by the Governor, the Attorney General or Attorney General’s designee;

(3) A REPRESENTATIVE OR EMPLOYEE OF A LAW ENFORCEMENT AGENCY; OR

(4) A REPRESENTATIVE OF A CIVILIAN REVIEW BOARD ESTABLISHED UNDER STATE OR LOCAL LAW.”;

in line 15, strike “A” and substitute “AN UNALTERED”; in line 28, after “5” insert “BUSINESS”; and in line 29, strike “5-DAY” and substitute “5 BUSINESS DAY”.

#### AMENDMENT NO. 4

On page 6, in line 20, strike the brackets; in the same line, strike “PARAGRAPHS (4) AND (5)”; and strike beginning with “at” in line 22 down through “filed” in line 33 and substitute “THE FOLLOWING FOUR MEMBERS, WHO ARE APPOINTED BY THE CHIEF AND HAVE HAD NO PART IN THE INVESTIGATION OR INTERROGATION OF THE LAW ENFORCEMENT OFFICER:

(I) A LAW ENFORCEMENT OFFICER OF THE SAME RANK AS THE LAW ENFORCEMENT OFFICER AGAINST WHOM THE COMPLAINT IS FILED, CHOSEN FROM LAW ENFORCEMENT OFFICERS WITHIN THAT LAW ENFORCEMENT AGENCY OR FROM LAW ENFORCEMENT OFFICERS OF ANOTHER LAW ENFORCEMENT AGENCY WITH THE APPROVAL OF THE CHIEF OF THE OTHER AGENCY;

(II) ANOTHER LAW ENFORCEMENT OFFICER, CHOSEN FROM LAW ENFORCEMENT OFFICERS WITHIN THAT LAW ENFORCEMENT AGENCY OR FROM LAW ENFORCEMENT OFFICERS OF ANOTHER LAW ENFORCEMENT AGENCY WITH THE APPROVAL OF THE CHIEF OF THE OTHER AGENCY;

(III) 1. AN ADMINISTRATIVE LAW JUDGE WHO HAS RECEIVED TRAINING FROM THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION IN MATTERS RELATING TO POLICE PROCEDURES; OR

2. A RETIRED JUDGE; AND

(IV) A CITIZEN WHO HAS RECEIVED TRAINING FROM THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION IN MATTERS RELATING TO POLICE PROCEDURES.

(2) THE CITIZEN MEMBER OF THE HEARING BOARD SHALL SERVE IN AN ADVISORY CAPACITY AND MAY NOT VOTE, BUT MAY PARTICIPATE IN ALL DELIBERATIONS OF THE HEARING BOARD”.

On page 7, in line 15, after “(i)” insert “1.”; in the same line, strike “A” and substitute “SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, A”; and after line 18, insert:

“2. A HEARING BOARD FORMED UNDER THIS PARAGRAPH SHALL INCLUDE A CITIZEN MEMBER WHO HAS RECEIVED TRAINING FROM THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION IN MATTERS RELATING TO POLICE PROCEDURES AND WHO SHALL SERVE IN AN ADVISORY CAPACITY AND MAY NOT VOTE BUT MAY PARTICIPATE IN ALL DELIBERATIONS OF THE HEARING BOARD.”.

On page 8, strike in their entirety lines 3 through 10, inclusive; and in line 30, strike “The” and substitute “UNLESS THE CHIEF DETERMINES AND PROVIDES NOTICE THAT A HEARING SHOULD BE CLOSED TO PROTECT THE IDENTITY OR SAFETY OF A WITNESS OR AN UNDERCOVER LAW ENFORCEMENT OFFICER, THE”.

#### AMENDMENT NO. 6

On page 15, in line 11, after “(11)” insert “THE CHANCELLOR OF THE UNIVERSITY SYSTEM OF MARYLAND;

(12)”;

in lines 13 and 15, strike “(12)” and “(13)”, respectively, and substitute “(13)” and “(14)”, respectively; in line 17, strike “THREE” and substitute “FIVE”; and strike beginning with “DIFFERENT” in line 17 down through “STATE” in line 18 and substitute “RACIAL, GENDER, GEOGRAPHIC, AND OTHER FORMS OF DIVERSITY”.

On page 16, after line 10, insert:

“(D) THE MEMBERS OF THE COMMISSION APPOINTED FROM THE SENATE OF MARYLAND AND THE HOUSE OF DELEGATES SHALL SERVE IN AN ADVISORY CAPACITY ONLY.”.

#### AMENDMENT NO. 7

On page 20, in line 8, after “OFFICERS” insert “, IF DETERMINED BY THE COMMISSION TO BE APPROPRIATE”; and in line 30, after “REFER” insert “, SUBJECT TO THE AGREEMENT OF THE COMPLAINANT,”.

On page 21, in line 9, after “EACH” insert “LOCAL”; strike beginning with “REQUIRE” in line 21 down through “(III)” in line 24; in line 24, after “REQUIRE” insert “, IF THE COMPLAINANT IS IDENTIFIED,”; in the same line, strike “A” and substitute “THE”; in line 26, strike “(IV)” and substitute “(III)”; in line 29, strike “THE LAW ENFORCEMENT OFFICERS’ BILL OF RIGHTS” and substitute “MATTERS RELATING TO POLICE PROCEDURES”; and in the same line, after “CITIZENS” insert “AND ADMINISTRATIVE LAW JUDGES”.

On page 22, in line 1, strike “INTENDED TO”; in line 16, after the second “A” insert “LICENSED”; strike in their entirety lines 25 through 27, inclusive; and in line 29, strike

“REQUIRE” and substitute “ENSURE THAT AN INCIDENT REPORT IS FILED BY OR ON BEHALF OF”.

On page 23, in line 1, strike “TO FILE AN INCIDENT REPORT REGARDING THE USE OF FORCE”; after line 18, insert:

“(A) IN THIS SECTION, “LOCAL LAW ENFORCEMENT AGENCY” MEANS A POLICE DEPARTMENT OF A COUNTY OR MUNICIPAL CORPORATION IN THE STATE.”;

in lines 19 and 22, strike “(A)” and “(B)”, respectively, and substitute “(B)” and “(C)”, respectively; in the same lines, in each instance, after “EACH” insert “LOCAL”; and in lines 23 and 26, in each instance, after “THE” insert “LOCAL”.

On page 24, in line 4, after “INCIDENTS” insert “, INCLUDING INCIDENTS IN WHICH AN OFFICER IS THE VICTIM”.

#### AMENDMENT NO. 8

On page 28, strike beginning with “TERMINATION” in line 7 down through “MANNER” in line 16 and substitute “DISCHARGE, DISCIPLINE, DEMOTION, SUSPENSION, DENIAL OF PROMOTION, TRANSFER, OR REASSIGNMENT; OR

(2) ANY OTHER DISCRIMINATORY ACTION OR THREAT OF ACTION”;

in line 27, strike “THREATEN OR TAKE” and substitute “TAKE, THREATEN TO TAKE, OR REFUSE TO TAKE ANY PERSONNEL ACTION AS”; and strike beginning with “THE” in line 29 down through “BELIEVES” in line 30.

On page 29, in line 10, strike “OTHERWISE” and substitute “SPECIFICALLY”; in line 12, after “GENERAL” insert “UNDER § 3–806 OF THIS SUBTITLE”; strike beginning with the first “THE” in line 18 down through “DANGER” in line 19 and substitute “THE INFORMATION DISCLOSED UNDER SUBSECTION (A) OF THIS SECTION”; and strike beginning with “ON” in line 20 down through “OCCURRED” in line 22 and substitute “REGARDING ANY OCCURRENCE RELATED TO THE INFORMATION DISCLOSED UNDER SUBSECTION (A) OF THIS SECTION”.

On page 30, in line 4, strike “A” and substitute “AFTER A”; in line 5, after “SUBTITLE” insert “EXHAUSTS ALL ADMINISTRATIVE REMEDIES, THE LAW



ENFORCEMENT OFFICER"; in lines 6 and 23, in each instance, strike "OR DAMAGES"; strike beginning with "BY" in line 8 down through "EVIDENCE" in line 9; strike beginning with "BY" in line 11 down through "EVIDENCE" in line 12; strike beginning with "(1)" in line 15 down through "(D)" in line 22; in line 27, strike "(I)"; in the same line, after "TO" insert "HIRE, PROMOTE, OR"; in line 29, strike "OR"; and strike in their entirety lines 30 and 31.

On page 31, in line 1, strike "COMPENSATION FOR ALL LOST REMUNERATION" and substitute "BACK PAY TO THE DAY OF THE VIOLATION"; in line 2, after "COSTS" insert "AND

(4) TAKE ANY OTHER REMEDIAL ACTION CONSISTENT WITH THE PURPOSES OF THIS SUBTITLE;

in lines 3, 6, and 11, strike "(E)", "(F)", and "(G)", respectively, and substitute "(D)", "(E)", and "(F)", respectively; in line 3, strike "(D)" and substitute "(C)"; and in line 5, strike "OF" and substitute "RESULTING FROM THE DISCLOSURE MADE BY THE LAW ENFORCEMENT OFFICER UNDER".

#### AMENDMENT NO. 9

On page 32, after line 16, insert:

"SECTION 8. AND BE IT FURTHER ENACTED, That the Governor's Office of Crime Control and Prevention shall conduct a study of best practices for the composition of law enforcement disciplinary hearing boards statewide and nationwide, and submit a report containing its findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the General Assembly by December 1, 2018.";

and in line 17, strike "8." and substitute "9."

The preceding 9 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Folden moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**THE COMMITTEE ON WAYS AND MEANS REPORT #12**

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

**House Bill 36 – Delegate Haynes**

AN ACT concerning

**Rebuilding Baltimore City Communities Act of 2016**

**HB0036/905769/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 36

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Haynes” and substitute “Baltimore City Delegation”; in line 3, strike “requiring” and substitute “altering the definition of “vacant dwelling” for purposes of certain property tax credits against the property tax imposed on certain vacant dwellings and newly constructed dwellings located in Baltimore City; authorizing”; and in line 5, strike “communities” and substitute “neighborhoods”.

AMENDMENT NO. 2

On page 2, strike beginning with “as” in line 4 down through “year” in line 5 and substitute “WITH A VACANT BUILDING NOTICE”; in line 24, strike “SHALL” and substitute “MAY”; and in line 27, strike “COMMUNITY” and substitute “NEIGHBORHOOD”.

On page 3, strike beginning with the colon in line 2 down through “(I)” in line 3 and substitute “UP TO”; in line 3, after “IMPOSED” insert “ON THE VALUE OF THE IMPROVEMENTS”; strike beginning with the semicolon in line 4 down through “THEREAFTER” in line 19; in line 21, after “CREDIT” insert “AUTHORIZED”; in line 22, strike “A.”; and strike beginning with “AND” in line 24 down through the semicolon in line 26.

On page 4, in line 14, strike “June” and substitute “October”; and in line 15, strike the second “2016” and substitute “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 Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 898 – Delegates Metzgar, Anderson, Angel, Aumann, Barkley, Beitzel, Bromwell, Carter, Conaway, Fennell, Folden, Ghrist, Glass, Glenn, Grammer, Haynes, Hornberger, C. Howard, S. Howard, Jalisi, Kipke, Kittleman, Long, Malone, McComas, McConkey, McDonough, McKay, Miele, Oaks, Proctor, Reilly, B. Robinson, Rose, Shoemaker, Simonaire, Smith, Sophocleus, Vaughn, Vogt, C. Wilson, and P. Young**

AN ACT concerning

**Property Tax Credit – Elderly Individuals and Veterans**

**HB0898/355166/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 898

(First Reading File Bill)

On page 1, in the sponsor line, strike “and P. Young” and substitute “P. Young, Hixson, Turner, Afzali, D. Barnes, Buckel, Ebersole, Kaiser, Luedtke, Patterson, Platt, Tarlau, Walker, A. Washington, and M. Washington”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 917 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Property Tax Credit – New or Expanding Businesses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1145 – Delegates Turner, Morales, Atterbeary, Barkley, Ebersole, Gutierrez, Haynes, Hill, Hixson, Kaiser, Kelly, Lam, A. Miller, Moon, Pendergrass, Platt, and Reznik**

AN ACT concerning

**Maryland Clean Energy Incentive Act of 2016**

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 1297 – Delegate McKay**

AN ACT concerning

**Education – Public High Schools – Agriculture Science**

**HB1297/215469/1**

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1297

(First Reading File Bill)

AMENDMENT NO.1

On page 1, in line 3, strike “requiring” and substitute “encouraging”.

AMENDMENT NO. 2

On page 1, in line 20, strike “SHALL” and substitute “IS ENCOURAGED TO”; and in line 22, strike “COUNTY” and substitute “LOCAL SCHOOL SYSTEM”.

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 1445 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Property Tax Credit – Commerce Zones**

**HB1445/735165/1**

BY: Committee on Ways and Means

AMENDMENT TO HOUSE BILL 1445

(First Reading File Bill)

On page 2, in lines 19 and 20, strike “**40%**” and “**30%**”, respectively, and substitute “**25%**” and “**15%**”, respectively; in line 20, after the semicolon insert “**AND**”; strike beginning with “**20%**” in line 21 down through “**(VII)**” in line 24; and in line 24, strike “**IN TAXABLE YEAR 16 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.

**QUORUM CALL**

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

(See Roll Call No. 664)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #59**

**House Bill 329 – Delegate Dumais**

AN ACT concerning

**Children – Family Child Care Homes and Child Care Centers – Advertising and Penalties**

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

Affirmative – 118    Negative – 17    (See Roll Call No. 665)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #63**

**House Bill 958 – Delegate Jameson**

AN ACT concerning

**Insurance – Rate Filings – Trade Secrets**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 666)

The Bill was then sent to the Senate.

**House Bill 1010 – Delegates Lierman, Gaines, Beidle, B. Barnes, Branch, Brooks, Busch, Clippinger, Davis, Ebersole, Fennell, Frush, Gutierrez, Haynes, Hettleman, Hixson, Holmes, C. Howard, Lafferty, Luedtke, McCray, McIntosh, A. Miller, Moon, Platt, B. Robinson, Smith, Tarlau, and Waldstreicher**

AN ACT concerning

**Maryland Transit Administration Oversight and Planning Board**

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

Affirmative – 84    Negative – 51    (See Roll Call No. 667)

The Bill was then sent to the Senate.

**House Bill 1069 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Alcoholic Beverages – Entertainment Concessionaire and Facility Licenses**

**PG 311-16**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 668)

The Bill was then sent to the Senate.

**House Bill 1094 – Prince George’s County Delegation**

AN ACT concerning

**Prince George’s County – Video Lottery Terminal Proceeds – Use of Local  
Impact Grants  
PG 313-16**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 669)

The Bill was then sent to the Senate.

**House Bill 1129 – Prince George’s County Delegation and Montgomery County  
Delegation**

AN ACT concerning

**Washington Suburban Sanitary Commission – Commissioners Appointed From  
Montgomery County – Qualifications  
PG/MC 116-16**

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

Affirmative – 135    Negative – 1    (See Roll Call No. 670)

The Bill was then sent to the Senate.

**House Bill 1448 – Delegate Vaughn**

AN ACT concerning

**Business Regulation – Home Builder Registration – Fees**

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

Affirmative – 93    Negative – 43    (See Roll Call No. 671)

The Bill was then sent to the Senate.

**House Bill 1453 – Delegate Vaughn**

AN ACT concerning

**Real Estate Licensees – Verification of Service Provider Licensing Status**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 672)

The Bill was then sent to the Senate.

**House Bill 1457 – Delegates Vaughn and Mautz**

AN ACT concerning

**Land Surveyors – Qualifications for License – Education, Experience, and Examination Requirements**

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

Affirmative – 128    Negative – 4    (See Roll Call No. 673)

The Bill was then sent to the Senate.

**House Bill 1469 – Delegate Carey**

AN ACT concerning

**Real Estate Brokers – Agency Relationships in Residential Real Estate Transactions – Disclosure and Consent Requirements**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 674)

The Bill was then sent to the Senate.

**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**



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

Affirmative – 136    Negative – 0    (See Roll Call No. 675)

The Bill was then sent to the Senate.

### **SPECIAL ORDERS**

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

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

AN ACT concerning

#### **Correctional Services – Restrictive Housing – Report**

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

Read the second time and ordered prepared for Third Reading.

**House Bill 1007 – Delegates Luedtke, Hettleman, Hixson, Rosenberg, M. Washington, Moon, Reznik, Smith, A. Washington, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hill, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, McCray, McIntosh, A. Miller, Morales, Morhaim, Oaks, Patterson, Pena-Melnyk, Pendergrass, Platt, Proctor, B. Robinson, S. Robinson, Sanchez, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino-Smith, Vallario, Vaughn, Waldstreicher, Walker, C. Wilson, and P. Young**

AN ACT concerning

#### **Freedom to Vote Act**

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

FLOOR AMENDMENT

**HB1007/523224/1**

BY: Delegate Kipke

AMENDMENTS TO HOUSE BILL 1007, AS AMENDED

AMENDMENT NO. 1

On page 3 of the Committee on Ways and Means Amendments (HB1007/695067/1), in line 13 of Amendment No. 1, after “terms;” insert “requiring the State Board to report to certain committees of the General Assembly on or before a certain date; requiring that the report include certain information; providing for the termination of this Act.”.

AMENDMENT NO. 2

On page 35 of the Committee on Ways and Means Amendments, after line 19 of Amendment No. 2, insert:

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

(a) On or before December 1, 2018, the State Board of Elections shall report to the Senate Education, Health, and Environmental Affairs Committee and the House Committee on Ways and Means, in accordance with § 2-1246 of the State Government Article, on the implementation of this Act.

(b) The report required under subsection (a) of this section shall include:

(1) data on any changes in overall voter participation that resulted from the implementation of this Act;

(2) information regarding the level of compliance with the provisions of this Act of each agency with responsibility for carrying out this Act; and

(3) the overall costs to each agency with responsibility for carrying out this Act, the State Board of Elections, and each local board of elections related to the implementation of this Act.”;

in line 20, strike “3.” and substitute “4.”; and in line 21, 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 rejected by a roll call vote as follows:

Affirmative – 49    Negative – 81    (See Roll Call No. 676)

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON WAYS AND MEANS REPORT #13**

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

**House Bill 44 – Delegate A. Miller**

AN ACT concerning

**Recordation and Transfer Taxes – Exemptions – Property Conveyed From Sole Proprietorship to Limited Liability Company**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 1299 – Delegate A. Washington**

AN ACT concerning

**Property Tax – Public Land and Public Use – Exemption**

**HB1299/705866/1**

BY:    Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 1299

(First Reading File Bill)

AMENDMENT NO. 1

In line 2, strike “Public Land and Public Use” and substitute “Crane Located on State Property”; in line 4, strike “certain public entities” and substitute “the State”; in line 5, strike “public”; and in the same line, after “purposes;” insert “providing for the construction of this Act;”.

AMENDMENT NO. 2

In line 17, after “IN” insert “PERSONAL”; in line 18, strike “THE FEDERAL GOVERNMENT,”; strike beginning with “, A COUNTY” in line 18 down through “CORPORATION” in line 20; in line 21, after “THE” insert “PERSONAL”; in the same line, after “IS” insert “A CRANE”; and in the same line, strike “A PUBLIC PURPOSE” and substitute “CARGO HANDLING PURPOSES”.

### AMENDMENT NO. 3

After line 21, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be construed to alter or abrogate any agreements between a person and a local government concerning any personal property described under this Act.”;

and in line 22, 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.

### QUORUM CALL

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

(See Roll Call No. 677)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

### THIRD READING CALENDAR (HOUSE BILLS) #60

House Bill 1385 – ~~Delegate Morhaim~~ Delegates Morhaim, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young

AN ACT concerning

**Public Health – ~~Electronic Advance Directives – Witness Requirements, Information Sheet, and Repository Services Procedures, Information Sheet, and Use of Electronic Advance Directives~~**

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

Affirmative – 132    Negative – 5    (See Roll Call No. 678)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #4**

**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**

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

Affirmative – 92    Negative – 45    (See Roll Call No. 679)

The Bill was then returned to the Senate.

**Senate Bill 1033 – Senator Mathias**

**EMERGENCY BILL**

AN ACT concerning

**Maryland Consolidated Capital Bond Loan of 2015 – Worcester County –  
Delmarva Discovery Center and Museum**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 680)

The Bill was then returned to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #64**

**House Bill 1123 – Prince George’s County Delegation and Montgomery County Delegation**

AN ACT concerning

**Maryland–Washington Metropolitan District – Boundaries – City of Greenbelt  
PG/MC 117–16**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 681)

The Bill was then sent to the Senate.

**House Bill 1163 – Delegates Lam and S. Robinson**

AN ACT concerning

**Agriculture – Veterinary Feed Directives – Information Collection**

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

Affirmative – 101    Negative – 35    (See Roll Call No. 682)

The Bill was then sent to the Senate.

**House Bill 1165 – Delegate Lisanti**

AN ACT concerning

**Vehicle Laws – Lapse or Termination of Required Security – Notice**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 683)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 684)

The Bill was then sent to the Senate.

**House Bill 1226 – Delegate A. Washington**

AN ACT concerning

**Recordation and Transfer Taxes – Transfer of Controlling Interest – Exemptions**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 685)

The Bill was then sent to the Senate.

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

AN ACT concerning

**Vehicle Equipment – Counterfeit and Nonfunctional Airbags – Prohibitions**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 686)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 687)

The Bill was then sent to the Senate.

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

AN ACT concerning

**Baltimore City – Civilian Review Board**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 688)

The Bill was then sent to the Senate.

**House Bill 1341 – Delegate McMillan**

AN ACT concerning

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

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

Affirmative – 111    Negative – 24    (See Roll Call No. 689)

The Bill was then sent to the Senate.

**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-Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Rosenberg, Sanchez, Smith, Stein, Tarlau, Valderrama, Waldstreicher, A. Washington, M. Washington, ~~and K. Young~~ K. Young, and Jalisi**

AN ACT concerning

**Seed Community Development Anchor Institution Fund**

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

Affirmative – 87    Negative – 50    (See Roll Call No. 690)

The Bill was then sent to the Senate.

**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~~

Task Force to Study the Adult High School Concept

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

Affirmative – 123    Negative – 14    (See Roll Call No. 691)

The Bill was then sent to the Senate.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 239 – Senator Kelley**

AN ACT concerning

**Maryland Fiduciary Access to Digital Assets Act**

FOR the purpose of establishing the Maryland Fiduciary Access to Digital Assets Act; authorizing a certain user to direct a certain custodian of certain digital assets to disclose or not to disclose those assets under certain circumstances and in a certain manner; providing that this Act does not change, impair, or expand certain rights with respect to the digital assets of a user; authorizing a custodian to grant a certain fiduciary or designated recipient certain access to a user's account or a copy of certain records under certain circumstances; authorizing a custodian to charge a reasonable administrative charge for the cost of disclosing digital assets under this Act; providing that a custodian need not disclose certain digital assets under certain circumstances; authorizing a custodian to seek a court order directing disclosure under certain circumstances; requiring a custodian to disclose the content of certain electronic communications under certain circumstances; requiring a custodian to disclose a catalogue of certain electronic communications and certain digital assets under certain circumstances; authorizing a court to grant a certain guardian access to the digital assets of a certain protected person; authorizing a guardian to request the custodian to suspend or terminate a certain account under certain circumstances; providing that the legal duties imposed on a fiduciary charged with managing certain tangible property apply to the management of digital assets; establishing certain limitations with respect to a certain fiduciary's or designated recipient's authority; providing that, under certain circumstances, a certain fiduciary may access certain tangible personal property and is an authorized user for the purpose of certain computer-related laws; authorizing a custodian to disclose certain information to a certain fiduciary under certain circumstances; authorizing a fiduciary of a user to request a custodian to terminate the user's account under certain circumstances; requiring a custodian to comply with certain requests by a fiduciary or designated

recipient within a certain time period; authorizing a fiduciary or designated recipient to apply for a certain court order under certain circumstances; providing that this Act does not limit a custodian's ability to obtain or require a fiduciary or designated recipient to obtain a certain court order; authorizing a custodian to notify the user of a certain request; authorizing a custodian to deny a certain request under certain circumstances; providing that a custodian and its agents are immune from liability for an act or omission done in good faith compliance with this Act; requiring consideration to be given to the need to promote certain uniformity of the law in applying and construing this Act; providing that this Act modifies, limits, or supersedes certain federal law in a certain manner; providing for the scope and application of this Act; making the provisions of this Act severable; altering certain provisions in certain statutory forms for a power of attorney relating to authority to access and take control of certain digital assets in accordance with this Act; defining certain terms; making conforming changes; and generally relating to the Maryland Fiduciary Access to Digital Assets Act.

BY repealing and reenacting, with amendments,

Article – Estates and Trusts

Section 13–213, 14.5–815(a), 17–202, and 17–203

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY adding to

Article – Estates and Trusts

Section 15–601 through 15–620 to be under the new subtitle “Subtitle 6. Maryland  
Fiduciary Access to Digital Assets Act”

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

~~BY repealing and reenacting, with amendments,~~

~~Article – Estates and Trusts~~

~~Section 17–202 and 17–203~~

~~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 358 – Senator Zirkin**

AN ACT concerning

**Family Law – Divorce on Grounds of Mutual Consent – Parties With Minor  
Children**

FOR the purpose of authorizing a court to decree an absolute divorce on the grounds of mutual consent if the parties have minor children, under certain circumstances; requiring a certain settlement agreement to provide for the care, custody, access, and

support of minor or dependent children; requiring certain parties to attach a completed child support guidelines worksheet to a certain settlement agreement; providing that a court may decree an absolute divorce on the grounds of mutual consent only if, after reviewing a certain settlement agreement, the court is satisfied that any terms of the agreement relating to minor or dependent children are in the best interests of those children; and generally relating to the grounds for an absolute divorce.

BY repealing and reenacting, with amendments,  
Article – Family Law  
Section 7–103(a)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
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 451 – Senator Lee**

AN ACT concerning

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

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

BY adding to  
Article – Estates and Trusts  
Section 14.5–604  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

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

### **Senate Bill 453 – Senator Serafini**

AN ACT concerning

~~State Retirement and Pension System – Optional Retirement Program –  
Eligibility for Retiree Health Benefits Subsidy~~  
Workgroup to Study the Optional Retirement Program

~~FOR the purpose of altering the eligibility requirements for a certain State subsidy under the State Employee and Retiree Health and Welfare Benefits Program for certain surviving spouses or dependent children of certain retirees of the Optional Retirement Program; and generally relating to eligibility for a certain State subsidy under the State Employee and Retiree Health and Welfare Benefits Program for certain spouses or dependents of certain retirees of the Optional Retirement Program.~~ FOR the purpose of establishing the Workgroup to Study the Optional Retirement Program; providing for the composition, chair, and staffing of the Workgroup; prohibiting a member of the Workgroup from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Workgroup to study and make recommendations regarding certain matters; requiring the Workgroup to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Workgroup to Study the Optional Retirement Program.

~~BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 2 – 508(b)(1) and (4)(i) and (ii) and (c)(1) and (4)(i) and (ii)  
Annotated Code of Maryland  
(2015 Replacement Volume)~~

~~BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 2 – 509  
Annotated Code of Maryland  
(2015 Replacement Volume)~~

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

**Senate Bill 512 – Senator Waugh**

AN ACT concerning

**Task Force to Study the Recruitment, Retention, and Promotion of Teachers in Maryland**

FOR the purpose of establishing the Task Force to Study the Recruitment, Retention, and Promotion of Teachers in Maryland; providing for the membership, chair, and staff for the Task Force; providing that members of the Task Force may not receive certain

compensation, but are entitled to certain reimbursement for certain expenses; requiring the Task Force to study and make certain recommendations relating to the recruitment, retention, and promotion of teachers at all education levels in the State using the principles of human capital strategy; requiring the Task Force to submit a certain report to the Governor and certain committees of 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 Recruitment, Retention, and Promotion of Teachers in Maryland.

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

**Senate Bill 606 – Senator Waugh**

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.

**Senate Bill 774 – Senator Norman**

AN ACT concerning

**Motor Vehicles – Autocycles – Standards and Requirements**

FOR the purpose of establishing that an autocycle is considered to be a motorcycle for the purposes of the Maryland Vehicle Law; defining the term “autocycle”; establishing certain driver’s licensing requirements for an operator of an autocycle; prohibiting certain persons from towing certain vehicles when driving an autocycle; prohibiting an applicant for a certain driver skills examination from using an autocycle for the examination; restricting the course of instruction for certain motorcycle safety

courses to the use and operation of certain motorcycles; requiring that the form for certain written accident reports distinguish autocycles from motorcycles; restricting the requirement that a person ride on a motorcycle in a certain manner to persons riding certain motorcycles; requiring the Motor Vehicle Administration and the Department of State Police to adopt certain regulations establishing equipment standards for autocycles; making certain conforming changes; making a certain stylistic change; and generally relating to the application of the Maryland Vehicle Law to autocycles.

BY adding to

Article – Transportation  
Section 11–103.3  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation  
Section 11–136, 16–104.1, 16–110(e), 16–601, 20–113, 21–1302(d) and (e), 22–412,  
and 23–104  
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 805 – ~~Senator Pugh~~ Senators Pugh, Benson, Kelley, and Mathias**

AN ACT concerning

**Senior Citizen Activities Center Operating Fund – ~~Funding and Distribution~~  
Distributions – Alteration**

FOR the purpose of increasing the amount of funding required to be included in the annual State budget for the Senior Citizen Activities Center Operating Fund; ~~altering the distribution of the Fund~~; requiring a certain percentage amount of the Fund to be distributed based on each county's share of the statewide senior citizen population; requiring ~~a certain percentage of the Fund to be distributed based on each county's share of the population of senior citizens with income below a certain percentage of the federal poverty level~~; 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; and generally relating to the administration of the Senior Citizen Activities Center Operating Fund.

BY repealing and reenacting, without amendments,

Article – Human Services  
Section 10–513 and 10–514  
Annotated Code of Maryland

(2007 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Human Services  
Section 10–516  
Annotated Code of Maryland  
(2007 Volume and 2015 Supplement)

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

**Senate Bill 853 – Senators Kelley, Benson, and Young**

AN ACT concerning

**Guardians of Property and Custodians – Authority to Fund Certain Trusts and Accounts**

FOR the purpose of authorizing a guardian of the property of a certain minor or disabled person to pay or apply income or principal from a certain estate to establish or fund a certain special needs trust, a pooled asset special needs trust account, or an Achieving a Better Life Experience (ABLE) account for the benefit of the minor or disabled person, without court authorization or confirmation; authorizing a certain custodian to use all or part of certain custodial property to establish or fund a certain special needs trust, a pooled asset special needs trust account, or an ABLE account for the benefit of a certain minor, without court order; defining certain terms; altering a certain definition; making technical and stylistic changes; and generally relating to the powers of certain guardians of property and custodians.

BY repealing and reenacting, with amendments,  
Article – Estates and Trusts  
Section 13–101, 13–214, and 13–314  
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 894 – Senator Kasemeyer**

AN ACT concerning

**Human Services – ~~Family Investment Administration~~ – Weighted Caseload Analysis – Study**

FOR the purpose of requiring the ~~Executive Director of the Family Investment Administration in the~~ Department of Human Resources to ~~perform~~ study the feasibility of performing 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; requiring the Department to submit a certain report on or before a certain date; and generally relating to a study of the feasibility of performing a weighted caseload analysis for personnel 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.

**Senate Bill 909 – Senators Ferguson, Benson, Feldman, Guzzone, Young, and Zucker**

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~~ providing that funds for the Program will be as provided 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.

**Senate Bill 919 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly**

EMERGENCY BILL

AN ACT concerning

**Insurance – ~~Exemption From State Insurance Laws for~~ Self-Funded Student Health Plans**

FOR the purpose of exempting from certain 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; altering certain definitions; 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, 15-10A-01(c), and 15-10D-01(d)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Insurance

Section 15-10A-01(a) and 15-10D-01(a)

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 946 – Senators Gladden, Hough, Ferguson, Lee, McFadden, Muse, Nathan-Pulliam, Raskin, and Zucker**

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 and the General Assembly relating to the use of certain restrictive housing in correctional facilities; requiring the ~~Department~~ Governor's Office of Crime Control and Prevention to make certain information available on ~~the Department's~~ its 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.

**Senate Bill 965 – Senator McFadden**

AN ACT concerning

**Criminal Procedure – Right of Appeal – Unlawful Possession of ~~Handgun or~~  
Regulated Firearm, Rifle, or Shotgun**

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.

**Senate Bill 995 – Senator Waugh**

AN ACT concerning

**St. Mary’s County – Local Licenses – Repeal**

FOR the purpose of repealing certain provisions of law that relate to certain licenses issued in St. Mary’s County.

BY repealing

The Public Local Laws of St. Mary’s County

Section 61–1 through 61–3 and the chapter “Chapter 61. Hucksters and Peddlers”

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 Environment and Transportation.

**Senate Bill 1015 – Senator Waugh**

AN ACT concerning

**St. Mary’s County – Alcoholic Beverages – Permits, Training, Prohibited Acts,  
and Violations**

FOR the purpose of altering the serving size of a sample serving of beer permitted to be served to an individual by a holder of a Class BWTS beer and wine tasting or sampling permits in St. Mary’s County; establishing a BWT beer and wine tasting permit in St. Mary’s County for a certain purpose; authorizing the Board of License Commissioners for St. Mary’s County to issue the permit only to a holder of a certain license; providing for the application and fees for, maximum permit periods, and restrictions associated with the permit; requiring an applicant for an alcoholic beverages license in St. Mary’s County to attend certain training within a certain time after the application is approved; providing that attendance at certain training does not fulfill a certain training requirement; prohibiting a person who operates a certain establishment in St. Mary’s County without an alcoholic beverage license from knowingly allowing a customer to bring alcoholic beverages for consumption into, or on the grounds of, the establishment; authorizing the Board to impose a certain fine on a certain employee of a holder of an alcoholic beverage license for selling alcoholic beverages to certain individuals; and generally relating to the regulation of alcoholic beverages in St. Mary’s County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 28–102 and 28–1306(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 28–1306(f), 28–2501, and 28–2802

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 28–1307 and 28–1411

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 1057 – Senator King**

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 Economic Matters and the Committee on Appropriations.

**Senate Bill 1069 – ~~Senator Middleton~~ Senators Middleton, Hershey, Jennings, and Kelley**

AN ACT concerning

**Public Utilities – Application for a Certificate of Public Convenience and Necessity – Public Notice**

FOR the purpose of requiring the Public Service Commission to provide a weekly notice of a public hearing and an opportunity for public comment on a certain number of social media types and on the Commission’s Web site with a certain frequency before the public hearing date; requiring the Commission, before a public hearing, to coordinate with a certain governing body or municipal corporation to identify certain options for providing notice of the public hearing; requiring that a certain informational sign be posted in a certain manner on the day of a public hearing; specifying the contents and size of a certain informational sign; and generally relating to public notice for an application for a certificate of public convenience and necessity.

BY repealing and reenacting, with amendments,  
Article – Public Utilities

Section 7–207(d)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1076 – Washington County Senators**

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 Economic Matters.

**Senate Bill 1077 – Washington County Senators**

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 Economic Matters.

### **Senate Bill 1078 – Washington County Senators**

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 Economic Matters.

**Senate Bill 1079 – Washington County Senators**

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 Economic Matters.

**Senate Bill 211 – Senators King, Currie, DeGrange, Feldman, Ferguson, Guzzone, Madaleno, Manno, Middleton, Peters, ~~and Young~~ Young, and McFadden**

AN ACT concerning

**Income Tax Credit – Qualified Research and Development Expenses – Credit Amounts**

FOR the purpose of altering the total amount of research and development tax credits that the Department of Economic Competitiveness and Commerce may approve in a calendar year; providing for the application of this Act; and generally relating to certain credits against the State income tax based on certain expenses paid or incurred for certain research and development conducted in the State.



BY repealing and reenacting, without amendments,  
Article – Tax – General  
Section 10–721(b)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–721(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 499 – Senator Ferguson**

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.

**Senate Bill 583 – Senators King, Currie, DeGrange, Ferguson, Guzzone, Manno, McFadden, and Peters**

AN ACT concerning

**Higher Education – University System of Maryland – Quasi–Endowment Funds**

FOR the purpose of authorizing the Board of Regents of the University System of Maryland to transfer up to a certain amount of funds from the State–supported fund balance to a quasi–endowment fund; limiting the use of certain proceeds to certain purposes;

and generally relating to quasi-endowment funds of the University System of Maryland.

BY repealing and reenacting, with amendments,  
Article – Education  
Section 12–104(e)(2)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 585 – Senators King, Peters, Astle, Benson, Cassilly, Currie, Eckardt, Edwards, Feldman, Hershey, Hough, Kagan, Madaleno, Manno, Mathias, Raskin, Ready, Rosapepe, Serafini, and Young**

AN ACT concerning

**Transportation – Highway User Revenues – Distribution to Municipalities**

FOR the purpose of altering the authorized uses of highway user revenues; repealing certain obsolete distributions and transfers of highway user revenues for certain fiscal years; repealing certain obsolete distributions of highway user revenues to Baltimore City, counties, and municipalities for certain fiscal years; requiring that certain additional distributions of highway user revenues be made under certain circumstances to municipalities in a certain fiscal ~~years~~ year for certain purposes; requiring that certain additional distributions of highway user revenues be allocated among municipalities in a certain manner; 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)

BY repealing and reenacting, without amendments,  
Article – Transportation  
Section 8–405  
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 597 – Senators Peters, DeGrange, Edwards, Guzzone, King, Manno, and Serafini**

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.

**Senate Bill 764 – Senators Raskin and Rosapepe**

AN ACT concerning

**Education – Student Journalists – Freedom of Speech and Freedom of the Press**

FOR the purpose of authorizing certain student journalists to exercise freedom of speech and freedom of the press in school–sponsored media; making certain student journalists responsible for determining certain content of school–sponsored media; providing for the construction of certain provisions of this Act; prohibiting certain student media advisors from using their position to influence a student journalist to promote certain positions; prohibiting a county board of education from exercising prior restraint, except under certain circumstances; specifying that the

administration of a certain public school will have the burden of proving certain justification under certain circumstances; prohibiting the discipline of certain student journalists and certain media advisors under certain circumstances; requiring certain county boards and certain institutions of higher education to adopt certain policies; defining certain terms; and generally relating to the freedom of speech and the freedom of the press for student journalists in school-sponsored media.

BY adding to

Article – Education

Section 7–121 and 15–119

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 766 – Senators Madaleno ~~and Kagan~~, Kagan, King, Manno, and Peters**

AN ACT concerning

**Local Income Tax – Overpayments ~~and~~, Underpayments, and Wynne  
Repayments – Local Reserve Account Repayment**

FOR the purpose of requiring the Comptroller, under certain circumstances, to pay a county or municipal corporation that receives a certain underpayment of local income tax revenue a certain amount from a certain account; requiring a county or municipal corporation that receives a certain overpayment of local income tax revenue to repay a certain account in a certain manner; requiring the Comptroller, under certain circumstances, to withhold certain amounts from a county or municipal corporation's quarterly local income tax distributions; requiring that a certain determination by the Comptroller be based on a full accounting of the income tax returns for a certain taxable year; altering the manner by which the Comptroller withholds certain amounts from certain local income tax distributions; prohibiting the Comptroller from requiring that certain counties or municipal corporations make certain reimbursement payments until a certain analysis is completed; defining a certain term; and generally relating to the distribution of certain local income tax revenue.

BY adding to

Article – Tax – General

Section 2–611

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Chapter 489 of the Acts of the General Assembly of 2015

Section 27

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

**Senate Bill 794 – Senators Jennings, Kagan, Klausmeier, Waugh, Young, ~~and Zucker~~ Zucker, and Salling**

AN ACT concerning

**Education – Prekindergarten and Kindergarten Assessments – Administration**

FOR the purpose of requiring a certain statewide kindergarten assessment to be limited to a ~~random~~ representative sample of certain kindergarten students from within certain local school systems in the State, subject to a certain exception; authorizing a certain kindergarten assessment to evaluate certain skills; authorizing certain county boards of education and certain principals and teachers to administer a certain statewide kindergarten assessment under certain circumstances; prohibiting ~~certain standardized tests~~ a statewide kindergarten assessment from being administered to certain prekindergarten students, subject to a certain exception; requiring the State Department of Education to adopt certain regulations; declaring the intent of the General Assembly; and generally relating to the administration of prekindergarten and kindergarten assessments.

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 941 – Senators Mathias and Manno**

AN ACT concerning

**Worcester County – Family Entertainment Centers – Amusement Gaming Licenses**

FOR the purpose of altering the definition of slot machine to exclude certain machines; authorizing the State Lottery and Gaming Control Commission to issue a certain amusement gaming license to certain family entertainment centers in a certain county; authorizing certain family entertainment centers to apply for a certain license if certain requirements are satisfied; authorizing a family entertainment center that holds a certain license to operate certain skills–based devices that award certain prizes; requiring the Commission to determine the value of certain prizes that may be awarded; prohibiting a family entertainment center from exchanging certain merchandise for money; authorizing the Commission to determine that a certain device at a family entertainment center is an illegal gaming device and require that the device be removed; prohibiting a family entertainment center from

transferring a certain license to a certain location; defining certain terms; and generally relating to amusement gaming licenses.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 12–301(3)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY adding to  
Article – State Government  
Section 9–1B–01 and 9–1B–02 to be under the new subtitle “Subtitle 1B. Amusement Gaming Licenses”  
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 1063 – Senator Madaleno**

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 Appropriations.

### **QUORUM CALL**

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

(See Roll Call No. 692)

### **THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #51**

**House Bill 91 – ~~Delegate Morhaim~~ Delegates Morhaim, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young**

AN ACT concerning

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

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

Affirmative – 125    Negative – 10    (See Roll Call No. 693)

The Bill was then sent to the Senate.

**House Bill 217 – ~~Delegates Krebs, Fisher, Kittleman, and W. Miller~~ W. Miller, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young**

AN ACT concerning

**Open Meetings Act – Requirements for ~~Providing~~ Agendas**

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

Affirmative – 133    Negative – 4    (See Roll Call No. 694)

The Bill was then sent to the Senate.

**House Bill 413 – ~~Delegates Carr and Cullison~~ Cullison, Hammen, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, West, and K. Young**

AN ACT concerning

**~~Open Meetings Act – Minutes –~~ Maryland General Assembly – Pilot Program on Closed Captioning for Video and Audio Streaming**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 695)

The Bill was then sent to the Senate.

**House Bill 431 – Delegates ~~Zucker~~, Bromwell, Kelly, Carozza, Anderton, Angel, Aumann, Barkley, B. Barnes, Barve, Beitzel, Brooks, Chang, Clippinger, Cluster, Cullison, Davis, Frush, Gaines, Ghrist, Gutierrez, Hammen, Hayes, Haynes, Hettleman, Hixson, Jackson, Jalisi, Jones, Kaiser, Kipke, Korman, Kramer, Krimm, Lafferty, Lierman, Luedtke, McIntosh, Miele, A. Miller, Morales, Morgan, Morhaim, Oaks, Pena-Melnyk, Platt, Reznik, B. Robinson, S. Robinson, Simonaire, Smith, Sophocleus, Sydnor, Waldstreicher, West, C. Wilson, ~~and P. Young~~ P. Young, Queen, Carr, Barron, Hill, Krebs, McDonough, McMillan, Pendergrass, Rose, Saab, Sample-Hughes, and K. Young**

AN ACT concerning

**Maryland Achieving a Better Life Experience (ABLE) Program – Establishment**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 696)

The Bill was then sent to the Senate.

**House Bill 507 – Delegates Kramer, Sydnor, Barve, Frush, Hill, Jalisi, Kaiser, Lam, Lisanti, Luedtke, Mautz, McCray, and Platt**

AN ACT concerning

**Maryland Fiduciary Access to Digital Assets Act**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 697)

The Bill was then sent to the Senate.

**House Bill 554 – Delegates Bromwell and Kipke**

AN ACT concerning

**Insurance – Surplus Lines – Short-Term Medical Insurance**

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



Affirmative – 137    Negative – 0    (See Roll Call No. 698)

The Bill was then sent to the Senate.

**House Bill 724 – Delegates Oaks, West, Reznik, ~~Oaks~~, Pena-Melnyk, ~~and Rose~~  
Rose, and Krebs**

AN ACT concerning

**Public Health – Copies of Medical Records – Fees**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 699)

The Bill was then sent to the Senate.

**House Bill 777 – Delegates B. Wilson, Flanagan, Kittleman, W. Miller, Parrott, ~~and~~  
~~Szeliga~~ Szeliga, Jalisi, Valentino-Smith, Aumann, Beitzel, Cluster, Mautz,  
Metzgar, West, Arentz, Buckel, Carozza, Kipke, McKay, Rose, and Wivell**

AN ACT concerning

**Criminal Law – ~~Smoking or Consuming~~ Marijuana in a Public Place –  
Prohibition**

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

Affirmative – 102    Negative – 34    (See Roll Call No. 700)

The Bill was then sent to the Senate.

**House Bill 801 – Chair, Health and Government Operations Committee (By  
Request – Departmental – Maryland Insurance Administration)**

AN ACT concerning

**Health Insurance – Required Conformity With Federal Law**

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

Affirmative – 131    Negative – 6    (See Roll Call No. 701)

The Bill was then sent to the Senate.

**House Bill 1318 – Delegates Kelly, Angel, Cullison, Hill, Pena-Melnyk,  
Sample-Hughes, ~~and West~~ West, Hammen, Barron, Bromwell, Hayes, Kipke,**

**Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pendergrass, Rose, Saab, and K. Young**

AN ACT concerning

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

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

Affirmative – 137    Negative – 0    (See Roll Call No. 702)

The Bill was then sent to the Senate.

**House Bill 1411 – Delegates McMillan, Angel, Cullison, Kipke, McDonough, Miele, Morgan, Oaks, Saab, and West West, S. Howard, Hammen, Barron, Bromwell, Hayes, Hill, Kelly, Krebs, Morhaim, Pena-Melnyk, Pendergrass, Rose, Sample-Hughes, and K. Young**

AN ACT concerning

**Health – Recovery Residences – Certification**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 703)

The Bill was then sent to the Senate.

**House Bill 1527 – Delegate O'Donnell**

**EMERGENCY BILL**

AN ACT concerning

**Environment – Water Appropriation Permit – Aquaculture Exemption**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 704)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

**House Bill 459 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Bromwell, Buckel, Carozza, Cassilly, Ciliberti, Cluster, Fisher, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Impallaria, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, W. Miller, Morgan, O’Donnell, Otto, Parrott, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, and Wivell**

AN ACT concerning

**Fee, Surcharge, and Tax Reduction Act of 2016**

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

Read the second time and ordered prepared for Third Reading.

**House Bill 1016 – The Speaker (By Request – Workgroup on Public Safety and Policing) and Delegates Anderson, Atterbeary, Clippinger, Folden, Hayes, Jackson, Oaks, Pena-Melnyk, B. Wilson, and C. Wilson**

AN ACT concerning

**Public Safety and Policing Workgroup – Recommendations**

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

FLOOR AMENDMENT

**HB1016/293226/1**

BY: Delegate Folden

AMENDMENT TO HOUSE BILL 1016, AS AMENDED

On page 6 of the House Judiciary Committee Amendments (HB1016/362818/1), in line 12 of Amendment No. 7, after “MEANS” insert “:

**(1)**”;

and in line 14, after “STATE” insert “; OR

**(2) A SHERIFF’S OFFICE THAT PROVIDES A LAW ENFORCEMENT FUNCTION IN A COUNTY OR MUNICIPAL CORPORATION IN THE STATE”.**

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 705)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #36**

**House Bill 9 – Baltimore County Delegation**

AN ACT concerning

**Baltimore County – Orphans’ Court Judges – Compensation**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 706)

The Bill was then sent to the Senate.

**House Bill 203 – Caroline County Delegation**

AN ACT concerning

**Caroline County – Sunday Hunting**

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

Affirmative – 132    Negative – 4    (See Roll Call No. 707)

The Bill was then sent to the Senate.

**House Bill 697 – Delegates Otto and Carozza**

AN ACT concerning

**Worcester County – Alcoholic Beverages – Class A Beer, Wine, and Liquor License**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 708)

The Bill was then sent to the Senate.

**House Bill 726 – Delegate Carr**

AN ACT concerning

**Ethics – Reports of Regulated Lobbyists – Open Data Format**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 709)

The Bill was then sent to the Senate.

**House Bill 733 – Delegate Barkley**

AN ACT concerning

**Alcoholic Beverages – Multiple Manufacturer’s Licenses – Sampling, Sale, and Consumption of Products**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 710)

The Bill was then sent to the Senate.

**House Bill 824 – Cecil County Delegation**

AN ACT concerning

**Cecil County – Orphans’ Court Judges – Traveling Expense Allowance and Pension**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 711)

The Bill was then sent to the Senate.

**House Bill 886 – Delegate West**

AN ACT concerning

**Maryland Medical Assistance Program – Telemedicine – Modifications**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 712)

The Bill was then sent to the Senate.

**House Bill 971 – Delegates Waldstreicher, Barve, and Holmes**

AN ACT concerning

**Statute of Limitations ~~for Specialties~~ – ~~Exception for~~ Residential Leases Signed  
Under Seal**

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

Affirmative – 137 Negative – 1 (See Roll Call No. 713)

The Bill was then sent to the Senate.

**House Bill 981 – Delegates Kelly, Cullison, and West**

AN ACT concerning

**Maryland Medical Assistance Program – Guardianship Fees – ~~Income Deduction~~  
Personal Needs Allowance**

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

Affirmative – 138 Negative – 0 (See Roll Call No. 714)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #61**

**House Bill 141 – Delegates Luedtke, Ebersole, Anderson, Atterbeary, Barkley,  
D. Barnes, Barve, Brooks, Carr, Cullison, Dumais, Fennell, Fraser-Hidalgo,**

**Frick, Gutierrez, Hill, Jalisi, Jameson, Kelly, Lam, Moon, Morales, Patterson, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Smith, Stein, Tarlau, Turner, Valentino-Smith, Walker, A. Washington, M. Washington, P. Young, ~~and Zucker~~ Zucker, Afzali, and A. Miller**

AN ACT concerning

**Education – ~~Education Accountability Program~~ Assessments – Limits on Testing**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 715)

The Bill was then sent to the Senate.

**House Bill 276 – Delegates Stein, Aumann, Lafferty, Mautz, and West**

AN ACT concerning

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

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

Affirmative – 137    Negative – 0    (See Roll Call No. 716)

The Bill was then sent to the Senate.

**House Bill 326 – Chair, Environment and Transportation Committee (By Request – Departmental – Housing and Community Development)**

AN ACT concerning

**Housing and Community Development – Business Lending and Neighborhood Revitalization**

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

Affirmative – 135    Negative – 2    (See Roll Call No. 717)

The Bill was then sent to the Senate.

**House Bill 340 – Delegates Tarlau, Angel, Carr, Fennell, McCray, Platt, ~~and Sanchez~~ Sanchez, C. Howard, Hixson, Kaiser, Ebersole, Hornberger, Metzgar, Patterson, D. Barnes, Simonaire, Walker, Turner, A. Washington, M. Washington, Long, and Shoemaker**

AN ACT concerning

**Property Tax – Renters’ Property Tax Relief Program**

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

Affirmative – 134    Negative – 2    (See Roll Call No. 718)

The Bill was then sent to the Senate.

**House Bill 400 – Delegate M. Washington**

AN ACT concerning

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

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

Affirmative – 137    Negative – 1    (See Roll Call No. 719)

The Bill was then sent to the Senate.

**House Bill 557 – Delegate Jameson**

AN ACT concerning

**Homeowner’s Insurance – Underwriting Standards – Deductibles**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 720)

The Bill was then sent to the Senate.

**House Bill 577 – Allegany County Delegation and Garrett County Delegation**

AN ACT concerning

**Allegany County and Garrett County – Annual Financial Reports – Filing Date**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 721)

The Bill was then sent to the Senate.

**House Bill 720 – Delegate Kramer**



AN ACT concerning

**Motor Vehicle Insurance – Insurance Identification Card – Carrying Proof of Coverage – Uninsured Motorist Education and Enforcement Fund**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 722)

The Bill was then sent to the Senate.

**House Bill 743 – Delegates S. Robinson and Cassilly**

AN ACT concerning

**Yard Waste and Food Residuals Diversion and Infrastructure Task Force**

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

Affirmative – 130    Negative – 7    (See Roll Call No. 723)

The Bill was then sent to the Senate.

**House Bill 870 – Delegate Parrott**

AN ACT concerning

**Natural Resources – Black Fly Management and Control – ~~Washington County~~  
Study**

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

Affirmative – 135    Negative – 1    (See Roll Call No. 724)

The Bill was then sent to the Senate.

**House Bill 915 – Delegates Jacobs, Carozza, Cassilly, Hornberger, S. Howard, Malone, Mautz, Otto, ~~and Reilly~~ Reilly, Arentz, Metzgar, and Sample-Hughes**

AN ACT concerning

**~~Crabs Harvest Times Trotlines and Crab Pots~~  
Tidal Fish License – Catching Crabs Using Trotline Gear – Holidays**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 725)

The Bill was then sent to the Senate.

**House Bill 947 – ~~Delegate Sydnor~~ Delegates Sydnor and Conaway**

AN ACT concerning

**Public Information Act – Inspection of Records From Body-Worn Digital Recording Devices**

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

Affirmative – 130 Negative – 8 (See Roll Call No. 726)

The Bill was then sent to the Senate.

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #17**

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

**House Bill 420 – Delegates Waldstreicher, Aumann, D. Barnes, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Clippinger, Cullison, Davis, Ebersole, Fraser-Hidalgo, Frick, Frush, Gilchrist, Hammen, Hixson, Holmes, Impallaria, Lierman, Luedtke, McKay, A. Miller, Morales, Patterson, Pendergrass, Platt, Sanchez, Simonaire, Smith, Vaughn, M. Washington, West, C. Wilson, Wivell, and Zucker**

AN ACT concerning

**Labor and Employment – Minimum Wage – Individuals With Disabilities  
(Ken Capone Equal Employment Act)**

**HB0420/383191/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 420

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, Barkley, Branch, Glenn, Jameson, Lisanti, Queen, and Valderrama”; strike in their entirety lines 2

and 3 and substitute “Individuals With Disabilities – Minimum Wage and Community Integration”; in line 4, strike “except”; strike beginning with “requiring” in line 7 down through “date” in line 8 and substitute “authorizing certain work activities centers and certain sheltered workshops to pay new employees a certain wage only under certain circumstances”; in line 9, strike “Department of Labor, Licensing, and Regulation” and substitute “Developmental Disabilities Administration and the Department of Disabilities”; in line 12, after “the” insert “Administration and the”; in line 13, after “plan;” insert “requiring the Administration and the Department to submit a certain plan to the Governor and the General Assembly on or before a certain date;”; in line 15, strike the first “a”; in the same line, strike “date each year” and substitute “dates”; strike beginning with “prohibiting” in line 15 down through “circumstances;” in line 17 and substitute “requiring a certain individual and a certain resource coordinator, in consultation with certain individuals, to develop a certain supplemental plan; requiring a certain resource coordinator to use appropriate communication devices and techniques to facilitate the involvement of a certain individual in the development of the individual’s supplemental plan; requiring that an individual’s plan include certain information; requiring the Administration, in consultation with certain stakeholders, to develop the planning protocol and format for a supplemental plan; requiring a certain individual and the individual’s resource coordinator and team to discuss a certain job setting on an annual basis and at any other time requested by the individual; requiring the resource coordinator to document certain information in a certain individual’s annual individual plan; requiring the Administration to track the progress of certain individuals by collecting certain data; requiring the Administration to report certain information to the Governor and the General Assembly on or before certain dates; prohibiting the Administration from funding certain providers beginning on a certain date; requiring a certain new employee to be informed by the employee’s employer of certain opportunities, have a plan of habilitation that includes certain information, be engaged in certain work when choosing to work, choose the employer and employment, and be informed of certain rights;”; in line 20, after “the” insert “Administration and the”; in line 21, after “reports;” insert “repealing certain provisions of law requiring certain individuals to have a certain supplemental plan; repealing certain provisions of law requiring that a certain new employee be informed by the employee’s employer of certain opportunities, have a plan of habilitation that includes certain information, be engaged in certain work when choosing to work, choose the employer and employment, and be informed of certain rights; authorizing certain work activities centers and other workshops, beginning on a certain date, to pay less than the federal prevailing wage of pay to the extent authorized under federal law and under certain circumstances; requiring the Administration and the Department to conduct a certain study, determine certain information, and make certain recommendations; requiring the Administration and the Department to consult certain State agencies, other entities, and relevant stakeholders”

in carrying out certain duties; requiring the Administration and the Department to report their findings and recommendations to the Governor and certain committees of the General Assembly on or before a certain date;”; in line 23, strike “under the Maryland Wage and Hour Law and” and substitute “to and community integration of”; and after line 24, insert:

“BY adding to

Article – Health – General  
Section 7–207, 7–1012, 7–1013, and 7–1014  
Annotated Code of Maryland  
(2015 Replacement Volume)”.

On page 2, strike in their entirety lines 5 through 14, inclusive, and substitute:

“BY repealing

Article – Health – General  
Section 7–1012, 7–1013, and 7–1014  
Annotated Code of Maryland  
(2015 Replacement Volume)  
(As enacted by Section 1 of this Act)”;

in line 15, after “repealing” insert “and reenacting, with amendments,”; and in line 17, strike “and 3–414.1”.

#### AMENDMENT NO. 2

On page 3, after line 7, insert:

“Article – Health – General

#### 7–207.

BEGINNING OCTOBER 1, 2020, THE ADMINISTRATION MAY NOT FUND PROVIDERS THAT PAY INDIVIDUALS LESS THAN THE MINIMUM WAGE UNDER A CERTIFICATE THAT THE UNITED STATES DEPARTMENT OF LABOR ISSUES TO A WORK ACTIVITIES CENTER OR OTHER SHELTERED WORKSHOP TO ALLOW THE WORK ACTIVITIES CENTER OR WORKSHOP TO PAY AN INDIVIDUAL LESS THAN THE WAGE OTHERWISE REQUIRED FOR THAT THE INDIVIDUAL UNDER FEDERAL LAW.

#### 7–1012.

(A) THE ADMINISTRATION AND THE DEPARTMENT OF DISABILITIES, IN PARTNERSHIP WITH RELEVANT STATE AGENCIES, INCLUDING THE DEPARTMENT OF ECONOMIC COMPETITIVENESS AND COMMERCE, THE STATE DEPARTMENT OF EDUCATION, AND THE DIVISION OF REHABILITATION SERVICES, SHALL DEVELOP AND IMPLEMENT A PLAN TO PHASE OUT ON OR BEFORE OCTOBER 1, 2020, AUTHORIZATIONS UNDER § 3-414 OF THE LABOR AND EMPLOYMENT ARTICLE TO PAY AN EMPLOYEE WITH A DISABILITY LESS THAN THE MINIMUM WAGE OTHERWISE REQUIRED FOR THE EMPLOYEE UNDER TITLE 3, SUBTITLE 4 OF THE LABOR AND EMPLOYMENT ARTICLE.

(B) THE PLAN DEVELOPED AND IMPLEMENTED UNDER SUBSECTION (A) OF THIS SECTION SHALL INCLUDE:

(1) BENCHMARKS AND DESIRED OUTCOMES FOR EACH YEAR OF THE PHASE-OUT;

(2) A LIST OF THE RESOURCES NECESSARY TO ENSURE THAT INDIVIDUALS WITH DISABILITIES RECEIVE SUPPORT ACCORDING TO THE NEEDS AND PREFERENCES OF THE INDIVIDUALS AND IN AN INTEGRATED SETTING, REGARDLESS OF THE NATURE OR SEVERITY OF THE INDIVIDUALS' DISABILITIES;

(3) APPLICATION FOR AND USE OF ALL FEDERAL AND STATE FUNDING PROGRAMS, INCLUDING PROGRAMS AVAILABLE UNDER MEDICAID WAIVER AMENDMENTS AND RESOURCES UNDER THE WORKFORCE INNOVATION AND OPPORTUNITY ACT, TO ASSIST INDIVIDUALS WITH DISABILITIES TO OBTAIN COMPETITIVE, INTEGRATED EMPLOYMENT; AND

(4) THE TRACKING OF OUTCOMES OF INDIVIDUALS WITH DISABILITIES ON THE BASIS OF:

(I) WAGES;

(II) UNEMPLOYMENT RATES;

(III) THE NUMBER OF INDIVIDUALS WHO MOVE FROM SUBMINIMUM WAGE POSITIONS TO COMPETITIVE, INTEGRATED EMPLOYMENT; AND

(IV) THE NUMBER OF INDIVIDUALS WHO MOVE FROM SUBMINIMUM WAGE POSITIONS TO NONPAYING ACTIVITIES.

(C) IN IMPLEMENTING THE PLAN DEVELOPED UNDER SUBSECTION (A) OF THIS SECTION, THE ADMINISTRATION AND THE DEPARTMENT OF DISABILITIES SHALL ENGAGE STATEWIDE ORGANIZATIONS, INCLUDING THE MARYLAND DEVELOPMENTAL DISABILITIES COUNCIL, AND PROVIDER AND FAMILY STATEWIDE ADVOCACY ORGANIZATIONS REPRESENTING THOSE IMPACTED BY THE PHASE-OUT.

(D) (1) ON OR BEFORE OCTOBER 1, 2017, THE ADMINISTRATION AND THE DEPARTMENT OF DISABILITIES SHALL SUBMIT THE PLAN DEVELOPED UNDER SUBSECTION (A) OF THIS SECTION TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.

(2) ON OR BEFORE OCTOBER 1, 2018, 2019, AND 2020, THE ADMINISTRATION AND THE DEPARTMENT OF DISABILITIES SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON:

(I) THE BENCHMARKS AND STATUS OF ACHIEVING THE OUTCOMES INCLUDED IN THE PLAN UNDER SUBSECTION (B)(1) OF THIS SECTION; AND

(II) RECOMMENDATIONS FOR FUNDING LEVELS OR OTHER RESOURCES NECESSARY TO IMPLEMENT THE PLAN DEVELOPED UNDER SUBSECTION (A) OF THIS SECTION.

7-1013.

(A) (1) EACH INDIVIDUAL WHO IS BEING PAID LESS THAN THE MINIMUM WAGE UNDER § 3-414 OF THE LABOR AND EMPLOYMENT ARTICLE AND THE INDIVIDUAL'S RESOURCE COORDINATOR, IN CONSULTATION WITH MEMBERS FROM THE INDIVIDUAL'S TEAM, SHALL DEVELOP AS PART OF THE INDIVIDUAL'S ANNUAL

INDIVIDUAL PLAN A SUPPLEMENTAL PLAN THAT ADDRESSES HOW COMMUNITY INTEGRATION AND EMPLOYMENT WILL BE ACCOMPLISHED.

(2) THE RESOURCE COORDINATOR SHALL USE APPROPRIATE COMMUNICATION DEVICES AND TECHNIQUES, INCLUDING SIGN LANGUAGE, TO FACILITATE THE INVOLVEMENT OF THE INDIVIDUAL IN THE DEVELOPMENT OF THE INDIVIDUAL'S SUPPLEMENTAL PLAN.

(B) AN INDIVIDUAL'S SUPPLEMENTAL PLAN SHALL INCLUDE:

(1) THE RESOURCE COORDINATOR'S RECOMMENDATION ON THE MOST INTEGRATED SETTING APPROPRIATE TO MEET THE INDIVIDUAL'S NEEDS;

(2) A DESCRIPTION OF THE SERVICES AND SUPPORTS THAT ARE REQUIRED FOR THE INDIVIDUAL TO RECEIVE SERVICES IN THE MOST INTEGRATED SETTING APPROPRIATE TO MEET THE INDIVIDUAL'S NEEDS;

(3) A LISTING OF BARRIERS THAT PREVENT THE INDIVIDUAL FROM RECEIVING THE SERVICES AND SUPPORTS REQUIRED FOR THE INDIVIDUAL TO WORK IN THE MOST INTEGRATED SETTING APPROPRIATE TO MEET THE INDIVIDUAL'S NEEDS, INCLUDING:

(I) BARRIERS TO ACCESSING FUNDING AND RESOURCES, INCLUDING FOR STAFFING, TRANSPORTATION, AND OTHER NEEDED SERVICES AND SUPPORTS;

(II) DECISION MAKING BY THE INDIVIDUAL OR THE INDIVIDUAL'S REPRESENTATIVE, AS APPROPRIATE;

(III) BARRIERS TO ACCESSING MEDICAL OR BEHAVIORAL SUPPORT NEEDS; AND

(IV) FAMILY MEMBERS' CONCERNS OR OPPOSITION; AND

(4) AN UPDATE ON THE STATUS AND PROGRESS TOWARD ADDRESSING AND RESOLVING BARRIERS IDENTIFIED UNDER ITEM (3) OF THIS SUBSECTION IN A PREVIOUS SUPPLEMENTAL PLAN.

(C) THE ADMINISTRATION SHALL DEVELOP, IN CONSULTATION WITH INTERESTED STAKEHOLDERS, THE PLANNING PROTOCOL AND FORMAT FOR THE SUPPLEMENTAL PLAN.

(D) (1) ON AN ANNUAL BASIS AND AT ANY OTHER TIME REQUESTED BY AN INDIVIDUAL WHO IS PAID LESS THAN THE MINIMUM WAGE UNDER § 3-414 OF THE LABOR AND EMPLOYMENT ARTICLE, THE INDIVIDUAL AND THE INDIVIDUAL'S RESOURCE COORDINATOR AND TEAM SHALL DISCUSS THE MOST INTEGRATED EMPLOYMENT SETTING THAT IS APPROPRIATE FOR THE INDIVIDUAL IN ACCORDANCE WITH THE FEDERAL AMERICANS WITH DISABILITIES ACT.

(2) THE RESOURCE COORDINATOR SHALL DOCUMENT IN THE INDIVIDUAL'S ANNUAL INDIVIDUAL PLAN:

(I) ANY DISCUSSIONS HELD UNDER PARAGRAPH (1) OF THIS SUBSECTION; AND

(II) ANY RECOMMENDATIONS THAT RESULTED FROM THE DISCUSSIONS.

(E) (1) THE ADMINISTRATION SHALL TRACK THE PROGRESS OF INDIVIDUALS WITH A SUPPLEMENTAL PLAN BY COLLECTING THE FOLLOWING DATA:

(I) THE WAGES OF THE INDIVIDUALS;

(II) THE UNEMPLOYMENT RATES OF THE INDIVIDUALS;

(III) THE NUMBER OF INDIVIDUALS WHO MOVE FROM SUBMINIMUM WAGE POSITIONS TO COMPETITIVE, INTEGRATED EMPLOYMENT; AND

(IV) THE NUMBER OF INDIVIDUALS WHO MOVE FROM SUBMINIMUM WAGE POSITIONS TO NONPAYING ACTIVITIES.



(2) ON OR BEFORE SEPTEMBER 1, 2018, 2019, AND 2020, THE ADMINISTRATION SHALL SUBMIT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY A SUMMARY OF THE DATA COLLECTED UNDER PARAGRAPH (1) OF THIS SUBSECTION ON A STATEWIDE AND REGIONAL BASIS.

7-1014.

A NEW EMPLOYEE EMPLOYED AT LESS THAN THE MINIMUM WAGE UNDER § 3-414 OF THE LABOR AND EMPLOYMENT ARTICLE SHALL:

(1) BE INFORMED BY THE EMPLOYEE'S EMPLOYER OF ALL OPPORTUNITIES TO OBTAIN COMPETITIVE, INTEGRATED EMPLOYMENT;

(2) HAVE A PLAN OF HABILITATION UNDER § 7-1006 OF THIS SUBTITLE THAT INCLUDES:

(I) A GOAL TO ACHIEVE A SPECIFIC EMPLOYMENT OUTCOME;

(II) A DESCRIPTION OF THE SUPPORTS NEEDED TO ACHIEVE THE GOAL;

(III) A PLAN FOR MONITORING PROGRESS TOWARD THE GOAL;

(IV) THE BARRIERS TO COMPETITIVE, INTEGRATED EMPLOYMENT; AND

(V) GOALS AND ACTIVITIES FOR THE EMPLOYEE WHEN WORK IS NOT AVAILABLE OR THE EMPLOYEE CHOOSES NOT TO WORK ON A SPECIFIC DAY OR DURING A SPECIFIC SHIFT;

(3) WHEN CHOOSING TO WORK, BE ENGAGED IN WORK THAT IS CONSISTENT WITH THE EMPLOYEE'S UNIQUE STRENGTHS, RESOURCES, PRIORITIES, CONCERNS, ABILITIES, CAPABILITIES, INTERESTS, AND INFORMED CHOICE;

**(4) CHOOSE THE EMPLOYER AND THE EMPLOYMENT; AND**

**(5) BE INFORMED OF THE EMPLOYEE’S RIGHT TO CHOOSE WHEN TO WORK.**

**AMENDMENT NO. 3**

On page 3, strike in their entirety lines 14 and 15; in line 16, strike “(c)” and substitute “**(B) (1)**”; in the same line, strike “NOT”; strike beginning with “UNLESS” in line 19 down through “SUBTITLE” in line 26; after line 26, insert:

**“(2) THE COMMISSIONER MAY NOT AUTHORIZE A WORK ACTIVITIES CENTER OR OTHER SHELTERED WORKSHOP TO PAY AN EMPLOYEE WITH A DISABILITY LESS THAN THE MINIMUM WAGE UNDER PARAGRAPH (1) OF THIS SUBSECTION IF THE WORK ACTIVITIES CENTER OR WORKSHOP WAS NOT AUTHORIZED TO DO SO BEFORE OCTOBER 1, 2016.**

**(3) A WORK ACTIVITIES CENTER OR OTHER SHELTERED WORKSHOP MAY PAY A NEW EMPLOYEE WITH A DISABILITY LESS THAN THE MINIMUM WAGE UNDER PARAGRAPH (1) OF THIS SUBSECTION ONLY IF THE REQUIREMENTS OF § 7-1014 OF THE HEALTH – GENERAL ARTICLE ARE MET.**”;

and in line 27, strike “(d)” and substitute “**(C)**”.

On page 4, in lines 9 and 15, strike “(e)” and “(f)”, respectively, and substitute “**(D)**” and “**(E)**”, respectively; strike beginning with the colon in line 9 down through “**(I)**” in line 10; and strike beginning with the semicolon in line 10 down through “**2019**” in line 11.

**AMENDMENT NO. 4**

On pages 4 through 6, strike in their entirety the lines beginning with line 23 on page 4 through line 9 on page 6, inclusive.

On page 6, after line 11, insert:

**“Article – Health – General**

**[7-1012.**

(a) The Administration and the Department of Disabilities, in partnership with relevant State agencies, including the Department of Economic Competitiveness and Commerce, the State Department of Education, and the Division of Rehabilitation Services, shall develop and implement a plan to phase out on or before October 1, 2020, authorizations under § 3-414 of the Labor and Employment Article to pay an employee with a disability less than the minimum wage otherwise required for the employee under Title 3, Subtitle 4 of the Labor and Employment Article.

(b) The plan developed and implemented under subsection (a) of this section shall include:

(1) Benchmarks and desired outcomes for each year of the phase-out;

(2) A list of the resources necessary to ensure that individuals with disabilities receive support according to the needs and preferences of the individuals and in an integrated setting, regardless of the nature or severity of the individuals' disabilities;

(3) Application for and use of all federal and State funding programs, including programs available under Medicaid waiver amendments and resources under the Workforce Innovation and Opportunity Act, to assist individuals with disabilities to obtain competitive, integrated employment; and

(4) The tracking of outcomes of individuals with disabilities on the basis of:

(i) Wages;

(ii) Unemployment rates;

(iii) The number of individuals who move from subminimum wage positions to competitive, integrated employment; and

(iv) The number of individuals who move from subminimum wage positions to nonpaying activities.

(c) In implementing the plan developed under subsection (a) of this section, the Administration and the Department of Disabilities shall engage statewide organizations, including the Maryland Developmental Disabilities Council, and provider and family statewide advocacy organizations representing those impacted by the phase-out.

(d) (1) On or before October 1, 2017, the Administration and the Department of Disabilities shall submit the plan developed under subsection (a) of this section to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

(2) On or before October 1, 2018, 2019, and 2020, the Administration and the Department of Disabilities shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on:

(i) The benchmarks and status of achieving the outcomes included in the plan under subsection (b)(1) of this section; and

(ii) Recommendations for funding levels or other resources necessary to implement the plan developed under subsection (a) of this section.]

[7–1013.

(a) (1) Each individual who is being paid less than the minimum wage under § 3–414 of the Labor and Employment Article and the individual’s resource coordinator, in consultation with members from the individual’s team, shall develop as part of the individual’s annual individual plan a supplemental plan that addresses how community integration and employment will be accomplished.

(2) The resource coordinator shall use appropriate communication devices and techniques, including sign language, to facilitate the involvement of the individual in the development of the individual’s supplemental plan.

(b) An individual’s supplemental plan shall include:

(1) The resource coordinator’s recommendation on the most integrated setting appropriate to meet the individual’s needs;

(2) A description of the services and supports that are required for the individual to receive services in the most integrated setting appropriate to meet the individual’s needs;

(3) A listing of barriers that prevent the individual from receiving the services and supports required for the individual to work in the most integrated setting appropriate to meet the individual’s needs, including:

(i) Barriers to accessing funding and resources, including for staffing, transportation, and other needed services and supports;

(ii) Decision making by the individual or the individual's representative, as appropriate;

(iii) Barriers to accessing medical or behavioral support needs; and

(iv) Family members' concerns or opposition; and

(4) An update on the status and progress toward addressing and resolving barriers identified under item (3) of this subsection in a previous supplemental plan.

(c) The Administration shall develop, in consultation with interested stakeholders, the planning protocol and format for the supplemental plan.

(d) (1) On an annual basis and at any other time requested by an individual who is paid less than the minimum wage under § 3-414 of the Labor and Employment Article, the individual and the individual's resource coordinator and team shall discuss the most integrated employment setting that is appropriate for the individual in accordance with the federal Americans with Disabilities Act.

(2) The resource coordinator shall document in the individual's annual individual plan:

(i) Any discussions held under paragraph (1) of this subsection; and

(ii) Any recommendations that resulted from the discussions.

(e) (1) The Administration shall track the progress of individuals with a supplemental plan and by collecting the following data:

(i) The wages of the individuals;

(ii) The unemployment rates of the individuals;

(iii) The number of individuals who move from subminimum wage positions to competitive, integrated employment; and

(iv) The number of individuals who move from subminimum wage positions to nonpaying activities.

(2) On or before September 1, 2018, 2019, and 2020, the Administration shall submit to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly a summary of the data collected under paragraph (1) of this subsection on a statewide and regional basis.]

[7–1014.

A new employee employed at less than the minimum wage under § 3–414 of the Labor and Employment Article shall:

(1) Be informed by the employee’s employer of all opportunities to obtain competitive, integrated employment;

(2) Have a plan of habilitation under § 7–1006 of this subtitle that includes:

(i) A goal to achieve a specific employment outcome;

(ii) A description of the supports needed to achieve the goal;

(iii) A plan for monitoring progress toward the goal;

(iv) The barriers to competitive, integrated employment; and

(v) Goals and activities for the employee when work is not available or the employee chooses not to work on a specific day or during a specific shift;

(3) When choosing to work, be engaged in work that is consistent with the employee’s unique strengths, resources, priorities, concerns, abilities, capabilities, interests, and informed choice;

(4) Choose the employer and the employment; and

(5) Be informed of the employee’s right to choose when to work.]

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”;

in line 13, strike the bracket; strike in their entirety lines 18 and 19; in line 20, strike “(c)” and substitute “(b) [(1)]”; in the same line, strike “not”; strike beginning with “unless” in line 23 down through “subtitle” in line 28; after line 28, insert:

“(2) (1) [The] BEGINNING OCTOBER 1, 2020, THE Commissioner may not authorize a work activities center or other sheltered workshop to pay an employee with a disability less than the minimum wage [under paragraph (1) of this subsection if the work activities center or workshop was not authorized to do so before October 1, 2016.] OTHERWISE REQUIRED UNDER THIS SUBTITLE FOR THE EMPLOYEE.

(2) BEGINNING OCTOBER 1, 2020, A WORK ACTIVITIES CENTER OR WORKSHOP MAY PAY AN EMPLOYEE WITH A DISABILITY LESS THAN THE FEDERAL PREVAILING WAGE OF PAY TO THE EXTENT AUTHORIZED BY FEDERAL LAW IF THE WORK ACTIVITIES CENTER OR OTHER SHELTERED WORKSHOP:

(I) WAS AUTHORIZED BY THE COMMISSIONER BEFORE OCTOBER 1, 2016, TO PAY AN EMPLOYEE WITH A DISABILITY LESS THAN THE MINIMUM WAGE THAT WAS OTHERWISE REQUIRED UNDER THIS SUBTITLE FOR THE EMPLOYEE THROUGH THE ACCEPTANCE OF A FEDERAL CERTIFICATE; AND

(II) THE WORK ACTIVITIES CENTER OR WORKSHOP MAINTAINS THE FEDERAL CERTIFICATE.

[(3) A work activities center or other sheltered workshop may pay a new employee with a disability less than the minimum wage under paragraph (1) of this subsection only if the requirements of § 7–1014 of the Health – General Article are met.]”;

and in line 29, strike “(d) (1)” and substitute “(c) [(1)]”.

On page 7, in line 8, after “(2)” insert a closing bracket; in lines 11 and 17, strike “(e)” and “(f)”, respectively, and substitute “(d)” and “(e)”, respectively; strike beginning with the colon in line 11 down through “(i)” in line 12; strike beginning with the semicolon in line 12 down through “2019” in line 13; and in line 24, strike the bracket.

On pages 7 and 8, strike in their entirety the lines beginning with line 25 on page 7 through line 30 on page 8, inclusive.

On page 8, in line 32, strike “2019” and substitute “2021”; and after line 32, insert:

“SECTION 6. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect October 1, 2020.”

#### AMENDMENT NO. 5

On page 8, after line 30, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) The Developmental Disabilities Administration and the Department of Disabilities shall:

(1) conduct a study of employees who earn at least the federal minimum wage but less than the federal prevailing wage of pay for a nondisabled employee under a federal certificate that authorizes the payment of a wage that is less than the wage otherwise required for the employees under federal law;

(2) determine:

(i) the number and demographics of employees employed between the federal minimum wage and federal prevailing wage prevailing wage of pay for nondisabled employees;

(ii) whether the employment of the employees complies with the integration requirements under 42 C.F.R. § 441.71;

(iii) the type of employment of the employees, including whether employees are employed under federal Ability One contracts;

(iv) whether any changes in federal law or policy regarding the payment of lower wages to the employees occurred after October 1, 2016, or are likely to occur and, if changes have occurred or are likely to occur, what the changes were or are likely to be; and



(v) whether there are prospects for the employees to obtain employment at similar rates of pay without federal certificates; and

(3) make any recommendations for State legislative or policy changes regarding the employment of individuals with disabilities.

(b) In carrying out the duties described in subsection (a) of this section, the Developmental Disabilities Administration and the Department of Disabilities shall consult:

(1) the State agencies specified in § 7-1012(a) of the Health – General Article, as enacted by Section 1 of this Act;

(2) Maryland Works;

(3) People on the Go;

(4) the Maryland Association of Community Services;

(5) the National Federation of the Blind;

(6) the Association of People Supporting Employment;

(7) the ARC Maryland; and

(8) any other relevant stakeholders.

(c) On or before October 1, 2017, the Developmental Disabilities Administration and the Department of Disabilities shall report their findings and recommendations to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Finance Committee, the House Economic Matters Committee, and the House Health and Government Operations Committee.”;

in lines 31 and 33, strike “3.” and “4.”, respectively, and substitute “5.” and “7.”, respectively; and in lines 33 and 34, strike “Section 3” and substitute “Sections 5 and 6”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 676 – Delegates McCray, Anderson, Barkley, Carter, Clippinger, Conaway, Glenn, Healey, Lierman, Moon, Morales, Oaks, Platt, Sydnor, Tarlau, Waldstreicher, A. Washington, and M. Washington**

AN ACT concerning

**Labor and Employment – Maryland Apprenticeship and Training Council –  
Annual Report**

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 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**

**HB1404/543197/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 1404

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Maryland Center for”; in the same line, strike “Codification” and substitute “Establishment of Fund and Centers”; strike beginning with “establishing” in line 3 down through “Center;” in line 10; in line 13, after the second “Fund;” insert “requiring the Governor, each fiscal year, to include in the annual State budget an appropriation of a certain amount to the Fund to support certain operations;”; strike beginning with “providing” in line 17 down through “year;” in line 21 and substitute “requiring the Department of Labor, Licensing, and Regulation to develop a framework for establishing a certain number of additional centers that have purposes and structure similar to those of the Maryland Center for Construction Education and Innovation;”

requiring the Department to establish certain centers;”; in line 22, strike “of Labor, Licensing, and Regulation”; in lines 23 and 24, strike “relating to development of a” and substitute “concerning the”; in line 24, strike “for establishing certain additional centers” and substitute “and certain other matters”; in line 28, strike “through 11–1312” and substitute “and 11–1302”; in lines 28 and 29, strike “Maryland Center For”; and in line 29, after “Innovation” insert “Fund”.

#### AMENDMENT NO. 2

On page 2, in line 21, strike “**MARYLAND CENTER FOR**”; in line 22, after “**INNOVATION**” insert “**FUND**”; strike line 26 in its entirety; in lines 27 and 29, strike “**(C)**” and “**(D)**”, respectively, and substitute “**(B)**” and “**(C)**”, respectively; in line 28, strike “**ESTABLISHED UNDER § 11–1302 OF THIS SUBTITLE**”; and in line 30, strike “**ESTABLISHED UNDER § 11–1305 OF THIS SUBTITLE**”.

On pages 2 through 6, strike in their entirety the lines beginning with line 31 on page 2 through line 7 on page 6, inclusive.

On page 6, in line 8, strike “**11–1305.**” and substitute “**11–1302.**”; strike beginning with “**IT**” in line 22 down through “**YEAR**” in line 23 and substitute “**FOR FISCAL YEAR 2018 AND EACH FISCAL YEAR THEREAFTER**”; and in line 25, strike “**ESTABLISHED UNDER THIS SUBTITLE**”.

On pages 7 through 9, strike in their entirety the lines beginning with line 5 on page 7 through line 11 on page 9, inclusive.

On pages 9 and 10, strike in their entirety the lines beginning with line 27 on page 9 through line 3 on page 10, inclusive.

On page 10, in lines 4 and 21, strike “3.” and “4.”, respectively, and substitute “2.” and “3.”, respectively; and in line 8, strike “, as enacted under 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.

**QUORUM CALL**

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

(See Roll Call No. 727)

### **ADJOURNMENT**

At 1:55 P.M. on motion of Delegate Kaiser the House adjourned until 7:00 P.M. on Legislative Day March 19, 2016, Calendar Day Monday, March 21, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 19, 2016**  
**Calendar Day: Monday, March 21, 2016**

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The House met at 7:09 P.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 137 Members present.

(See Roll Call No. 728)

**EXCUSES:**

Del. Frush – late – funeral

Del. Morhaim – illness

The Journal of March 18, 2016 was read and approved.

**QUORUM CALL**

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

(See Roll Call No. 729)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #68**

**House Bill 157 – Delegates Valentino–Smith, Cluster, Folden, Fraser–Hidalgo,  
Jackson, Moon, Rey, Sanchez, Smith, Sydnor, Vallario, and B. Wilson**

AN ACT concerning

**Death or Life–Threatening Injury by Motor Vehicle or Vessel – Subsequent  
Offenders – Penalties**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 730)

The Bill was then sent to the Senate.

**House Bill 1145 – Delegates Turner, Morales, Atterbeary, Barkley, Ebersole, Gutierrez, Haynes, Hill, Hixson, Kaiser, Kelly, Lam, A. Miller, Moon, Pendergrass, Platt, and Reznik**

AN ACT concerning

**Maryland Clean Energy Incentive Act of 2016**

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

Affirmative – 99    Negative – 37    (See Roll Call No. 731)

The Bill was then sent to the Senate.

**THE COMMITTEE ON APPROPRIATIONS REPORT #13**

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

**Senate Bill 190 – The President (By Request – Administration)**

**Budget Bill**

**(Fiscal Year 2017)**

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE  
TO THE MARYLAND HOUSE OF DELEGATES – 2016 – SESSION –  
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION  
PERTAINING TO SENATE BILL 190 – THE BUDGET BILL

(See Exhibit L of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE  
COMMITTEE REPRINT TO SENATE BILL 190 – THE BUDGET BILL

(See Exhibit M of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE SUMMARY DOCUMENT ON  
SENATE BILL 190 – THE BUDGET BILL

(See Exhibit N of Appendix II)

Delegate McIntosh moved to make the Bill and Amendments a Special Order for Tuesday.

The motion was adopted.

### QUORUM CALL

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

(See Roll Call No. 732)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (HOUSE BILLS) #65

**House Bill 36 – ~~Delegate Haynes~~ Baltimore City Delegation**

AN ACT concerning

#### **Rebuilding Baltimore City Communities Act of 2016**

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

Affirmative – 131    Negative – 6    (See Roll Call No. 733)

The Bill was then sent to the Senate.

**House Bill 459 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Bromwell, Buckel, Carozza, Cassilly, Ciliberti, Cluster, Fisher, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Impallaria, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, W. Miller, Morgan, O'Donnell, Otto, Parrott, Reilly, Rose, Saab, Shoemaker, Simonaire, Szeliga, Vogt, West, B. Wilson, and Wivell**

AN ACT concerning

~~**Fee, Surcharge, and Tax Reduction Act of 2016**~~  
**Birth and Death Certificates – Fee Reduction**

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

Affirmative – 135    Negative – 2    (See Roll Call No. 734)

The Bill was then sent to the Senate.

**House Bill 525 – Delegates Beidle, Flanagan, Fraser–Hidalgo, Frush, Lam, McCray, Stein, and Szeliga**

AN ACT concerning

**Vehicle Laws – Manufacturers and Dealers**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 735)

The Bill was then sent to the Senate.

**House Bill 646 – Delegates Dumais, Anderson, Angel, Arentz, Atterbeary, Barkley, B. Barnes, Barve, Beidle, Carozza, Carr, Chang, Clippinger, Cluster, Conaway, Cullison, Davis, Folden, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Glass, Glenn, Gutierrez, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jameson, Jones, Kaiser, Kelly, Kittleman, Korman, Krebs, Lafferty, Lierman, Lisanti, Luedtke, Malone, McComas, McIntosh, A. Miller, Moon, Morales, Oaks, Parrott, Pena–Melnyk, Pendergrass, Platt, Proctor, Rey, Reznik, B. Robinson, S. Robinson, Rosenberg, Sample–Hughes, Sanchez, Smith, Stein, Sydnor, Szeliga, Tarlau, Valderrama, Valentino–Smith, Vogt, Waldstreicher, A. Washington, M. Washington, West, B. Wilson, C. Wilson, and P. Young**

AN ACT concerning

**Family Law – Child Conceived Without Consent – Termination of Parental Rights  
(Rape Survivor Family Protection Act)**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 736)

The Bill was then sent to the Senate.

**House Bill 911 – Delegates Atterbeary, Morales, Anderson, Conaway, Folden, Kelly, Lierman, Lisanti, McComas, Moon, Pendergrass, Rosenberg, Smith, Sydnor, Turner, Valderrama, B. Wilson, and C. Wilson**



AN ACT concerning

**Family Law – Marriage – Age Requirements**

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

Affirmative – 119    Negative – 17    (See Roll Call No. 737)

The Bill was then sent to the Senate.

**House Bill 1016 – The Speaker (By Request – Workgroup on Public Safety and Policing) and Delegates Anderson, Atterbeary, Clippinger, Folden, Hayes, Jackson, Oaks, Pena–Melnyk, B. Wilson, and C. Wilson**

AN ACT concerning

**Public Safety and Policing Workgroup – Recommendations**

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

Affirmative – 92    Negative – 44    (See Roll Call No. 738)

The Bill was then sent to the Senate.

**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  
Establishment of Fund and Centers**

Delegate Szeliga moved to make the Bill a Special Order for the end of today’s business.

The motion was adopted.

**THIRD READING CALENDAR (HOUSE BILLS) #66**

**House Bill 44 – Delegate A. Miller**

AN ACT concerning

**Recordation and Transfer Taxes – Exemptions – Property Conveyed From Sole Proprietorship to Limited Liability Company**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 739)

The Bill was then sent to the Senate.

**House Bill 676 – Delegates McCray, Anderson, Barkley, Carter, Clippinger, Conaway, Glenn, Healey, Lierman, Moon, Morales, Oaks, Platt, Sydnor, Tarlau, Waldstreicher, A. Washington, and M. Washington**

AN ACT concerning

**Labor and Employment – Maryland Apprenticeship and Training Council –  
Annual Report**

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

Affirmative – 132 Negative – 2 (See Roll Call No. 740)

The Bill was then sent to the Senate.

**House Bill 898 – Delegates Metzgar, Anderson, Angel, Aumann, Barkley, Beitzel, Bromwell, Carter, Conaway, Fennell, Folden, Ghrist, Glass, Glenn, Grammer, Haynes, Hornberger, C. Howard, S. Howard, Jalisi, Kipke, Kittleman, Long, Malone, McComas, McConkey, McDonough, McKay, Miele, Oaks, Proctor, Reilly, B. Robinson, Rose, Shoemaker, Simonaire, Smith, Sophocleus, Vaughn, Vogt, C. Wilson, ~~and P. Young~~ P. Young, Hixson, Turner, Afzali, D. Barnes, Buckel, Ebersole, Kaiser, Luedtke, Patterson, Platt, Tarlau, Walker, A. Washington, and M. Washington**

AN ACT concerning

**Property Tax Credit – Elderly Individuals and Veterans**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 741)

The Bill was then sent to the Senate.

**House Bill 917 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Property Tax Credit – New or Expanding Businesses**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 742)

The Bill was then sent to the Senate.

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

AN ACT concerning

**Correctional Services – Restrictive Housing – Report**

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

Affirmative – 90 Negative – 45 (See Roll Call No. 743)

The Bill was then sent to the Senate.

**House Bill 1297 – Delegate McKay**

AN ACT concerning

**Education – Public High Schools – Agriculture Science**

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

Affirmative – 135 Negative – 0 (See Roll Call No. 744)

The Bill was then sent to the Senate.

**House Bill 1299 – Delegate A. Washington**

AN ACT concerning

**Property Tax – ~~Public Land and Public Use~~ Crane Located on State Property – Exemption**

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

Affirmative – 97 Negative – 40 (See Roll Call No. 745)

The Bill was then sent to the Senate.

**House Bill 1445 – Calvert County Delegation**

AN ACT concerning

**Calvert County – Property Tax Credit – Commerce Zones**

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

Affirmative – 134    Negative – 2    (See Roll Call No. 746)

The Bill was then sent to the Senate.

### THIRD READING CALENDAR (HOUSE BILLS) #67

House Bill 1007 – Delegates Luedtke, Hettleman, Hixson, Rosenberg, M. Washington, Moon, Reznik, Smith, A. Washington, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Clippinger, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hill, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, Lierman, McCray, McIntosh, A. Miller, Morales, Morhaim, Oaks, Patterson, Pena-Melnyk, Pendergrass, Platt, Proctor, B. Robinson, S. Robinson, Sanchez, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino-Smith, Vallario, Vaughn, Waldstreicher, Walker, C. Wilson, and P. Young

AN ACT concerning

#### Freedom to Vote Act

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

Affirmative – 93    Negative – 43    (See Roll Call No. 747)

The Bill was then sent to the Senate.

### THIRD READING CALENDAR (HOUSE BILLS) #57

House Bill 914 – ~~Delegate Carter~~ Delegates Carter, Anderson, Morales, Adams, Barron, Branch, Carozza, 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

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

Affirmative – 111 Negative – 26 (See Roll Call No. 748)

The Bill was then sent to the Senate.

**House Bill 972 – St. Mary’s County Delegation**

AN ACT concerning

**St. Mary’s County – Local Licenses – Repeal**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 749)

The Bill was then sent to the Senate.

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

AN ACT concerning

**Education – Administration of Standardized Tests and Mandated Assessments – Notice**

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

Affirmative – 136 Negative – 0 (See Roll Call No. 750)

The Bill was then sent to the Senate.

**House Bill 1249 – ~~Delegate Carey~~ Delegates Carey, Rose, and Simonaire**

AN ACT concerning

**Hunting and Fishing – Complimentary Licenses – ~~Wounded Military and Veterans~~ Purple Heart Recipients**

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

Affirmative – 137 Negative – 0 (See Roll Call No. 751)

The Bill was then sent to the Senate.

**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**

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

Affirmative – 88    Negative – 47    (See Roll Call No. 752)

The Bill was then sent to the Senate.

**House Bill 1402 – Delegates McIntosh, Chang, Cullison, Ebersole, Frick, Frush, Glenn, Haynes, Hill, Hixson, Jackson, Jalisi, Jones, Kaiser, Krimm, Lam, Luedtke, McCray, Morhaim, Pena–Melnyk, Turner, Valderrama, ~~and Waldstreicher~~ Waldstreicher, Patterson, Tarlau, and M. Washington**

AN ACT concerning

**Education – ~~Maryland Extended Day and Summer Enhancement Programs~~  
Public School Opportunities Enhancement Act**

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

Affirmative – 90    Negative – 46    (See Roll Call No. 753)

The Bill was then sent to the Senate.

**House Bill 1438 – Delegates Sophocleus, Haynes, Jackson, Jones, and Reznik**

AN ACT concerning

**Correctional Officers’ Retirement System – Membership – Correctional Case Management Specialist**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 754)

The Bill was then sent to the Senate.

**House Bill 1462 – Delegates Bromwell, Krebs, ~~and Sample-Hughes~~  
Sample-Hughes, Hammen, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, West, and K. Young**

AN ACT concerning

**Veterinarians, Pharmacies, and Pharmacists – Dispensing Compounded Preparations for Use by ~~Companion~~ Nonfarm Animals**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 755)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #46**

**House Bill 194 – Carroll County Delegation**

AN ACT concerning

**Carroll County – State’s Attorney’s Office and Child Support Enforcement Administration – Transfer of Personnel**

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

Affirmative – 135    Negative – 0    (See Roll Call No. 756)

The Bill was then sent to the Senate.

**House Bill 238 – ~~Delegate Sophocles~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Disposition of Fees**

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

Affirmative – 88    Negative – 48    (See Roll Call No. 757)

The Bill was then sent to the Senate.

**House Bill 318 – Delegates Jacobs, Arentz, and Ghrist**

AN ACT concerning

**Kent County – Fisheries – Use of Haul Seines**

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

Affirmative – 134    Negative – 1    (See Roll Call No. 758)

The Bill was then sent to the Senate.

**House Bill 516 – Delegate Glass**

AN ACT concerning

**Harford County – Archery Hunting – Safety Zone**

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

Affirmative – 129    Negative – 3    (See Roll Call No. 759)

The Bill was then sent to the Senate.

**House Bill 815 – Cecil County Delegation and Delegate Metzgar**

AN ACT concerning

**Horse Racing – Fair Hill – Arabian Breed Racing Authorization**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 760)

The Bill was then sent to the Senate.

**House Bill 1115 – Montgomery County Delegation**

AN ACT concerning

**Montgomery County – Cigarette Retailers – County License Fee  
MC 12-16**

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

Affirmative – 92    Negative – 45    (See Roll Call No. 761)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #52**

**House Bill 147 – Delegate Otto**

AN ACT concerning

**Somerset County Code of Public Local Laws – 2016 Edition – Legalization**



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

Affirmative – 136    Negative – 0    (See Roll Call No. 762)

The Bill was then sent to the Senate.

**House Bill 148 – Delegate Otto**

AN ACT concerning

**Somerset County – Sheriff – Salary**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 763)

The Bill was then sent to the Senate.

**House Bill 797 – Chair, Environment and Transportation Committee (By Request  
– Departmental – Environment)**

AN ACT concerning

**Nontidal Wetlands – Nontidal Wetland Mitigation Banking**

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

Affirmative – 135    Negative – 1    (See Roll Call No. 764)

The Bill was then sent to the Senate.

**House Bill 816 – Cecil County Delegation**

AN ACT concerning

**Cecil County – Sheriff – Salary**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 765)

The Bill was then sent to the Senate.

**House Bill 831 – Washington County Delegation**

AN ACT concerning

**Washington County – Collection of Fees, Charges, Penalties, and Assessments**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 766)

The Bill was then sent to the Senate.

**House Bill 867 – Washington County Delegation**

AN ACT concerning

**Washington County – Contributions to Nonprofit Organizations – Process**

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

Affirmative – 137    Negative – 0    (See Roll Call No. 767)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (HOUSE BILLS) #69**

**House Bill 420 – Delegates Waldstreicher, Aumann, D. Barnes, Barve, Beidle, Bromwell, Brooks, Carey, Carr, Clippinger, Cullison, Davis, Ebersole, Fraser-Hidalgo, Frick, Frush, Gilchrist, Hammen, Hixson, Holmes, Impallaria, Lierman, Luedtke, McKay, A. Miller, Morales, Patterson, Pendergrass, Platt, Sanchez, Simonaire, Smith, Vaughn, M. Washington, West, C. Wilson, Wivell, ~~and Zucker~~ Zucker, Barkley, Branch, Glenn, Jameson, Lisanti, Queen, and Valderrama**

AN ACT concerning

~~**Labor and Employment – Minimum Wage – Individuals With Disabilities  
(Ken Capone Equal Employment Act)**~~

**Individuals With Disabilities – Minimum Wage and Community Integration**

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

Affirmative – 113    Negative – 23    (See Roll Call No. 768)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

**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**  
**Establishment of Fund and Centers**

STATUS OF BILL: BILL ON 3RD READING.

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

Affirmative – 116    Negative – 21    (See Roll Call No. 769)

The Bill was then sent to the Senate.

### MESSAGE FROM THE SENATE

#### FIRST READING OF SENATE BILLS

**Senate Bill 212 – ~~Senator Middleton~~ Senators Middleton and Serafini**

AN ACT concerning

**Health Insurance – Large Employers – Disclosure of Aggregate Incurred Claims**

FOR the purpose of requiring a health insurance carrier to disclose certain aggregate incurred claims to a large employer under certain circumstances; requiring the disclosure to be made at a certain ~~times~~ time and in a certain format; defining certain terms; and generally relating to disclosure of aggregate incurred claims to a large employer by a carrier.

BY adding to

Article – Insurance

Section 15–1411

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 285 – Chair, Education, Health, and Environmental Affairs Committee**  
**(By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Maryland Home Improvement Commission – Subcontractor Licensing  
Requirement – Repeal**

FOR the purpose of repealing the requirement that a person must have a subcontractor license or a contractor license issued by the Maryland Home Improvement Commission whenever the person acts as a home improvement subcontractor in the State; repealing the application fee, renewal fee, and examination requirement for a subcontractor license; altering the contents of the license application form that must be submitted to the Commission; repealing the authority of the Commission to take disciplinary action against a home improvement subcontractor; altering the circumstances under which payment or compensation may be made for performing or selling a home improvement; repealing the prohibition on a person acting or offering to act as a home improvement subcontractor unless the person has a certain license; altering the contents of a certain notice that must be included in a home improvement contract; making stylistic and conforming changes; altering and repealing defined terms; requiring the Maryland Home Improvement Commission to identify certain persons eligible for a certain license and to encourage them to apply for a certain license; and generally relating to licensing of subcontractors by the Maryland Home Improvement Commission.

BY repealing and reenacting, with amendments,

Article – Business Regulation

Section 8–101(i), 8–301, 8–302(a), 8–303(a)(2) and (b), 8–306(c) and (d), 8–307, 8–308(d)(2), 8–308.1(b) and (e)(3), 8–311(a) and (b), 8–315(a), 8–317, 8–501(c)(1), 8–601, and 8–614

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

BY repealing

Article – Business Regulation

Section 8–101(p)

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

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

**Senate Bill 505 – Senators Klausmeier, Astle, Bates, Benson, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Jennings, Kagan, King, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Serafini, ~~and Simonaire~~ Simonaires, Kelley, and Reilly**

AN ACT concerning

**Workers’ Compensation Insurance – Premium Discount – Alcohol– and  
Drug–Free Workplace Program**

FOR the purpose of ~~requiring~~ authorizing a workers' compensation insurer to ~~provide~~ file a certain rating plan with the Insurance Commissioner that provides for a certain premium discount for certain risks to an insured for that has a certain alcohol- and drug-free workplace policy that may include certain 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; providing that a certain insurer is not required to provide a certain premium discount 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 Economic Matters.

## **Senate Bill 859 – Senators Young and Hough**

AN ACT concerning

### **Frederick County – Development Rights and Responsibilities Agreements – Administrative Appeals**

FOR the purpose of authorizing, in Frederick County, a person aggrieved by a development rights and responsibilities agreement to file an administrative appeal; authorizing, in Frederick County, certain persons to file a request for judicial review of a decision of the county board of zoning appeals by the circuit court of the county; authorizing, in Frederick County, a certain party to a proceeding in the circuit court of the county to appeal to the Court of Special Appeals; providing that if an agreement was entered into before a certain date, a person aggrieved by an amendment to the agreement may not file an administrative appeal and may seek direct judicial review under certain circumstances; providing that a certain party may appeal to the Court of Special Appeals and thereafter may petition the Court of Appeals for a writ of certiorari under certain circumstances; and generally relating to development rights and responsibilities agreements in Frederick County.

BY repealing and reenacting, with amendments,

Article – Land Use  
Section 7–307  
Annotated Code of Maryland  
(2012 Volume and 2015 Supplement)

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

**Senate Bill 860 – Senators Young and Hough**

AN ACT concerning

**Frederick County – Alcoholic Beverages – Refillable Container Permits**

FOR the purpose of authorizing the Board of License Commissioners for Frederick County to issue a refillable container permit for draft beer and for wine to a holder of a Class A alcoholic beverages license or a Class B alcoholic beverages license; providing for certain permit fees; and generally relating to alcoholic beverages in Frederick County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 20–102

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 20–1101

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 20–1104 and 20–1105

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 861 – Senators Young and Hough**

AN ACT concerning

**Frederick County – Dry Election Districts – Repeal**

FOR the purpose of repealing certain provisions of law that prohibit the Board of License Commissioners for Frederick County from issuing certain alcoholic beverages licenses in certain election districts in the County; providing that the Board may issue anywhere in the County, regardless of election district, any license authorized under a certain provision of law except as otherwise provided under a certain provision; requiring that a certain public hearing be held for a license; specifying that the Board may issue a Class C beer, wine, and liquor license to certain organizations; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 20–102

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 20–1602

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 878 – Senator Edwards**

AN ACT concerning

#### **Allegany County – Alcoholic Beverages – Sunday Sales**

FOR the purpose of altering the hours for sale of certain alcoholic beverages on Sundays by a holder of a Class D beer license, a Class D beer and light wine license, a Class B beer, wine, and liquor license, and a Class D beer, wine, and liquor license in Allegany County under certain circumstances; and generally relating to the hours for sale of alcoholic beverages on Sundays 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(d), 9–2003(d), and 9–2004(b) and (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 916 – Harford County Senators**

AN ACT concerning

#### **Harford County – Alcoholic Beverages – Community College License**

FOR the purpose of establishing a Class CC (community college) beer and wine license in Harford County; authorizing the Board of License Commissioners to issue the license to an officer of a community college for use on certain parts of the community college campus; providing that the license authorizes the sale of beer and wine for on–premises consumption to individuals who attend certain public events and to members of certain groups and their guests who attend events held for those groups; prohibiting a license holder from selling beer and wine at certain events; prohibiting a license holder from allowing alcoholic beverages to be consumed during a certain time; prohibiting, with a certain exception, a license holder from allowing an individual to carry alcoholic beverages on to or from the licensed premises; providing for an annual license fee; and generally relating to alcoholic beverages licenses in Harford County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 22–102

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 22–807.1

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 959 – Senator Hershey**

AN ACT concerning



**Kent County – Alcoholic Beverages – Limited Distillery License**

FOR the purpose of authorizing a Class 9 limited distillery license to be issued in Kent County; authorizing a Class 9 limited distillery license to be issued to a holder of a Class B beer, wine, and liquor license as well as a holder of a Class D beer, wine, and liquor license under certain circumstances; providing that a certain Class 9 limited distillery license holder who is also a Class B beer, wine, and liquor license holder may sell certain products in a certain manner and may not sell at retail more than a certain number of gallons on a certain premises each year; requiring a Class 9 limited distillery license holder who is also a Class B beer, wine, and liquor license holder to divest itself of a certain license and obtain a certain license if the license holder distills more than a certain number of gallons of product each year; and generally relating to a Class 9 limited distillery license in Kent County.

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 24–401

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 24–405

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 420 – Senator Simonaire**

AN ACT concerning

**Election Law – Ballot Issues – Contributions or Donations by Foreign Nationals**

FOR the purpose of prohibiting a foreign national ~~or a business entity owned by a foreign national~~ from making a contribution to a ballot issue committee or making a donation to a person that makes independent expenditures or electioneering communications relating to a ballot issue; defining a certain term; and generally relating to campaign activity concerning ballot issues and contributions and donations by foreign nationals.

BY adding to

Article – Election Law

Section 13–236.1

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 459 – Senator Conway**

AN ACT concerning

**Campaign Finance – Ballot Issue Committees – Prospective Questions**

FOR the purpose of altering certain campaign finance law definitions to include campaign finance activity relating to prospective questions to be placed on the ballot; prohibiting a chief election official from certifying a petition if the petition sponsor fails to provide proof of filing a certain campaign finance report; repealing certain requirements that a statement of contributions and expenditures for a petition be filed at the time the petition is filed; prohibiting a circulator from collecting signatures for certain petitions until the sponsor of the petition establishes a ballot issue committee; requiring a petition sponsor's ballot issue committee to file a campaign finance report at the time the petition is filed; requiring a ballot issue committee opposing a prospective question to file a campaign finance report within a certain number of days after the petition to place the question on the ballot is filed; and generally relating to campaign finance activity relating to prospective questions to be placed on the ballot.

BY repealing and reenacting, with amendments,

Article – Election Law

Section 1–101(f), (k), (o), (aa), and (gg), 6–208, 7–104(e), and 13–202

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY adding to

Article – Election Law

Section 13–309(e)

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 47 – Senator Simonaire**

AN ACT concerning

**Anne Arundel County – Property Tax Credit – Benefit Corporations and Benefit Limited Liability Companies**

FOR the purpose of authorizing the governing body of Anne Arundel County or of a municipal corporation in Anne Arundel County to grant, by law, a tax credit against

the county or municipal corporation property tax imposed on certain property owned or leased by a benefit corporation or benefit limited liability company; authorizing the governing body of Anne Arundel County or of a municipal corporation in Anne Arundel County to provide, by law, for the eligibility criteria, amount, duration, application process, and other aspects of the credit; defining certain terms; providing for the application of this Act; and generally relating to authorizing a property tax credit in Anne Arundel County for benefit corporations and benefit limited liability companies.

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 106 – Chair, Education, Health, and Environmental Affairs Committee  
(By Request – Departmental – Labor, Licensing and Regulation)**

AN ACT concerning

**Department of Labor, Licensing, and Regulation – State Board of Heating,  
Ventilation, Air-Conditioning, and Refrigeration Contractors – Authority of the  
Secretary**

FOR the purpose of establishing that the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors exercises its powers, duties, and functions subject to the authority of the Secretary of Labor, Licensing, and Regulation; and generally relating to the State Board of Heating, Ventilation, Air-Conditioning, and Refrigeration Contractors.

BY adding to

Article – Business Regulation  
Section 9A–205(d)  
Annotated Code of Maryland  
(2015 Replacement Volume and 2015 Supplement)

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

**~~Senate Bill 115 – Chair, Budget and Taxation Committee (By Request  
Departmental – Assessments and Taxation) Senator Kasemeyer~~**

AN ACT concerning

**Property Tax Assessments – Inspection of Property**

FOR the purpose of ~~repealing a requirement that the State Department of Assessments and Taxation or the supervisor of assessments for a county value all real property once in every 3-year cycle based on an exterior physical inspection of the real property; authorizing the Department to use aerial or ground level photography or similar technologies in performing its review of real property; requiring the Department's review of each real property assessment to include a physical inspection under certain circumstances~~ prohibiting the Department of Assessments and Taxation or local assessment office from using aerial or ground level photography or similar technologies in performing its review of real property; and generally relating to the inspection of real property.

BY repealing and reenacting, without amendments,  
Article – Tax – Property  
Section 2-203(a) and ~~8-103(a)(1)~~  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 2-203(b), ~~8-103(a)(4), and 8-104(b)(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 160 – ~~Senator Cassilly~~ Senators Cassilly, Brochin, Hough, Lee, Muse, Norman, Ramirez, Raskin, Ready, and Zirkin**

AN ACT concerning

**Death or Life-Threatening Injury by Motor Vehicle or Vessel – Subsequent Offenders – Penalties**

FOR the purpose of establishing subsequent offender penalties for certain offenses that result in the death or life-threatening injury to another as the result of a certain person driving, operating, or controlling a vehicle or vessel; providing that certain offenses committed in another state or federal jurisdiction are to be considered for the application of certain subsequent offender penalties; and generally relating to death or life-threatening injuries by motor vehicles or vessels.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 2-209, 2-210, 2-503 through 2-506, and 3-211  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 208 – Senators Hough, Bates, Eckardt, Edwards, Hershey, Jennings, Norman, Ready, Reilly, Serafini, and Waugh**

AN ACT concerning

**Public Safety – Renewal of Handgun Permits – Fingerprinting**

FOR the purpose of specifying that a person who applies for the renewal of a handgun 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)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

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

BY adding to  
Article – Public Safety  
Section 5–309(c)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

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

**Senate Bill 215 – Senators Norman, Hough, Klausmeier, Muse, Ramirez, Ready, and Salling**

AN ACT concerning

**Criminal Procedure – Expungement – Nolle Prosequi**

FOR the purpose of ~~repealing the prohibition on the filing of a petition for expungement based on a nolle prosequi within a certain time period after the disposition unless the petitioner files with the petition a certain waiver and release~~ altering the circumstances under which a petition for expungement based on a nolle prosequi may be filed; requiring a certain expungement to occur in a certain manner unless a petitioner files a certain waiver and release; and generally relating to expungement of criminal records.

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 10–101(e)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Criminal Procedure

Section 10–105(c)(1)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

**Senate Bill 271 – Senators King, Benson, Currie, Ferguson, Guzzone, Lee, Madaleno, Manno, Peters, ~~and Young~~ Young, and Kasemeyer**

AN ACT concerning

**Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms – Funding**

FOR the purpose of altering the amount of money, beginning in a certain fiscal year, the Governor is required to provide in the State budget for the Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms each fiscal year; altering a certain reporting date; and generally relating to funding for the Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms.

BY repealing and reenacting, with amendments,

Article – Education

Section 5–313

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 10–645(l)

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

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

**Senate Bill 280 – Chair, Budget and Taxation Committee (By Request – Departmental – University System of Maryland)**

AN ACT concerning

**Academic Facilities Bonding Authority**

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

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

**Senate Bill 374 – ~~Senator Serafini~~ Senators Serafini, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, Kasemeyer, King, Madaleno, Manno, McFadden, and Peters**

AN ACT concerning

**Income Tax Subtraction Modification – College Savings Plans – Contributions**

FOR the purpose of providing a subtraction modification under the Maryland income tax for contributions made by certain individuals to certain college savings accounts subject to certain limitations; defining certain terms; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for contributions made to certain college savings accounts.

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(n) and (o)  
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 377 – The President (By Request – Administration)**

AN ACT concerning

**Admissions and Amusement Tax – Revenue Distribution – Maryland State Arts Council**

FOR the purpose of altering a certain distribution of revenue from the State admissions and amusement tax on electronic bingo and electronic tip jars; ~~repealing a certain special fund~~; providing that the Maryland State Arts Council is entitled to certain revenue distributed from the State admissions and amusement tax on electronic bingo and electronic tip jars; requiring that certain funds distributed to the Council be included in the Council's prior fiscal year appropriation for purposes of a certain calculation; and generally relating to the distribution of revenue from the State admissions and amusement tax on electronic bingo and electronic tip jars.

~~BY repealing~~

~~Article – Economic Development~~

~~Section 4–801 and the subtitle “Subtitle 8. Special Fund for Preservation of Cultural Arts in Maryland”~~

~~Annotated Code of Maryland~~

~~(2008 Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Economic Development

Section 4–501(a) and (c)

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development

Section 4–512(a) and 4–801

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 2–202(a)(1)

Annotated Code of Maryland

(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Finance and Procurement

Section 7–325(a)(2)

Annotated Code of Maryland

(2015 Replacement Volume)

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

**Senate Bill 379 – The President (By Request – Administration)**

AN ACT concerning



**Creation of a State Debt – Qualified Zone Academy Bonds**

FOR the purpose of authorizing the creation of a State Debt in the amount of \$4,680,000, the proceeds to be used as grants to the Interagency Committee on School Construction and the Maryland State Department of Education for certain development or improvement purposes; providing for disbursement of the loan proceeds and the further grant of funds to eligible school systems for certain purposes, subject to a requirement that the grantees document the provision of a required matching fund; providing that, after a certain date, any bonds authorized under this Act shall be canceled and be of no further effect; providing that the proceeds of the loan under this Act shall be expended not later than a certain number of years after the issuance of the bonds authorized under this Act; authorizing the Board of Public Works to sell certain bonds at certain sales in proportion to the documented matching fund; and providing generally for the issuance and sale of bonds evidencing the loan.

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

**Senate Bill 413 – Senators Guzzone, Middleton, Raskin, Currie, Feldman, Ferguson, Kagan, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, McFadden, Nathan-Pulliam, Peters, Pinsky, Reilly, ~~and Rosapepe~~ Rosapepe, and Benson**

AN ACT concerning

**Developmental Disabilities Administration – Crisis Resolution and Prevention  
Resolution Services – Funding and Reporting**

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~~ receiving certain services provided with certain funds; making stylistic changes; and generally relating to reports about and funding for developmental disabilities services.

BY repealing and reenacting, with amendments,

Article – Health – General

Section ~~7–101 and~~ 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.

**Senate Bill 462 – Senator Conway**

AN ACT concerning

**Public Health – Copies of Medical Records – Fees**

FOR the purpose of altering the fees health care providers and hospitals may charge for copying and mailing certain medical records and for retrieving and preparing certain medical records; authorizing certain hospitals and other health care providers to charge a certain fee fees and a certain costs cost for electronic copies of medical records that are in an electronic format requested by certain persons; ~~repealing a certain provision of law that allowed for fees charged for copies of medical records to be adjusted annually for inflation in accordance with the Consumer Price Index;~~ providing that certain fees may not be adjusted annually for inflation in accordance with the Consumer Price Index; making conforming changes; and generally relating to fees for copies of medical records.

BY repealing and reenacting, with amendments,

Article – Health – General  
Section 4–304(c)  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 485 – Senators Pugh, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, King, Lee, Madaleno, Manno, McFadden, Middleton, Muse, Peters, Ramirez, Raskin, Rosapepe, and Young**

AN ACT concerning

~~Labor and Employment –~~ **Task Force to Study Family and Medical Leave Insurance Program – Establishment**

FOR the purpose of establishing the Task Force to Study Family and Medical Leave Insurance; providing for the composition, chair, and staffing of the Task Force; requiring that the appointed members of the Task Force be appointed by a certain

~~date; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission for Women to apply for certain funding; requiring the Task Force to receive certain public testimony and 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; establishing the Family and Medical Leave Insurance Program; prohibiting an employee from disclosing certain information; authorizing a self-employed individual to elect to participate in the Program by filing a certain notice with the Secretary of Labor, Licensing, and Regulation; providing that a certain election becomes effective on the date a certain notice is filed; requiring a certain individual to participate in the Program for a certain initial period; authorizing a certain individual to renew participation in the Program for a certain period; requiring a certain individual to notify the Secretary in writing of the individual's withdrawal from the Program within a certain time period; requiring a certain individual to pay a certain contribution rate during a certain period; providing that an employee's right to benefits under this Act may not be diminished by a collective bargaining agreement entered into or renewed or an employer policy adopted or retained after a certain date; providing that a certain agreement is void as against public policy; stating the purpose of the Program; providing for the manner in which the Program is to be administered; providing for the powers and duties of the Secretary under the Program; establishing the Family and Medical Leave Insurance Fund as a special fund; providing for the administration of the Fund; specifying the contents of the Fund; specifying the purposes for which the Fund may be used; requiring, beginning on a certain date, certain employees to pay the Secretary certain contributions; requiring the Secretary to establish in regulation the rate of contribution; requiring the rate of contribution to be sufficient to fund the benefits payable under this Act; requiring, beginning on a certain date, an individual to meet certain conditions to be eligible for benefits; authorizing a covered employee to take certain leave on an intermittent leave schedule; requiring a covered employee who is taking certain leave on an intermittent leave schedule to take certain action; prohibiting an employer from taking certain action if leave is taken on an intermittent leave schedule; providing for the manner in which benefits are to be calculated and paid; requiring the Division of Unemployment Insurance, under certain circumstances, to notify certain individuals of certain information regarding the federal income tax; requiring the Division, under certain circumstances, to deduct and withhold a certain amount from benefits paid; providing for the manner in which certain employees who receive benefits are to be treated by employers; establishing certain prohibited acts; authorizing the Division to seek repayment of benefits under certain circumstances; authorizing the Secretary to waive the repayment of benefits under certain circumstances; exempting the Fund from a certain provision of law; providing for the construction and application of this Act; providing that this Act preempts the authority of a local jurisdiction to adopt certain laws, ordinances, rules, and regulations; requiring the Secretary to adopt certain regulations on or before a certain date; defining certain terms; stating the intent of the General Assembly; and generally relating to the Task Force to Study Family and Medical Leave Insurance Program.~~

~~BY repealing and reenacting, with amendments,  
 Article – Labor and Employment  
 Section 8-302  
 Annotated Code of Maryland  
 (2008 Replacement Volume and 2015 Supplement)~~

~~BY adding to  
 Article – Labor and Employment  
 Section 8.3-101 through 8.3-901 to be under the new title “Title 8.3. Family and  
 Medical Leave Insurance Program”  
 Annotated Code of Maryland  
 (2008 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.  
 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.

**Senate Bill 497 – Senators Guzzone, Astle, Benson, Conway, Currie, Feldman, Ferguson, Kagan, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Nathan-Pulliam, Peters, Pinsky, Pugh, Ramirez, Raskin, Rosapepe, Waugh, Young, ~~and Zirkin~~ Zirkin, and Zucker**

AN ACT concerning

### **Behavioral Health Community Providers – Keep the Door Open Act**

FOR the purpose of requiring, except under certain circumstances, the Department of Health and Mental Hygiene to adjust the rate of reimbursement for certain community providers each fiscal year by the rate adjustment included in a certain State budget; requiring that the Governor’s proposed budget for a certain fiscal year,

and for each fiscal year thereafter, include rate adjustments for certain community providers based on the funding provided in certain legislative appropriations; requiring that a certain rate of adjustment equal the average annual percentage change in a certain Consumer Price Index for a certain period; requiring, under certain circumstances, managed care organizations to pay a certain rate for a certain time period for services provided by community providers and to adjust the rate of reimbursement for community providers each fiscal year by at least a certain amount; defining certain terms; providing for the application of this Act; requiring the Department to submit a certain report to the Governor and the General Assembly on or before a certain date each year, beginning on or before a certain date; authorizing the Department to require certain community providers to submit certain information to the Department in the form and manner required by the Department; and generally relating to the rate of reimbursement for behavioral health community providers.

BY adding to

Article – Health – General  
Section 16–201.3  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 542 – ~~Senator Feldman~~ Senators Feldman and Ferguson**

AN ACT concerning

### **State Retirement and Pension System – Forfeiture of Benefits**

FOR the purpose of authorizing a certain assignment of benefits; establishing that certain public employees who are certain State officers may be subject to forfeiture of benefits from the State Retirement and Pension System; prohibiting the payment of certain benefits to a public employee who is found guilty of, pleads guilty to, or enters a plea of nolo contendere to a qualifying crime; prohibiting the forfeiture of benefits if the forfeiture negatively affects or invalidates the tax qualified status of ~~a plan~~ any of the several systems within the State Retirement and Pension System; requiring that certain forfeitures of benefits be reversed under certain circumstances; requiring the forfeiture of benefits, in whole or in part, for a public employee who is convicted of a qualifying crime; requiring the Attorney General or State's Attorney to file a certain complaint in circuit court; requiring notice of the complaint to be sent to certain persons; requiring the State Retirement Agency to provide certain information to the Attorney General or State's Attorney under certain circumstances; establishing certain findings that shall be made when entering an order requiring the forfeiture of benefits; requiring the forfeiture order to indicate the amount of benefits forfeit; requiring a court to consider certain factors when determining the amount of benefits subject to forfeiture; clarifying that only certain service is subject to forfeiture; authorizing a court to ~~order~~ enter a domestic relations

order that provides that some or all of the forfeited benefits ~~to~~ be paid to certain individuals subject to certain limitations; prohibiting a forfeiture order from impairing or altering ~~a domestic relations order~~ certain domestic relations orders; clarifying that a public employee may receive benefits as a beneficiary; clarifying that a public employee's interest in benefits of a former spouse is not subject to forfeiture; authorizing the Board of Trustees for the State Retirement and Pension System to recover certain payments made to a public employee subject to a forfeiture order; limiting the amount that may be recovered; authorizing certain public employees to submit an application for retirement; prohibiting the State Retirement Agency from processing a certain application for retirement until certain conditions are met; requiring a forfeiture order to be rescinded under certain circumstances; requiring certain payments to be made when a conviction is overturned; providing that a public employee subject to a forfeiture order is entitled to a return of employee contributions on request; authorizing certain employee contributions to be reduced under certain circumstances; requiring the Board of Trustees to adopt certain regulations; providing for the application of this Act; defining certain terms; providing for a delayed effective date; and generally relating to the forfeiture of certain retirement benefits by certain constitutional officers with a criminal conviction.

BY repealing and reenacting, with amendments,  
 Article – State Personnel and Pensions  
 Section 21–502  
 Annotated Code of Maryland  
 (2015 Replacement Volume)

BY adding to  
 Article – State Personnel and Pensions  
 Section 21–701 through 21–709 to be under the new subtitle “Subtitle 7. Forfeiture of Benefits”  
 Annotated Code of Maryland  
 (2015 Replacement Volume)

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

**Senate Bill 547 – Senators Pugh, Benson, Conway, Ferguson, Lee, Nathan–Pulliam, and Rosapepe**

AN ACT concerning

### **Ex–Offenders Recidivism Reduction Act**

FOR the purpose of requiring an authority, to the maximum extent practicable, to provide access to public housing for ex–offenders; requiring an authority to avoid denying the eligibility of an individual based on an arrest or criminal charge that did not result in a conviction, or, under certain circumstances, a misdemeanor conviction or other certain offenses under certain circumstances ~~conviction or other certain offenses under certain circumstances~~ or felony conviction; requiring an

authority to develop certain guidance regarding eligibility for tenants with a criminal history; and generally relating to access to public housing.

BY adding to

Article – Housing and Community Development  
Section 12–406  
Annotated Code of Maryland  
(2006 Volume and 2015 Supplement)

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

### **Senate Bill 582 – Senator King**

AN ACT concerning

#### **Education – Robotics Grant Program – Establishment**

FOR the purpose of establishing the Robotics Grant Program; providing for the purpose of the Program; establishing eligibility requirements for the Program; requiring the State Department of Education to implement and administer the Program; requiring the Governor to include a certain appropriation to the Program in the State budget; authorizing the Department to adopt certain regulations; and generally relating to the Robotics Grant Program.

BY adding to

Article – Education  
Section 7–121  
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 608 – Senator Guzzone**

AN ACT concerning

#### **Employees' Pension System – Redeposit of Contributions**

FOR the purpose of authorizing individuals who meet certain criteria to redeposit certain withdrawn accumulated contributions with the State Retirement and Pension System; requiring individuals who redeposit certain accumulated contributions to be enrolled in a certain benefit in the Employees' Pension System and to receive certain credit for prior service; requiring certain individuals to complete a certain form provided by the State Retirement and Pension System when redepositing certain accumulated contributions; providing for the termination of this Act; and generally relating to enrollment in and service credit earned in the Employees' Pension System.

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

**Senate Bill 631 – Senator Hershey**

AN ACT concerning

**Local Facility Closure Reserve Funds – Investments and Reinvestments**

FOR the purpose of authorizing the trustees or other officers in charge of certain facility closure reserve funds to invest and reinvest certain money in a certain manner and sell, redeem, or exchange certain investments or reinvestments; requiring the trustees or other officers in charge of certain facility closure reserve funds to comply with certain fiduciary standards; authorizing a political subdivision of the State or a unit of a political subdivision of the State to enter into certain agreements for the management or investment of money in a facility closure reserve fund; altering the definition of “public money” as it relates to certain local government investment guidelines so as to exclude money held as part of certain facility closure reserve funds; and generally relating to local facility closure reserve funds.

BY repealing and reenacting, with amendments,  
Article – Local Government  
Section 17–102 and 17–201  
Annotated Code of Maryland  
(2013 Volume and 2015 Supplement)

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

**Senate Bill 649 – Senator Astle**

AN ACT concerning

**City of Annapolis – Alcoholic Beverages – Refillable Container Permit for Draft Beer**

FOR the purpose of authorizing the Alcoholic Beverage Control Board for the City of Annapolis to issue a refillable container permit for draft beer to a holder of a Class E license; making a stylistic change; and generally relating to refillable container permits in the City of Annapolis.

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 10–1102  
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 673 – Senator DeGrange**

AN ACT concerning

**Personal Property Tax – ~~Public Land and Public Use State Land~~ – Exemption**

FOR the purpose of providing an exemption from property tax for the interest of a person in certain personal property that is located on property owned by ~~certain public entities~~ the State 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 personal 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.

**Senate Bill 679 – Senators Astle, Benson, Hershey, Jennings, and Klausmeier**

AN ACT concerning

**Unemployment Insurance – Exemption From Covered Employment – Nail Technicians**

FOR the purpose of providing that, under certain circumstances, work is not covered employment under the unemployment insurance law when performed by certain individuals who hold a limited license to provide nail technician services; and generally relating to an exemption from covered employment under the unemployment insurance law.

BY adding to

Article – Labor and Employment

Section 8–206(a–1)

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

**Senate Bill 759 – Senator Madaleno (By Request – Tax Credit Evaluation Committee) and Senator Peters**

AN ACT concerning

~~Sustainable Communities~~ **Heritage Structure Rehabilitation Tax Credit –  
Alteration and Extension**

FOR the purpose of ~~altering the definition of “qualified rehabilitation expenditure”, for purposes of the sustainable communities tax credit, to exclude certain amounts funded, financed, or reimbursed by federal grants; repealing a requirement, for purposes of a certain tax credit, that certain projects must be located in a sustainable community; repealing a requirement that the competitive process for the award of initial credit certificates favor certain jurisdictions; requiring the Director of the Maryland Historical Trust to issue certain tax credit certificates within a certain time period~~ adopt regulations that establish certain procedures to announce to the public, within a certain time period, the selection of a commercial rehabilitation project to receive an initial credit certificate; altering the time when a certain fee is assessed; repealing a requirement that a certain certificate expires if a certain fee is not received in a certain time period; prohibiting the Trust from issuing a certain certificate if a certain fee is not received; altering the name of the sustainable communities tax credit; extending the termination date of the tax credit; making nonsubstantive changes to a certain definition; making conforming changes; and generally relating to ~~the sustainable communities~~ a certain tax credit for certain heritage structures.

BY repealing and reenacting, with amendments,  
Article – State Finance and Procurement  
Section 5A–303  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 777 – Senators Astle and Hershey**

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; providing for the application of this Act; 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.

### **Senate Bill 804 – Senator Pugh**

AN ACT concerning

#### **State Government – Occupational Licensing of Ex–Offenders – Transfer of Statutory Provisions**

FOR the purpose of transferring from the Criminal Procedure Article to the State Government Article provisions of law prohibiting the denial by certain departments of State government of an occupational license to an ex–offender solely on a certain basis unless a certain determination, based on certain factors, is made.

BY transferring

Article – Criminal Procedure

Section 1–209

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

to be

Article – State Government

Section 8–506

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – State Government

Section 8–506

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

(As enacted by Section 1 of this Act)

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

### **Senate Bill 840 – The President (By Request – Maryland Economic Development and Business Climate Commission)**

AN ACT concerning

#### **Income Tax – Rates, Personal Exemptions, and 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; altering certain State~~

income tax rates for certain taxable years; altering the amount of certain exemptions allowed under the State income tax for certain taxable years; altering the calculation of the Maryland earned income tax credit to increase the amount of credit that certain individuals without qualifying children may claim; expanding eligibility of the credit to allow certain individuals without certain qualifying children to claim the credit; allowing certain individuals to claim a refund of the credit; allowing an individual to claim the credit without regard to a certain age limitation; providing that the amount of the credit is adjusted for inflation each year; declaring the intent of the General Assembly; providing for the application of this Act; providing for a delayed effective date for certain provisions of this Act; and generally relating to the ~~earned income credit allowed under the State income tax~~ State individual 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)~~

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(a), 10–211(a)(1), and 10–704  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)  
(As enacted by Section 1 of this Act)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)  
(As enacted by Section 2 of this Act)

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

Section 10–105(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)  
(As enacted by Section 3 of this Act)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 10–105(a)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)  
(As enacted by Section 4 of this Act)

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

**Senate Bill 843 – The President (By Request – Maryland Economic Development and Business Climate Commission)**

AN ACT concerning

**Tax Credits – Evaluations and Sunset Provisions**

FOR the purpose of ~~expanding~~ altering the State tax credits subject to legislative review and evaluation under the Tax Credit Evaluation Act; repealing a certain requirement that certain tax credits with termination dates be evaluated on or before a certain date; providing that certain departments that administer certain tax credits must promptly provide certain requested information; altering certain dates for certain tax credit evaluations, evaluation reports, and public hearings; 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, 1–306 through 1–308, 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.

**Senate Bill 848 – Senators Kelley, Madaleno, Astle, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Gladden, Guzzone, Kagan, King, Klausmeier, Lee, Manno, McFadden, Nathan–Pulliam, Pinsky, Pugh, Ramirez, Raskin, Young, and Zucker**

AN ACT concerning

### Health Insurance – Contraceptive Equity Act

FOR the purpose of prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from applying a copayment, coinsurance, or prior authorization requirement for certain contraceptive drugs and devices; providing that the prohibition does not apply with respect to a certain health benefit plan; ~~requiring a certain insurer, nonprofit health service plan, and health maintenance organization to post its contraceptive formulary on its Web site in a certain format, include certain information on the formulary, and provide a print copy of the formulary on request;~~ establishing an exception to the prohibition against applying a copayment or coinsurance requirement for certain contraceptive drugs or devices; requiring a certain insurer, nonprofit health service plan, and health maintenance organization to provide coverage for a single dispensing to an insured or an enrollee of a certain supply of prescription contraceptives, except for certain prescriptions, for a certain period of time subject to certain exceptions; requiring the insurer, nonprofit health service plan, and health maintenance organization to increase the dispensing fee paid to certain individuals the pharmacist under certain circumstances; requiring ~~a certain~~ the insurer, nonprofit health service plan, and health maintenance organization to provide coverage without a prescription for certain contraceptive drugs, subject to certain limitations; prohibiting the insurer, nonprofit health service plan, and health maintenance ~~organizations~~ organization from applying a copayment or coinsurance requirement for the contraceptive drugs dispensed without a prescription that exceeds a certain copayment or coinsurance requirement; requiring certain insurers, nonprofit health service plans, and health maintenance organizations to provide coverage for male sterilization; excluding a certain organization from the requirement to provide the coverage for male sterilization; prohibiting certain insurers, nonprofit health service plans, and health maintenance organizations from applying a copayment, coinsurance requirement, or deductible to coverage for male sterilization; providing that the prohibition does not apply with respect to a certain health benefit plan; altering the circumstances under which a member may receive a prescription drug or device that is not on the formulary of a certain insurer, nonprofit health service plan, or health maintenance organization; requiring the procedure under which a member may receive a prescription drug or device that is not on the formulary to provide for coverage of a contraceptive prescription drug or device that is medically necessary for ~~adherence purposes~~ 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; defining a certain term; providing for the application of this Act; providing for a delayed effective date; and generally relating to health insurance coverage of contraceptive drugs, devices, and procedures and contraception equity.

BY adding to

Article – Insurance  
Section 15–826.1 and 15–826.2  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance  
Section 15–831  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

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.

### **Senate Bill 852 – Senator Astle**

AN ACT concerning

#### **Anne Arundel County – Alcoholic Beverages – Beer and Wine Festivals**

FOR the purpose of expanding the types of festivals that a holder of a beer and wine festival license may hold in Anne Arundel County; authorizing the Anne Arundel County Board of License Commissioners to issue a certain beer and wine festival license to certain nonprofit organizations under certain circumstances; providing that, notwithstanding certain other provisions of law, a certain license holder may display and sell beer and wine at a certain beer and wine festival without holding certain permits; and generally relating to beer and wine festivals in Anne Arundel County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages  
Section 2–131 and 2–134  
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 11–1304  
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 875 – Senator Serafini

AN ACT concerning

### State Retirement and Pension System – ~~Line of Duty and Non-Line of Duty Disability Alterations~~ Disability Benefits Study

FOR the purpose of ~~altering the process and benefits for disability retirement in the State Retirement and Pension System; renaming an ordinary disability to be a non-line of duty disability and making conforming changes; renaming an accidental disability and a special disability to be a line of duty disability and making conforming changes; altering the time period during which an application for a non-line of duty disability retirement must be submitted; altering the time period during which an application for a line of duty disability retirement must be submitted; altering the calculation for a non-line of duty disability retirement allowance for certain members who file an application for a disability retirement on or after a certain date; establishing a short term non-line of duty disability payment program; establishing certain eligibility criteria to receive a short term non-line of duty disability payment; providing for the duration and the computation of the short term non-line of duty disability payment; altering certain eligibility criteria to receive a non-line of duty disability retirement allowance for certain members who file an application for a disability retirement on or after a certain date; altering the calculation for a line of duty disability retirement allowance for certain members who file an application for a disability retirement on or after a certain date; authorizing the Executive Director of the State Retirement Agency to require certain retirees receiving a disability retirement allowance to undergo a medical examination by a certain physician under certain circumstances; authorizing the Board of Trustees for the State Retirement and Pension System to suspend a disability retirement allowance under certain circumstances; authorizing the Board of Trustees to stop payment and revoke a disability retirement allowance if a retiree refuses a medical examination under certain circumstances; authorizing a certain retiree whose disability retirement allowance is suspended to receive a vested allowance under certain circumstances; authorizing certain individuals whose disability retirement allowance is suspended to receive certain creditable service and eligibility service under certain circumstances; authorizing the Board of Trustees to adopt certain regulations; repealing obsolete provisions of law relating to the granting of a disability retirement allowance to certain members who transferred between certain retirement and pension systems; altering the definition of “small procurement” for certain expenses and services relating to the State Retirement Agency; requiring the Department of Legislative Services, on or before a certain date, to issue a certain request for proposals for a certain short term disability program administrator; requiring the Department of Legislative Services,~~

~~on or before a certain date, to recommend certain statutory changes necessary to implement a certain short-term disability program; requiring a disability program administrator to administer a certain short-term disability program on and after a certain date; 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 alterations in the provisions of law for disability retirement in the State Retirement and Pension System requiring the Department of Budget and Management, in consultation with the State Retirement Agency, to issue a certain request for information on the viability of replacing certain disability benefits provided by the Board of Trustees for the State Retirement and Pension System with a certain insurance program; requiring the Department to submit a certain report on or before a certain date; and generally relating to providing disability benefits under the State Retirement and Pension System.~~

~~BY repealing and reenacting, with amendments,  
Article — Public Safety  
Section 2-410(e)(2)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article — State Finance and Procurement  
Section 13-109  
Annotated Code of Maryland  
(2015 Replacement Volume)~~

~~BY repealing and reenacting, with amendments,  
Article — State Personnel and Pensions  
Section 9-704(b), 22-209(b), 22-210, 22-220, 22-221(e)(4) and (5), 22-404(b),  
23-218, 23-222, 23-226, 23-304.1, 24-304.1, 24-401.1(g)(6) and (k),  
25-304.1, 26-210, 26-306.1, 26-401.1(g)(5) and (k), 29-104 through 29-111,  
29-113, 29-114, 29-116 through 29-118, 29-203(a), and 38-102(a)  
Annotated Code of Maryland  
(2015 Replacement Volume)~~

~~BY repealing and reenacting, without amendments,  
Article — State Personnel and Pensions  
Section 22-221(a)(1) and (c)(1), 22-404(e), 24-401.1(b), 26-401.1(b), and 29-115  
Annotated Code of Maryland  
(2015 Replacement Volume)~~

~~BY adding to  
Article — State Personnel and Pensions  
Section 29-105 and 29-115.1  
Annotated Code of Maryland~~

~~(2015 Replacement Volume)~~

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

### **Senate Bill 884 – Senators Hough and Young**

AN ACT concerning

#### **Frederick County – Property Tax – Small Business Tax Credit**

FOR the purpose of altering certain requirements for an existing business entity in Frederick County to qualify for a certain property tax credit imposed on real property owned or leased by the business entity; altering a certain definition to increase the hours and period of time a certain employee must work in a certain position and to require a certain rate of payment; altering the percentage of the property tax credit authorized in certain taxable years; clarifying that the governing body of Frederick County may not grant the property tax credit until a certain taxable year under certain circumstances; making it discretionary, rather than mandatory, that the governing body of Frederick County provide, by law, for certain eligibility requirements for the property tax credit, limitations on the credit, and any appropriate provisions to implement the credit; providing for the application of this Act; making clarifying and conforming changes; and generally relating to a county property tax credit for small businesses in Frederick County.

BY repealing and reenacting, with amendments,  
Article – Tax – Property  
Section 9–312(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 912 – Senator Feldman**

AN ACT concerning

#### **Clean Energy Loan Program – Residential Property – ~~Repayment of Loans~~ Through Surcharge Study**

FOR the purpose of ~~authorizing a county or municipality to collect certain loan payments for a loan to certain owners of residential property under the Clean Energy Loan Program, and certain costs, through a surcharge on the property owner's property tax bill; authorizing a private lender to provide capital for a loan under the program; requiring that certain unpaid surcharges be a lien on the real property on which they are imposed; requiring that certain provisions relating to liens apply to the liens created under this Act; defining a certain term~~ 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; and generally relating to the collection of loan payments for residential property improved through loans for improvements to residential property under the Clean Energy Loan Program.

~~BY repealing and reenacting, with amendments,  
Article – Local Government  
Section 1-1101, 1-1103, and 1-1105  
Annotated Code of Maryland  
(2013 Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,  
Article – Local Government  
Section 1-1102 and 1-1104  
Annotated Code of Maryland  
(2013 Volume and 2015 Supplement)~~

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

### **Senate Bill 931 – Senators Zucker, Guzzone, and Raskin**

AN ACT concerning

#### **Birth Certificates – Homeless Individuals – Prohibition on Collection of Fee**

FOR the purpose of prohibiting the Department of Health and Mental Hygiene from collecting a fee for a certain copy of a birth certificate issued to a homeless individual; requiring the Department to accept ~~a signed written statement from a homeless individual~~ 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; and generally relating to prohibiting the collection of fees for copies of birth certificates issued to homeless individuals.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 4-217  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

### **Senate Bill 950 – Senator Conway**

AN ACT concerning

~~Education – Students With Disabilities – Parental Consent for Individualized  
Education Program Content~~

Education – Students With Disabilities – Study of Parental Consent in the  
Individualized Education Program Process

FOR the purpose of requiring ~~certain individualized education program teams to obtain a certain written consent before implementing certain actions except in certain circumstances; requiring a certain individualized education program team to send a certain notice to certain parents under certain circumstances; authorizing a certain individualized education program team to use certain dispute resolution options in certain circumstances; and generally relating to parental consent for individualized education program content~~ the State Department of Education to convene a certain workgroup in consultation with certain stakeholders to review certain statutes and regulations, make certain determinations, discuss certain issues, and make certain recommendations on or before a certain date; and generally relating to a study of parental consent in the individualized education program process.

~~BY renumbering~~

~~Article – Education~~

~~Section 8–405(f) through (h), respectively~~

~~to be Section 8–405(g) through (i), respectively~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Education~~

~~Section 8–405(b)~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

~~BY adding to~~

~~Article – Education~~

~~Section 8–405(f)~~

~~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 953 – Senator Ready**

AN ACT concerning

~~Consumer Protection~~ State Fire Marshal – Unauthorized Billing – Prohibition

FOR the purpose of prohibiting ~~a person~~ the State Fire Marshal from charging, attempting to charge, or imposing a fee on a ~~consumer~~ person for any ~~merchandise or~~ services or the processing of any documents or permits for which the ~~consumer~~ person applied on behalf of another person and did not specifically contract or ~~that the consumer did not~~ otherwise ~~request~~ agree to pay; and generally relating to prohibited fees ~~under consumer protection laws~~ by the State Fire Marshal.

~~BY adding to~~

~~Article – Commercial Law~~

~~Section 14–1325~~

~~Annotated Code of Maryland~~

~~(2013 Replacement Volume and 2015 Supplement)~~

BY adding to

Article – Public Safety

Section 6–308.1

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

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

### **Senate Bill 969 – Senator Brochin**

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 and the Committee on Judiciary.

**Senate Bill 982 – Senators Kasemeyer and Miller**

AN ACT concerning

**Maryland State Retirement and Pension System – Private Equity and Venture Capital Authority Investments**

FOR the purpose of ~~establishing the Maryland Private Equity and Venture Capital Authority in the State Retirement and Pension System for a certain purpose; providing for the membership, terms, chair, quorum, and duties of the Authority; prohibiting a member of the Authority from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring members of the Authority to file certain financial disclosures; requiring, beginning in a certain fiscal year, the Authority to make certain recommendations to~~ authorizing the Board of Trustees for the State Retirement and Pension System regarding the investment of to enter into an agreement with the Maryland Technology Development Corporation or another entity to make and manage investments in certain private equity and venture capital in the State with certain additional funds; requiring the Board of Trustees to make certain investments in accordance with certain recommendations of the Authority; prohibiting the Board of Trustees from making certain investments under certain circumstances; prohibiting a member of the Authority from making certain recommendations under certain circumstances; if certain conditions are not met, to develop a certain process to authorize the Maryland Technology Development Corporation or another entity to provide certain recommendations regarding certain investments; providing that an entity that provides certain services to the Board of Trustees in accordance with this Act shall be a fiduciary of the several systems; requiring certain profits and return of principal from certain investments to accrue to certain accumulation funds; requiring the Board of Trustees to include certain information in a certain report; providing for the initial terms of the members of the Authority; submit a certain report that includes certain information to certain committees of the General Assembly on or before a certain date each year; requiring a certain entity to submit a certain report that includes certain information to certain committees of the General Assembly on or before a certain date each year; providing certain immunities from liability for certain actions or decisions made by certain persons; requiring the Board of Trustees to act in good faith in carrying out the requirements of this Act in a certain manner; providing for the construction of this Act; declaring the intent of the General Assembly; defining certain terms; and generally relating to the establishment of the Maryland Private Equity and Venture Capital Authority investments in private equity and venture capital in the State and the State Retirement and Pension System.

~~BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 21-108(e)~~

~~Annotated Code of Maryland  
(2015 Replacement Volume)~~

BY adding to

Article – State Personnel and Pensions

~~Section 21–701 through 21–707 to be under the new subtitle “Subtitle 7. Maryland  
Private Equity and Venture Capital Authority”~~ Section 21–123.2

Annotated Code of Maryland  
(2015 Replacement Volume)

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

### **Senate Bill 996 – Senator Waugh**

AN ACT concerning

#### **St. Mary’s County – Local Landlord and Tenant Law – Repeal**

FOR the purpose of repealing a certain provision of law concerning the return of goods to a tenant in an action for distress for rent in St. Mary’s County; and generally relating to landlord and tenant laws in St. Mary’s County.

BY repealing

The Public Local Laws of St. Mary’s County

Section 71–1 and the chapter “Chapter 71. Landlord and Tenant”

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 Environment and Transportation.

### **Senate Bill 999 – Senator Waugh**

AN ACT concerning

#### **St. Mary’s County – Keeper of the Jail – Repeal**

FOR the purpose of repealing certain provisions related to the position of Keeper of the Jail of St. Mary’s County; and generally relating to the repeal of the position of Keeper of the Jail of St. Mary’s County.

BY repealing

The Public Local Laws of St. Mary’s County

Section 68–1 and the chapter “Chapter 68. Keeper of the Jail”

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 Environment and Transportation.



**Senate Bill 1054 – Senator Mathias**

AN ACT concerning

**Commercial Northern Snakehead Bowfishing License – Establishment**

FOR the purpose of authorizing the Department of Natural Resources to adopt regulations governing the use of bowfishing gear; 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 4–221 and 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.

**Senate Bill 1062 – Senators Guzzone and Salling**

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 purchased for use in a certain qualified project located in a certain target redevelopment area 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 the exemption; 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; providing for the termination of this Act; 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 Ways and Means.

**Senate Bill 1068 – Senator Eckardt**

AN ACT concerning

**Alcoholic Beverages – Auxiliary Winery Permit**

FOR the purpose of establishing an auxiliary wine permit; authorizing the Comptroller to issue the permit to a Class 4 limited winery for use at a single location off the licensed premises anywhere in the State; ~~providing that there is no limit as to the number of permits that may be issued to a single applicant;~~ authorizing the holder of the permit to exercise the privileges with certain exceptions that are allowed at the premises for which the holder's Class 4 license is issued; requiring that an agent who is certified by an approved alcohol awareness program be present while a permit holder sells or provides samples of wine; requiring an applicant for a permit to submit a certain application to the Comptroller; providing for an annual permit fee; and generally relating to alcoholic beverages permits issued by the Comptroller.

BY adding to

Article – Alcoholic Beverages

Section 2–132.1

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.

**Senate Bill 1104 – Harford County Senators and Senators Astle, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Peters, Pinsky, Pugh, Ramirez, Raskin, Ready, Reilly, Rosapepe, Salling, Serafini, Simonaire, Waugh, Young, Zirkin, and Zucker**

#### 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 Environment and Transportation.

**Senate Bill 1113 – Senator Eckardt**

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 Environment and Transportation.

**Senate Bill 1135 – Washington County Senators**

AN ACT concerning

**Washington County – Business Licenses – Repeal of Zoning  
Certification Requirement**

FOR the purpose of repealing the prohibition on the clerk of the Circuit Court for Washington County from issuing a certain business license under certain circumstances unless the applicant submits a certain zoning certification; repealing a certain prohibition on the clerk of the Circuit Court for Washington County on endorsing a change in a place of business in Washington County until certain zoning requirements are met; and generally relating to business licenses in Washington County.

BY repealing and reenacting, with amendments,  
Article – Business Regulation  
Section 17–302 and 17–307  
Annotated Code of Maryland  
(2015 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1140 – Senators Mathias and Eckardt**

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 Economic Matters.

**Senate Bill 275 – Senators Feldman, Astle, Kelley, ~~and Klausmeier~~ Klausmeier, Middleton, and Mathias**

AN ACT concerning

**Railroad Company – Movement of Freight – Required Crew**

FOR the purpose of prohibiting a train or light engine used in connection with the movement of freight from being operated in the State unless it has a certain number of crew members; providing for the application of this Act; establishing certain penalties; prohibiting a county or municipal corporation from enacting and enforcing more stringent measures regarding certain crew requirements; requiring the Commissioner of Labor and Industry to provide certain notice to the Department of Legislative Services under certain circumstances; providing for the abrogation of this Act under certain circumstances; and generally relating to the crew for a train or light engine used in connection with the movement of freight.

~~BY adding to~~

~~Article – Public Utilities  
Section 9–404  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)~~

BY adding to

Article – Labor and Employment  
Section 5.5–110(e)  
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 436 – Senators Feldman and Hershey, Hershey, Astle, Benson, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly**

AN ACT concerning

**Insurance – Surplus Lines – Short-Term Medical Insurance**

FOR the purpose of altering the scope of certain provisions of law governing surplus lines insurance to authorize the use of surplus lines insurance for certain short-term medical insurance coverage; authorizing the procurement of short-term medical insurance from a nonadmitted insurer under certain circumstances; specifying the conditions under which short-term medical insurance may be procured from a nonadmitted insurer; prohibiting the inclusion of certain provisions in a short-term medical insurance policy procured from a nonadmitted insurer; requiring the Maryland Insurance Commissioner to develop and make available on the Web site of the Maryland Insurance Administration a certain consumer guide; requiring a certain affidavit to include certain information; altering a certain requirement for an applicant for a certain certificate of qualification; providing for the application of this Act; and generally relating to surplus lines insurance and short-term medical insurance.

BY repealing and reenacting, without amendments,

Article – Insurance  
Section 3–301(a), (c), and (g)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance  
Section 3–302 ~~and~~ 3–306.2, 3–307, and 3–311  
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 887 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly**

AN ACT concerning

**Health Insurance – Consumer Health Claim Filing Fairness Act**

FOR the purpose of requiring a certain health benefit plan to include provisions that permit enrollees a certain minimum period of time to submit a claim for a service, provide for the suspension of the minimum period of time under certain circumstances, and provide that failure to submit a claim within the minimum period of time does not invalidate or reduce the amount of the claim under certain circumstances; creating an exception to a provision of law that requires certain proof of loss to be furnished to an insurer in case of claim for loss within a certain period of time; defining certain terms; providing for the application of this Act; providing for a delayed effective date; and generally relating to the time period for submitting a claim under health insurance.

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 12–102 and 15–213  
Annotated Code of Maryland  
(2011 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 132 Members present.

(See Roll Call No. 770)

**ADJOURNMENT**

At 9:13 P.M. on motion of Delegate Kaiser the House adjourned until 12:00 P.M. on Legislative Day March 20, 2016, Calendar Day Tuesday, March 22, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 20, 2016**  
**Calendar Day: Tuesday, March 22, 2016**

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The House met at 12:08 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 134 Members present.

(See Roll Call No. 771)

**EXCUSES:**

Del. Carr – late – business

Del. Gutierrez – illness

Del. Krimm – left early – legislative business

Del. Morhaim – illness

Del. Stein – left early – legislative business

The Journal of March 19, 2016 was read and approved.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 56 – Senators Mathias and Astle, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Middleton, Norman, and Pugh**

AN ACT concerning

**Transportation – Chesapeake Bay Bridge Crossing – Environmental Impact Study – Cost Estimate and Payment**

FOR the purpose of providing that a certain provision of law regarding the construction of a toll road, toll highway, or toll bridge does not apply to a crossing of the Chesapeake Bay; explicitly stating the power of the Maryland Transportation Authority to conduct or coordinate a study of the environmental impact of proposed transportation facilities; requiring the Authority, in collaboration with certain other agencies, to develop a cost estimate for an environmental impact study for a third



crossing of the Chesapeake Bay; requiring the Authority to set aside a certain sum of money each year for the environmental impact study; requiring the Authority to conduct the environmental impact study; specifying that this Act may not be construed to preclude the Authority from taking certain action to conduct the environmental impact study during a certain time period; specifying that the environmental impact study center around a bridge span crossing the Chesapeake Bay at a certain location; and generally relating to an environmental impact study for a third bridge to span the Chesapeake Bay.

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 4–205 and 4–407  
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 354 – ~~Senator Feldman~~ Senators Feldman, Kelley, Klausmeier, Mathias, and Middleton**

AN ACT concerning

**Petitions for Emergency Evaluation – Minors – Sealing of Court Records**

FOR the purpose of authorizing a certain individual to file a motion with the court requesting that any court records relating to a certain petition for emergency evaluation be sealed; requiring the court to have a copy of the motion served on a certain petitioner at a certain address; authorizing the court to order that certain court records be sealed under certain circumstances; authorizing a certain petitioner to file an objection to the motion; authorizing the court to grant the motion without a hearing under certain circumstances; requiring the court to hold a hearing if the petitioner files an objection to the motion within a certain time period after a copy of the motion is served on the petitioner; authorizing the court to hold a hearing on its own initiative; prohibiting certain court records, if sealed, from being opened for any purpose except by order of the court under certain circumstances; 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; and generally relating to petitions for emergency evaluation and court records.

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section 10–630  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 544 – ~~Senator Middleton~~ Senators Middleton, Reilly, Astle, Benson, Feldman, Jennings, Kelley, Klausmeier, and Mathias**

AN ACT concerning

**Motor Vehicle Insurance – Insurance Identification Card – Carrying Proof of Coverage – Uninsured Motorist Education and Enforcement Fund**

FOR the purpose of requiring a certain insurer to provide a certain insurance identification card to certain insureds at certain times; providing that an insurance identification card may be produced in a certain electronic format; providing that the insurance identification card shall be valid for only a certain period except under certain circumstances; requiring a certain operator to be in possession of or carry in the motor vehicle at certain times certain evidence of required security; providing that a certain identification insurance card is a form of evidence of a certain required security; allowing a certain evidence of required security to be produced in a certain electronic format; providing for a certain fine; establishing the Uninsured Motorist Education and Enforcement Fund as a special, nonlapsing fund; providing that a certain fine may ~~not~~ be waived and shall be deposited into the Fund; specifying the purpose of the Fund; requiring the Motor Vehicle Administration to administer the Fund; providing that the Fund consists of certain revenues, interest, and other money; specifying the uses of the Fund; authorizing the Administration to delay the imposition of a certain fine for a certain period of time for a certain purpose; authorizing the Administration to adopt regulations; 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; authorizing the Administration to accept funding or another form of support from the Uninsured Claim and Judgment Fund of the Maryland Automobile Insurance Fund for a certain purpose; defining certain terms; and generally relating to carrying proof of coverage, educating operators of motor vehicles about and enforcing the Maryland Vehicle Law, and motor vehicle insurance.

BY adding to

Article – Insurance

Section 19–503.1

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 – Transportation  
Section 17–104.2  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 637 – Senator Cassilly**

AN ACT concerning

**Evidence – Admissibility of DNA Profile – Definition and Validation of DNA Profile**

FOR the purpose of altering the definition of “DNA profile” for purposes of certain provisions of law concerning the admissibility of a DNA profile in a criminal proceeding; providing that a DNA profile is admissible for certain purposes if accompanied by a certain statement that the analysis of genetic loci has been validated according to certain quality assurance standards of the Federal Bureau of Investigation, ~~rather than the standards established by the Technical Working Group on DNA Analysis Methods or the DNA Advisory Board of the Federal Bureau of Investigation, is sufficient to admit a DNA profile into evidence under certain provisions of law~~; providing for the application of this Act; and generally relating to criminal procedure and DNA profiles.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings  
Section 10–915  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

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

**Senate Bill 864 – Senators Lee, Benson, ~~and Madaleno~~ Brochin, Cassilly, Hough, Madaleno, Muse, Ramirez, Raskin, Ready, and Zirkin**

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; beginning in a certain fiscal year, requiring the Governor to include in the annual budget bill an appropriation to 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.

**Senate Bill 888 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman,  
Hershey, Jennings, Kelley, Klausmeier, Mathias, and Reilly**

AN ACT concerning

**Motor Vehicle Insurance – Program to Incentivize and Enable Uninsured  
Vehicle Owners to Be Insured**

FOR the purpose of establishing in the Motor Vehicle Administration the Program to Incentivize and Enable Uninsured Vehicle Owners to Be Insured; specifying the purpose of the Program; specifying the Program period; specifying the eligibility requirements for vehicle owners participating in the Program; requiring the Administration to notify certain vehicle owners in a certain manner; requiring a certain notice to include certain information; requiring the Administration to waive a portion of certain delinquent uninsured vehicle penalties of certain vehicle owners; specifying the conditions under which a portion of certain delinquent uninsured vehicle penalties may be waived; requiring a certain vehicle owner to pay a certain amount owed under a certain circumstance; requiring a vehicle owner to purchase and maintain a certain required security under a certain circumstance; allowing the Administration to adopt certain regulations; requiring the Administration to coordinate with the Maryland Insurance Administration to publicize the Program; requiring the Administration to make a certain report within a certain period of time; allowing the Administration to accept certain funding or other form of support from the Uninsured Claim and Judgment Fund of the Maryland Automobile Insurance Fund for a certain purpose; defining certain terms; and generally relating to the establishment of the Program, uninsured vehicle penalties, and motor vehicle insurance.

BY adding to  
Article – Transportation  
Section 17–111  
Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

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

**Senate Bill 899 – Senators Klausmeier, Feldman, Guzzone, Madaleno, ~~and Manno~~  
Manno, Astle, Benson, Hershey, Jennings, Kelley, Mathias, Middleton,  
Pugh, and Reilly**

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 necessary to ensure that the Maryland Medical Assistance Program is in compliance with certain federal laws; providing that the Department is not required to adopt certain regulations for certain changes; 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.

**Senate Bill 907 – Senators Middleton, Astle, Conway, DeGrange, Ferguson,  
Gladden, Guzzone, Kagan, King, Klausmeier, Madaleno, Manno, McFadden,  
Miller, Muse, Nathan–Pulliam, Peters, Pugh, Ramirez, Raskin, Rosapepe,  
Zirkin, ~~and Zucker~~ Zucker, Benson, Feldman, and Kelley**

AN ACT concerning

**Transportation – Harry W. Nice Memorial Potomac River Bridge – Replacement**

FOR the purpose of requiring the State and the Maryland Transportation Authority to finance a multilane replacement bridge for the Harry W. Nice Memorial Potomac River Bridge; specifying certain requirements for the replacement bridge; stating the intent of the General Assembly; establishing the Harry W. Nice Memorial Potomac River Bridge Replacement Fund; requiring the Authority to make a deposit of no less

than a certain amount to the Fund, in certain fiscal years and under certain circumstances, to finance the design and construction of the replacement bridge; requiring the deposit to be made from a certain balance of funds deposited in a certain account before the balance of funds may be used for a certain purpose; authorizing the Authority to deposit in the Fund an amount that is less than a certain required amount under certain circumstances; and requiring certain video lottery facility revenue distributed to the Fund to supplement, but not supplant, the deposit, subject to a certain exception; prohibiting the Authority from depositing certain proceeds into the fund; requiring the Authority to submit an annual report to certain committees of the General Assembly; and generally relating to the replacement bridge for the Harry W. Nice Memorial Potomac River Bridge.

BY adding to

Article – Transportation

Section 4–322

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

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

**Senate Bill 929 – Senators Klausmeier ~~and Feldman~~, Kelley, Feldman, Astle, Benson, Hershey, Jennings, Mathias, Middleton, Pugh, and Reilly**

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~~ authorizing the Commissioner to order corrective action under certain circumstances; requiring the Commissioner to deny inspection of the parts of a certain plan that contain certain confidential information; requiring certain regulations to identify the parts of a certain plan that may be considered confidential by the carrier; 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;~~ authorizing the Commissioner to take into consideration certain factors in adopting the regulations; requiring the Commissioner, in consultation with certain persons, to adopt regulations, on or before a certain date, that specify certain standards for dental services; requiring a carrier to have certain means by which enrollees and prospective enrollees may notify the carrier of certain information; 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 periodically to review a certain sample of their network directory for a certain purpose and retain documentation of the review or 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 certification standards established by the Maryland Health Benefit Exchange to be consistent with certain provisions of law and prohibiting the standards from being implemented before a certain date; requiring a certain carrier to make the carrier's network directory available to certain enrollees in a certain manner; requiring a certain carrier's network directory to include certain information; requiring a certain carrier to notify each enrollee at certain times about how to obtain certain information; requiring certain information to be accurate on a certain date; requiring a certain carrier to update certain information at certain intervals; requiring the Commissioner to take into account certain factors before imposing a penalty on a certain carrier for inaccurate network directory 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; specifying the provisions of State insurance law relating to provider panels that apply to managed care organizations; ~~repealing a requirement that certain carriers that use provider panels adhere to certain standards for accessibility of covered services in accordance with certain regulations; repealing a requirement that certain standards for health maintenance organizations set out in regulations adopted by the Secretary of Health and Mental Hygiene include provisions for assuring that certain services are accessible; repealing a certain condition for an insurer or nonprofit health service plan to receive authorization from the Commissioner to offer a certain insurance policy; authorizing the Commissioner to designate a certain system under certain circumstances;~~ requiring a carrier to accept certain information for a provider submitted in a certain manner, from certain persons; defining certain terms; making conforming changes;



providing for the application of certain provisions of this Act; providing for a delayed effective date for certain provisions of this Act; and generally relating to health benefit plans, network access standards, and provider network directories.

BY repealing and reenacting, with amendments,

Article – Health – General

Section 15–102.3(a) and 19–705.1(b)(1)(i)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 19–705.1(a)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Insurance

Section ~~15–112~~ 14–205.1(a), 15–112, and 15–830

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Insurance

Section 15–112(n) and (p)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

(As enacted by Section 1 of this Act)

BY adding to

Article – Insurance

Section 15–112.3 and 31–115(m)

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 968 – Senator Astle**

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.

**Senate Bill 1047 – Senator Lee**

AN ACT concerning

**Task Force to Study Recording Deeds for Victims of Domestic Violence**

FOR the purpose of establishing the Task Force to Study Recording Deeds for Victims of Domestic Violence; 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 Recording Deeds for Victims of Domestic Violence.

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

**Senate Bill 1099 – Senators Feldman, Kagan, King, Lee, Madaleno, Manno, Raskin, and Zucker**

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 Environment and Transportation.

**Senate Bill 313 – Senators Klausmeier, Currie, DeGrange, Eckardt, Ferguson, Guzzone, Kagan, Manno, Muse, Nathan–Pulliam, Raskin, Ready, Salling, and Young**

AN ACT concerning

**Public ~~Institutions of Senior~~ Higher Education ~~Institutions~~ – Financial Aid – Reduction ~~Prohibited~~ Restrictions**

FOR the purpose of ~~prohibiting financial aid that is awarded to a student by a public institution of higher education from being reduced by any other form of financial aid awarded to the student beginning in a certain academic year; prohibiting a public institution of higher education from considering certain scholarships when assembling certain financial aid packages;~~ regulating how public senior higher education institutions may adjust funds awarded by the institution when students receive additional financial aid from federal, State, or private sources; authorizing financial aid awarded by a public ~~institution of senior~~ higher education ~~institution~~ to be reduced in a certain order under certain circumstances; ~~prohibiting financial aid awarded by a public senior higher education institution from being reduced under certain circumstances;~~ defining certain terms; and generally relating to financial aid at public ~~institutions of senior~~ higher education ~~institutions~~.

BY adding to

Article – Education  
Section 15–119  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 381 – The President (By Request – Administration) and Senators Bates, Brochin, Cassilly, Eckardt, Edwards, Hershey, Jennings, Mathias, Muse, Norman, Reilly, Rosapepe, Salling, Serafini, Simonaire, and Waugh**

AN ACT concerning

**Housing and Community Development – Community Development Administration – Student and Residential Mortgage Loans**

FOR the purpose of authorizing the Community Development Administration in the Department of Housing and Community Development to provide financial assistance to homeowners under certain circumstances; authorizing the Administration to provide financial assistance to purchase a home and pay off student loan debts under certain circumstances; requiring the Secretary of Housing and Community Development to determine the terms and qualifications of certain financial assistance to homeowners; authorizing the Administration to purchase from a mortgage lender a note or mortgage that evidences a residential mortgage loan for the purchase of a homeowner's primary residence and pay off student loan debt of the homeowner under certain circumstances; authorizing the Secretary to waive the requirements for a certain mortgage lender's certificate under certain circumstances; and generally relating to the Community Development Administration and residential mortgage loans.

BY repealing and reenacting, with amendments,  
 Article – Housing and Community Development  
 Section 4-235(b), 4-237(a), 4-238(a)(1), and 4-240  
 Annotated Code of Maryland  
 (2006 Volume and 2015 Supplement)

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

**Senate Bill 756 – Senators Madaleno, Ferguson, Guzzone, Manno, Pugh, and Raskin**

AN ACT concerning

**Primary and Secondary Education – Breakfast Program – School Requirements  
 (Breakfast After the Bell Act)**

FOR the purpose of establishing ~~a~~ an optional Breakfast After the Bell Program in the State for certain public schools; providing for the purpose of the Program; requiring certain participating 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 participating 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~~ requiring participating public schools to participate for an entire school year; providing for certain notification requirements; requiring the State to reimburse participating public schools for certain meals; requiring the State Department of Education to establish certain reimbursement procedures; requiring the Department to make a certain report to the General Assembly on or before certain dates; 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.

**Senate Bill 783 – Senator Rosapepe**

AN ACT concerning

**Higher Education Correctional Education Council – Adult Correctional  
Institutions – Credit-Bearing Courses Study of Access to the Internet and  
Higher Education Courses  
(Raising Education Attainment)**

FOR the purpose of ~~making a certain exception for certain programs that have been approved by the Maryland Higher Education Commission and that are subsequently approved by the Correctional Education Council from certain additional review by the Commission and certain governing boards of public institutions of higher education; requiring the Council to adopt regulations for certain correctional institutions in the Division of Correction for the implementation of certain education programs for inmates and for certain access to the Internet; requiring the Division to report to the Parole Commission on the academic progress of an inmate in certain programs~~ requiring the Correctional Education Council, in cooperation with the Maryland Higher Education Commission and the Department of Public Safety and Correctional Services, to convene certain workgroups, identify certain issues, and issue certain reports on or before a certain date; and generally relating to studies regarding access to the Internet and higher education programs for individuals in adult correctional institutions in the State.

~~BY repealing and reenacting, with amendments,  
Article – Education  
Section 11–206(a) and 11–206.1  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,  
Article – Education~~

~~Section 11-206(b)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 11-902  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)~~

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

### **Senate Bill 818 – Senator Peters**

AN ACT concerning

#### **State Personnel – Individuals With Disabilities – Hiring Preferences**

FOR the purpose of requiring an appointing authority to apply a certain credit on a selection test for certain positions in the State Personnel Management System for an individual with a certain disability; requiring a certain appointing ~~authorities for certain positions in the Judicial, Legislative, and Executive branches~~ authority for a certain position in the Executive Branch of State government to develop a hiring preference for an individual with a certain disability that is equivalent to a certain credit applied on a certain selection test; repealing a requirement that a certain appointing authority apply a certain credit on a selection test for an eligible veteran with a service connected disability; and generally relating to hiring preferences for individuals with disabilities.

BY adding to  
Article – State Personnel and Pensions  
Section ~~2-310~~ 2-204 and 7-207(g)  
Annotated Code of Maryland  
(2015 Replacement Volume)

BY repealing and reenacting, without amendments,  
Article – State Personnel and Pensions  
Section 7-207(a)  
Annotated Code of Maryland  
(2015 Replacement Volume)

BY repealing and reenacting, with amendments,  
Article – State Personnel and Pensions  
Section 7-207(c)(2)(ii)  
Annotated Code of Maryland  
(2015 Replacement Volume)

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

**Senate Bill 898 – Senator Klausmeier**

AN ACT concerning

**Public Health – ~~Emergency Use Auto-Injectable Epinephrine Program for Food Service Facilities~~ – Certification for Emergency Administration**

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 requirements for an authorized entity to obtain and store a supply of auto-injectable epinephrine; prohibiting an authorized entity from obtaining and storing auto-injectable epinephrine unless the authorized entity has a certain number of certain employees or certain affiliated individuals; requiring an authorized entity to maintain a copy of a certain certificate issued to certain individuals; establishing qualifications for an individual to obtain a certificate to obtain, store, and administer auto-injectable epinephrine to be used in an emergency situation; establishing the term of a certain certificate; establishing the purpose of the Program; authorizing the Department to adopt certain regulations, collect certain fees, issue and renew certain certificates, and; requiring the Department to 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 and physicians to dispense auto-injectable epinephrine to certain certificate holders or authorized entities; authorizing certain certificate holders or authorized entities 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 authorized entities or certain agents for certain acts or omissions under certain circumstances; providing a certain exception to a certain immunity; 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 or authorized entities 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 or authorized entities 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 application 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~~ certification for obtaining, storing, and administering auto-injectable epinephrine.

BY adding to

Article – Health – General

Section 13-7A-01 through ~~13-7A-10~~ 13-7A-09 to be under the new subtitle  
“Subtitle 7A. Emergency ~~Use~~ Administration of 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.

**Senate Bill 954 – Senator Klausmeier**

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 Economic Matters.

**Senate Bill 998 – Senator Waugh**

AN ACT concerning

**St. Mary’s County – Property Tax Credit – New or Expanding Businesses**

FOR the purpose of authorizing St. Mary’s County or a municipal corporation in St. Mary’s County to grant a property tax credit against the county or municipal corporation



property tax imposed on property that is owned or leased by certain new or expanding businesses; providing that the property tax credit may not be granted for more than a certain number of years; providing for the application of this Act; and generally relating to a property tax credit for new or expanding businesses in St. Mary's County.

BY adding to

Article – Tax – Property

Section 9–320(d)

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 1080 – Senator Edwards**

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 Ways and Means.

**Senate Bill 1107 – Senators Manno, Edwards, Feldman, Hough, King, Madaleno, McFadden, Serafini, and 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 Ways and Means.

**Senate Bill 1119 – Senator Rosapepe (By Request – Joint Committee on the Management of Public Funds) and Senators Benson and Madaleno**

**State Treasurer – Supranational Issuers**

AN ACT concerning

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 Appropriations.

**Senate Bill 1136 – Senator Eckardt**

EMERGENCY BILL

AN ACT concerning

**Regulation of Radiation Sources – Fee – Exemption for Pro Bono Temporary  
~~Pro Bono~~ Dental Clinics**

FOR the purpose of exempting certain temporary ~~pro-bono~~ dental clinics that meet certain requirements from the fee for monitoring and regulating sources of radiation; making this Act an emergency measure; and generally relating to the regulation of radiation sources.

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.

### QUORUM CALL

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

(See Roll Call No. 772)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (SENATE BILLS) #3

**Senate Bill 58 – Senator Astle**

AN ACT concerning

**Natural Resources – Vessel Excise Tax Cap – Repeal of Termination**

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

Affirmative – 113    Negative – 25    (See Roll Call No. 773)

The Bill was then returned to the Senate.

**Senate Bill 724 – The President (By Request – Department of Legislative Services  
– Code Revision)**

AN ACT concerning

**Alcoholic Beverages Article**

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

Affirmative – 138    Negative – 0    (See Roll Call No. 774)

The Bill was then returned to the Senate.

### **SPECIAL ORDERS**

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

**Senate Bill 190 – The President (By Request – Administration)**

#### **Budget Bill**

**(Fiscal Year 2017)**

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE  
TO THE MARYLAND HOUSE OF DELEGATES – 2016 – SESSION –  
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION  
PERTAINING TO SENATE BILL 190 – THE BUDGET BILL

(See Exhibit L of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE  
COMMITTEE REPRINT TO SENATE BILL 190 – THE BUDGET BILL

(See Exhibit M of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE SUMMARY DOCUMENT ON  
SENATE BILL 190 – THE BUDGET BILL

(See Exhibit N of Appendix II)

STATUS OF BILL: BILL ON 2ND READING.    COMMITTEE AMENDMENTS NOT  
ADOPTED. FAVORABLE REPORT NOT ADOPTED.

Committee amendments 1 through 6 were read and adopted.

Committee amendments 7 through 18 were read and adopted.

Committee amendments 19 through 25 were read and adopted.

Committee amendments 26 through 35 were read and adopted.

Committee amendments 36 through 40 were read and adopted.

Committee amendment 41 was read and adopted.

Committee amendments 42 through 49 were read and adopted.

Committee amendments 50 through 56 were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**SB0190/623224/1**

BY: Delegate Reilly

AMENDMENT TO SENATE BILL 190

(Third Reading File Bill – Committee Reprint)

On pages 82 and 83, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.03

Entitled: Medical Care Provider Reimbursements

Strike beginning with the semicolon in line 42 on page 82 down through “health” in line 7 on page 83.

On page 86, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.07

Entitled: Maryland Children’s Health Program

Strike beginning with the semicolon in line 3 down through “health” in line 13.

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

Affirmative – 55    Negative – 81    (See Roll Call No. 775)

FLOOR AMENDMENT

**SB0190/903222/1**

BY: Delegate Turner

AMENDMENT TO SENATE BILL 190  
(Third Reading File Bill – Committee Reprint)

On page 21, under:

Heading: STATE BOARD OF ELECTIONS

Program: D38I01.01

Entitled: General Administration

In line 30, after “Appropriation” insert “, provided that it is the intent of the General Assembly that:

- (1) no Maryland voter should have to wait for more than 30 minutes to vote; and
- (2) the State Board of Elections (SBE) and local boards of elections take every possible action to ensure that voters casting ballots at early voting centers and polling places on Election Day are able to begin the voting process within 30 minutes of arrival at the early voting center or polling place.

Further provided that \$50,000 of this appropriation made for the purpose of administration may not be expended for that purpose and instead may only be used to conduct a study that includes:

- (1) collection of data on wait times in the 2016 general election at an appropriate selection of early voting centers and Election Day polling places that experienced wait times in excess of 30 minutes in the 2012 presidential general election;
- (2) analysis of the data collected to determine the causes of any wait times in excess of 30 minutes that occur in the 2016 general election; and
- (3) recommendations for reducing wait times in excess of 30 minutes in future elections.

Further provided that \$25,000 of this appropriation made for the purpose of administration may not be expended until SBE submits the study on wait times and a report that describes:

- (1) the actions taken by SBE and the local boards of elections to keep voter wait times under 30 minutes in the 2016 presidential general election; and
- (2) the plans of SBE and the local boards of elections to keep voter wait times under 30 minutes in future elections.

The study and report shall be submitted by December 31, 2016, to the House Appropriations Committee, House Ways and Means Committee, Senate Budget and Taxation Committee, and Senate Education, Health, and Environmental Affairs Committee. The committees shall have 45 days to review and comment. Funds restricted pending the receipt of a study and a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the study and report are not submitted.”.

The preceding amendment was read and adopted.

#### FLOOR AMENDMENT

**SB0190/443123/1**

BY: Delegate Turner

AMENDMENT TO SENATE BILL 190  
(Third Reading File Bill – Committee Reprint)

On page 21, under:

Heading: STATE BOARD OF ELECTIONS

Program: D38I01.01

Entitled: General Administration

In line 30, after “Appropriation” insert “, provided that \$50,000 of this appropriation made for the purpose of administration may not be expended for that purpose and instead may only be used to conduct a post–election tabulation audit following the 2016 general

election utilizing the voter-verifiable paper records provided by the State's new optical scan voting system. The State Board of Elections (SBE) shall submit a report that includes:

(1) a detailed description of the post-election tabulation audit performed after the 2016 general election;

(2) the manner in which the public was permitted to comment on the audit procedures before the audit, observe the audit, and comment on how the audit was conducted and the results of the audit after the audit is complete;

(3) the cause of any discrepancies revealed by the audit and how any discrepancies revealed by the audit were resolved;

(4) the final results of the audit for each contest that is audited;

(5) the calculated risk that the reported outcome of each audited contest is incorrect;

(6) the cost of the audit;

(7) if an audit is conducted using electronic images of voter-verifiable paper records, how the electronic images were validated through inspection of the corresponding voter-verifiable paper records by hand and eye; and

(8) how SBE plans to conduct post-election tabulation audits in future elections.

The report shall be submitted by December 31, 2016, to the House Appropriations Committee, House Ways and Means Committee, Senate Budget and Taxation Committee, and Senate Education, Health, and Environmental Affairs Committee. The committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted.”.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.



**THE COMMITTEE ON ECONOMIC MATTERS REPORT #18**

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

**House Bill 571 – Delegates Barkley and W. Miller**

AN ACT concerning

**Gas Companies – Rate Regulation – Environmental Remediation Costs**

**HB0571/623898/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 571

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 6, in each instance, strike “requiring” and substitute “authorizing”; and in line 6, after “of” insert “certain”.

AMENDMENT NO. 2

On page 1, in line 24, strike “SHALL” and substitute “MAY”.

On page 2, in line 1, strike “COMPLIANCE WITH” and substitute “RESPONSE TO”; in line 2, after “ORDER” insert “IF”:

**(I) THE REMEDIATION RELATES TO THE CONTAMINATION OF THE REAL PROPERTY; AND**

**(II) THE REAL PROPERTY IS OR WAS USED TO PROVIDE MANUFACTURED OR NATURAL GAS SERVICE DIRECTLY OR INDIRECTLY TO THE GAS COMPANY’S CUSTOMERS OR THE GAS COMPANY’S PREDECESSORS**”;

and in line 4, strike “SHALL” and substitute “MAY”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 1159 – Senators Conway ~~and Nathan Pulliam~~, Nathan Pulliam, Ferguson, Gladden, McFadden, and Pugh**

EMERGENCY BILL

AN ACT concerning

**Baltimore City Board of License Commissioners – Members – Terms and Appointment**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #16**

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

**House Bill 28 – Delegate McConkey**

AN ACT concerning

**Commission on the Disposition of the Crownsville Hospital Center Property**

**HB0028/930914/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 28

(First Reading File Bill)

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, in line 11, strike “and”; and in line 13, after “Commission” insert “;

(8) one member of the Generals Highway Council of Civic Associations, appointed by the President of the Council;

(9) one representative from the existing tenants who lease land or buildings on the Crownsville Hospital Center property, appointed by the Governor;

(10) one representative of the Crownsville community who has personal knowledge of the proceedings of the Task Force on the Disposition of the Crownsville Hospital Center Property, appointed by the Governor; and

(11) one representative of the Anne Arundel County Branch of the NAACP, appointed by the Branch President”.

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 #9**

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

**House Bill 671 – Howard County Delegation**

AN ACT concerning

**Howard County – Practice of Massage – Regulation  
Ho. Co. 13–16**

**HB0671/256486/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 671  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “County” insert “, after consultation with the State Board of Chiropractic and Massage Therapy Examiners.”; and strike beginning with “massage” in

line 5 down through “individuals” in line 6 and substitute “verification, inspection, and display of certain licenses issued under certain provisions of law”.

AMENDMENT NO. 2

On page 2, in line 1, after “**COUNTY,**” insert “**AFTER CONSULTATION WITH THE BOARD,**”; and strike beginning with “**MASSAGE**” in line 2 down through “**COMPENSATION**” in line 4 and substitute “**VERIFICATION, INSPECTION, AND DISPLAY OF LICENSES ISSUED UNDER THIS SUBTITLE**”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**House Bill 699 – Delegates K. Young and Krimm**

AN ACT concerning

**Department of Health and Mental Hygiene – Biosafety Level 3 Laboratories**

**HB0699/826984/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 699

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Krimm” and substitute “, Krimm, and Hill”; strike beginning with “identify” in line 3 down through “safety” in line 6 and substitute “develop and make available a certain form”; in line 7, after “report” insert “annually, on or before a certain date,”; and in line 13, after “penalties,” insert “requiring the Department to develop a strategy for a certain purpose;”.

AMENDMENT NO. 2

On page 2, in line 18, strike the second “**OR**”; in line 20, after “**EDUCATION**” insert “**; OR**”.

**(III) IS A PRIVATELY-FUNDED BIOMEDICAL RESEARCH LABORATORY**”;

and strike beginning with the colon in line 21 down through “SAFETY” in line 28 and substitute “**DEVELOP AND MAKE AVAILABLE A STANDARDIZED FORM FOR A BSL-3 LABORATORY SUBJECT TO THIS SECTION TO USE TO PROVIDE THE INFORMATION REQUIRED UNDER SUBSECTION (D) OF THIS SECTION**”.

**AMENDMENT NO. 3**

On page 3, strike in their entirety lines 1 through 3, inclusive, and substitute:

**“(D) ON OR BEFORE SEPTEMBER 30, 2017, AND ON OR BEFORE SEPTEMBER 30 OF EACH SUBSEQUENT YEAR, EACH BSL-3 LABORATORY SUBJECT TO THIS SECTION SHALL REPORT TO THE DEPARTMENT:**

**(1) THE ADDRESS OF THE LABORATORY;**

**(2) THE NAME, TELEPHONE NUMBER, AND E-MAIL ADDRESS OF A CONTACT PERSON FOR THE LABORATORY; AND**

**(3) ANY OTHER INFORMATION REQUIRED BY THE DEPARTMENT TO DETERMINE THE LOCATION OF THE LABORATORY.”**

**AMENDMENT NO. 4**

On page 3, in line 6, after “THE” insert “**HEALTH OFFICER AND**”; in the same line, strike “AND PUBLIC HEALTH”; in line 14, strike “INFORMATION ABOUT THE NUMBER AND LOCATION OF, AND ANY OTHER” and substitute “**ANY**”; and in line 15, strike the comma.

**AMENDMENT NO. 5**

On page 3, after line 28, insert:

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

**(a) The Department of Health and Mental Hygiene shall develop a strategy to attempt to identify biosafety level 3 laboratories that are subject to Section 1 of this Act for the purpose of notifying the laboratories of the requirements of this Act.**

(b) The strategy may rely on the list of possible laboratories used by the 2013 Workgroup on Biocontainment Laboratory Oversight convened by the Department of Health and Mental Hygiene, information available from biotechnology councils and scientific groups, information available from local government agencies, and other sources that may help to identify biosafety level 3 laboratories subject to Section 1 of this Act.”;

and in line 29, 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.

#### **THE COMMITTEE ON WAYS AND MEANS REPORT #14**

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

**House Bill 227 – Delegates Hixson, Beidle, Bromwell, Carey, Chang, Lisanti, Sample–Hughes, and Sophocleus**

AN ACT concerning

**Income Tax Subtraction Modification – Retirement Income of Law Enforcement, Fire, Rescue, and Emergency Services Personnel**

**HB0227/605069/1**

BY: Committee on Ways and Means

#### AMENDMENT TO HOUSE BILL 227

(First Reading File Bill)

On page 1, in the sponsor line, strike “and Sophocleus” and substitute “Sophocleus, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hornberger, C. Howard, Jackson, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Simonaire, Tarlau, Turner, Walker, and A. Washington”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Delegate Adams moved to make the Bill a Special Order for Wednesday.

The motion was adopted.

### **QUORUM CALL**

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

(See Roll Call No. 776)

### **ADJOURNMENT**

At 12:56 P.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 21, 2016, Calendar Day Wednesday, March 23, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 21, 2016**  
**Calendar Day: Wednesday, March 23, 2016**

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The House met at 10:20 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Mike McKay of Allegany and Washington counties.

**QUORUM CALL**

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

(See Roll Call No. 777)

**EXCUSES:**

Del. Ciliberti – late – medical

Del. Frush – funeral

Del. McDonough – illness

Del. Vaughn – doctor’s appointment

The Journal of March 20, 2016 was read and approved.

**QUORUM CALL**

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

(See Roll Call No. 778)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

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

**House Bill 28 – ~~Delegate McConkey~~ Anne Arundel County Delegation**

AN ACT concerning

**Commission on the Disposition of the Crownsville Hospital Center Property**



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

Affirmative – 137    Negative – 0    (See Roll Call No. 779)

The Bill was then sent to the Senate.

**House Bill 571 – Delegates Barkley and W. Miller**

AN ACT concerning

**Gas Companies – Rate Regulation – Environmental Remediation Costs**

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

Affirmative – 100    Negative – 36    (See Roll Call No. 780)

The Bill was then sent to the Senate.

**House Bill 671 – Howard County Delegation**

AN ACT concerning

**Howard County – Practice of Massage – Regulation  
Ho. Co. 13–16**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 781)

The Bill was then sent to the Senate.

**House Bill 699 – Delegates K. Young ~~and Krimm~~, Krimm, and Hill**

AN ACT concerning

**Department of Health and Mental Hygiene – Biosafety Level 3 Laboratories**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 782)

The Bill was then sent to the Senate.

**SPECIAL ORDERS**

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

**House Bill 227 – Delegates Hixson, Beidle, Bromwell, Carey, Chang, Lisanti, Sample–Hughes, and Sophocleus**

AN ACT concerning

**Income Tax Subtraction Modification – Retirement Income of Law Enforcement, Fire, Rescue, and Emergency Services Personnel**

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

Delegate Adams moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

**QUORUM CALL**

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

(See Roll Call No. 783)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #5**

**Senate Bill 1159 – Senators Conway ~~and Nathan Pulliam~~, Nathan Pulliam, Ferguson, Gladden, McFadden, and Pugh**

**EMERGENCY BILL**

AN ACT concerning

**Baltimore City Board of License Commissioners – Members – Terms and Appointment**

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

Affirmative – 90 Negative – 46 (See Roll Call No. 784)

The Bill was then returned to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #6**

**Senate Bill 190 – The President (By Request – Administration)**

**Budget Bill**

**(Fiscal Year 2017)**

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

Affirmative – 133    Negative – 5    (See Roll Call No. 785)

The Bill was then returned to the Senate.

**SPECIAL ORDERS**

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

**House Bill 227 – Delegates Hixson, Beidle, Bromwell, Carey, Chang, Lisanti, Sample–Hughes, and Sophocleus**

AN ACT concerning

**Income Tax Subtraction Modification – Retirement Income of Law Enforcement, Fire, Rescue, and Emergency Services Personnel**

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

FLOOR AMENDMENT

**HB0227/473929/1**

BY:    Delegate Adams

AMENDMENTS TO HOUSE BILL 227

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “personnel;” insert “providing a subtraction modification under the Maryland income tax under certain circumstances for certain retirement income of certain volunteer fire, rescue, or emergency services personnel; providing that income that is included in a certain subtraction modification for certain volunteer fire, rescue, or emergency services personnel may not be taken into account for purposes of the subtraction”

allowed under this Act.”; and strike beginning with “attributable” in line 9 down through “as” in line 10 and substitute “of certain law enforcement officers and”.

AMENDMENT NO. 2

On page 2, in line 15, strike “(D) AND (E)” and substitute “(D), (E), AND (F)”; and in line 19, after “PERSONNEL” insert “OR QUALIFYING VOLUNTEER MEMBER”.

On page 3, after line 11, insert:

“(F) (1) IN THE CASE OF A RETIRED QUALIFYING VOLUNTEER FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES MEMBER OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE, THE AMOUNT INCLUDED UNDER SUBSECTION (B)(1) OF THIS SECTION IS LIMITED TO THE FIRST \$15,000 OF RETIREMENT INCOME UNLESS:

(I) THE RESIDENT IS AT LEAST 65 YEARS OLD OR IS TOTALLY DISABLED; OR

(II) THE RESIDENT’S SPOUSE IS TOTALLY DISABLED.

(2) AN INDIVIDUAL IS A QUALIFYING VOLUNTEER FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES MEMBER FOR THE TAXABLE YEAR ELIGIBLE FOR THE SUBTRACTION UNDER THIS SECTION IF THE INDIVIDUAL IS A QUALIFYING VOLUNTEER FIRE, RESCUE, OR EMERGENCY MEDICAL SERVICES MEMBER FOR PURPOSES OF THE SUBTRACTION UNDER § 10-208(I-1) OF THIS SUBTITLE.

(3) INCOME THAT IS INCLUDED IN THE SUBTRACTION UNDER § 10-208(I-1) OF THIS SUBTITLE MAY NOT BE TAKEN INTO ACCOUNT FOR PURPOSES OF THE SUBTRACTION UNDER THIS SECTION.”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 57    Negative – 80    (See Roll Call No. 786)

Delegate O’Donnell moved to make the Bill a Special Order for Thursday.

The motion was adopted.

**INTRODUCTION OF BILLS**

Delegate West 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. 787)

In compliance with the rules, the Bill was introduced.

**House Bill 1644 – Delegates West, Aumann, Hettleman, Morhaim, and Stein**

AN ACT concerning

**Baltimore County – Alcoholic Beverages – Racetrack License**

FOR the purpose of repealing the racetrack beer and wine license issued in Baltimore County; altering the fee for a racetrack beer, wine, and liquor license in the county; and generally relating to alcoholic beverages licenses in Baltimore County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 13–102

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 13–1001

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.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 191 – The President (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2016,  
and the Maryland Consolidated Capital Bond Loans of 2007, 2008, 2009, 2011,  
2012, 2013, 2014, and 2015**

FOR the purpose of authorizing the creation of a State Debt in the amount of ~~One Billion, Two Million, Three Hundred Eighty-Five Thousand Dollars (\$1,002,385,000)~~ Nine Hundred and Ninety-Eight Million, Six Hundred and Eighty-Six Thousand Dollars (\$998,686,000), the proceeds to be used for certain necessary building, construction, demolition, planning, renovation, conversion, replacement, and capital equipment purchases of the State, for acquiring certain real estate in connection therewith, and for grants to certain subdivisions and other organizations for certain development and improvement purposes, subject to certain requirements that certain matching funds be provided and expended by certain dates; providing generally for the issuance and sale of bonds evidencing the loan; authorizing the creation of State Debt in certain years to be used for certain purposes; imposing a certain tax on all assessable property in the State; requiring that certain grantees convey certain easements under certain circumstances to the Maryland Historical Trust; providing that the proceeds of certain loans must be expended or encumbered by a certain date; authorizing the Board of Public Works, under certain circumstances, to approve certain appropriations, notwithstanding certain technical differences; authorizing certain unexpended appropriations in certain prior capital budgets and bond loans to be expended for other public projects; altering certain requirements for certain programs in certain prior capital budgets and bond loans; providing that the authorizations of State Debt in certain prior capital budgets and bond loans be reduced by certain amounts; requiring that certain projects be constructed at certain locations; repealing certain requirements for certain appropriations; requiring the Comptroller to make certain transfers, adjustments, and reconciliations; repealing certain Maryland Consolidated Capital Bond Loan Preauthorization acts; specifying the use of certain project funds; altering the authorized uses of certain grants; altering the authorized purpose of certain grants; altering the authorized scope of certain grants; altering the names of certain grantees; adding additional grantees to certain grants; altering the matching fund requirements of certain grants; extending the deadline for certain grantees to present evidence of certain matching funds; extending the termination date of certain grants; altering the location of certain capital projects; expressing the intent of the General Assembly; making certain technical corrections; providing for a delayed effective date for certain provisions of this Act; and generally relating to the financing of certain capital projects.

BY repealing and reenacting, with amendments,  
Chapter 488 of the Acts of the General Assembly of 2007  
Section 1(3) Item DB01(A)

BY repealing and reenacting, with amendments,  
Chapter 488 of the Acts of the General Assembly of 2007, as amended by Chapter  
336 of the Acts of the General Assembly of 2008, Chapter 485 of the Acts of  
the General Assembly of 2009, Chapter 483 of the Acts of the General  
Assembly of 2010, Chapter 396 of the Acts of the General Assembly of 2011,

Chapter 444 of the Acts of the General Assembly of 2012, Chapter 424 of the Acts of the General Assembly of 2013, and Chapter 463 of the Acts of the General Assembly of 2014

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007, as amended by Chapter 485 of the Acts of the General Assembly of 2009 and Chapter 396 of the Acts of the General Assembly of 2011

Section 1(3) Item RM00(B)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007, as amended by Chapter 707 of the Acts of the General Assembly of 2009 and Chapter 463 of the Acts of the General Assembly of 2014

Section 1(3) Item ZA01(AS)

BY repealing and reenacting, with amendments,

Chapter 488 of the Acts of the General Assembly of 2007, as amended by Chapter 463 of the Acts of the General Assembly of 2014

Section 1(3) ZA03(D)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008

Section 1(3) Item RM00(C), RQ00(C), ZA01(AH) ~~and (BI)~~, (BL), and (BM), ZA02(AW) and (BU), and ZA03(I)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by Chapter 707 of the Acts of the General Assembly of 2009

Section 1(3) Item ZA01(BQ)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by Chapter 372 of the Acts of the General Assembly of 2010

Section 1(3) Item ZA01(AF) and ZA02(AC)

BY repealing and reenacting, with amendments,

Chapter 336 of the Acts of the General Assembly of 2008, as amended by Chapter 485 of the Acts of the General Assembly of 2009, Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of the Acts of the General Assembly of 2011, Chapter 444 of the Acts of the General Assembly of 2012, Chapter 424 of the Acts of the General Assembly of 2013, Chapter 463 of the Acts of the General Assembly of 2014, and Chapter 495 of the Acts of the General Assembly of 2015

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of the Acts of the General Assembly of 2011, Chapter 444 of the Acts of the General Assembly of 2012, Chapter 424 of the Acts of the General Assembly of 2013, Chapter 463 of the Acts of the General Assembly of 2014, and Chapter 495 of the Acts of the General Assembly of 2015

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009

Section 1(3) Item DW01.08(A)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by Chapter 483 of the Acts of the General Assembly of 2010 and Chapter 495 of the Acts of the General Assembly of 2015

Section 1(3) Item RC00(A) and 12(3) Item RM00(E)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by Chapter 463 of the Acts of the General Assembly of 2014

Section 1(3) Item DE02.01(D)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by Chapter 495 of the Acts of the General Assembly of 2015

Section 1(3) Item ML01(A)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by Chapter 483 of the Acts of the General Assembly of 2010, Chapter 396 of the Acts of the General Assembly of 2011, Chapter 424 of the Acts of the General Assembly of 2013, Chapter 463 of the Acts of the General Assembly of 2014, and Chapter 495 of the Acts of the General Assembly of 2015

Section 12(1)

BY repealing and reenacting, with amendments,

Chapter 485 of the Acts of the General Assembly of 2009, as amended by Chapter 483 of the Acts of the General Assembly of 2010, Chapter 444 of the Acts of the General Assembly of 2012, and Chapter 463 of the Acts of the General Assembly of 2014

Section 12(3) Item RB23(B)

BY repealing and reenacting, with amendments,

Chapter 483 of the Acts of the General Assembly of 2010, as amended by Chapter 639 of the Acts of the General Assembly of 2012, Chapter 430 of the Acts of



the General Assembly of 2013, and Chapter 463 of the Acts of the General Assembly of 2014  
Section 1(3) ZA02(BB) and ZA03(AZ)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011  
Section 1(3) Item ZA02(AF) and (BQ-1)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011, as amended by Chapter 444 of the Acts of the General Assembly of 2012, Chapter 424 of the Acts of the General Assembly of 2013, and Chapter 495 of the Acts of the General Assembly of 2015  
Section 1(1)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011, as amended by Chapter 430 of the Acts of the General Assembly of 2013  
Section 1(3) ZA03(AV)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011, as amended by Chapter 463 of the Acts of the General Assembly of 2014  
Section 1(3) ZA00(T), ZA02(BO), and ZA03(BE)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011, as amended by Chapter 430 of the Acts of the General Assembly of 2013, Chapter 463 of the Acts of the General Assembly of 2014, and Chapter 495 of the Acts of the General Assembly of 2015  
Section 1(3) ZA02(BJ) and ZA03(AW)

BY repealing  
Chapter 396 of the Acts of the General Assembly of 2011, as amended by Chapter 430 of the Acts of the General Assembly of 2013, Chapter 463 of the Acts of the General Assembly of 2014, and Chapter 495 of the Acts of the General Assembly of 2015  
Section 1(3) ZA03(AW-1) and (AW-2)

BY repealing and reenacting, with amendments,  
Chapter 396 of the Acts of the General Assembly of 2011, as amended by Chapter 495 of the Acts of the General Assembly of 2015  
Section 1(3) Item RB31(A)

BY repealing and reenacting, with amendments,  
Chapter 444 of the Acts of the General Assembly of 2012

Section 1(3) Item DE02.01(B) ~~and RB31(A)~~, RB31(A), ZA02(E), (Q), (AH), (AL), and (AX), and ZA03(G), (N), (S), (Z), (AD), (AI), and (AS)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 430 of the Acts of the General Assembly of 2013

Section 1(3) Item ZA02(I), (J), (Z), and (BP)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 424 of the Acts of the General Assembly of 2013 and Chapter 463 of the Acts of the General Assembly of 2014

Section 1(3) Item MM06(D)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 430 of the Acts of the General Assembly of 2013 and Chapter 495 of the Acts of the General Assembly of 2015

Section 1(3) Item ZA02(AZ) and ZA03(AM)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 463 of the Acts of the General Assembly of 2014

Section 1(3) Item ZA02(P)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 463 of the Acts of the General Assembly of 2014 and Chapter 495 of the Acts of the General Assembly of 2015

Section 1(1) and (3) Item DE02.01(D)

BY repealing and reenacting, with amendments,

Chapter 444 of the Acts of the General Assembly of 2012, as amended by Chapter 495 of the Acts of the General Assembly of 2015

Section 1(3) Item PA13.01(A)

BY repealing and reenacting, with amendments,

Chapter 424 of the Acts of the General Assembly of 2013

Section 1(3) Item DE02.01(B) and ZA02(B) and (H)

BY repealing and reenacting, with amendments,

Chapter 424 of the Acts of the General Assembly of 2013, as amended by Chapter 463 of the Acts of the General Assembly of 2014 and Chapter 495 of the Acts of the General Assembly of 2015

Section 1(1)

BY repealing and reenacting, with amendments,

Chapter 424 of the Acts of the General Assembly of 2013, as amended by Chapter 495 of the Acts of the General Assembly of 2015  
Section 1(3) Item RM00(B)

BY repealing and reenacting, with amendments,  
Chapter 463 of the Acts of the General Assembly of 2014  
Section 1(3) Item DE02.01(C) ~~and ZA01(E)~~, ZA00(AU), ZA01(E), ZA02(Q), (AF), (AS), (BG), (CB), and (CC), and ZA03(S), (AH), (AR), (AW), (BE), (BF), and (BQ-1)

BY repealing and reenacting, with amendments,  
Chapter 463 of the Acts of the General Assembly of 2014, as amended by Chapter 495 of the Acts of the General Assembly of 2015  
Section 1(1) and (3) Item VE01(C), ZA00(AB), and ZA02(AL)

BY repealing and reenacting, with amendments,  
Chapter 495 of the Acts of the General Assembly of 2015  
Section 1(1) and (3) Item SA25(A) and (D) ~~and ZA00(H) and (P)~~, ZA00(H) and (P), ZA02(P), and ZA03(N) and (U)

BY repealing  
Chapter 495 of the Acts of the General Assembly of 2015  
Section 12, 13, and 14

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. 788)

### ADJOURNMENT

At 11:10 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 22, 2016, Calendar Day Thursday, March 24, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 22, 2016**  
**Calendar Day: Thursday, March 24, 2016**

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

Prayer by Delegate Shelly Hettleman of Baltimore County.

**QUORUM CALL**

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

(See Roll Call No. 789)

**EXCUSES:**

Del. Carr – personal

Del. Carter – personal

Del. Kramer – funeral

Del. W. Miller – business

Del. Platt – illness

Del. A. Washington – personal

The Journal of March 21, 2016 was read and approved.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 39 – ~~Senator Simonaire~~ Senators Simonaire and Kagan**

AN ACT concerning

**General Provisions – State Designations – Great Seal ~~and State Motto~~**

FOR the purpose of repealing a certain statutory translation of the Calvert family motto depicted on the Great Seal of the State; establishing a certain meaning for the Calvert family motto; ~~designating the Calvert family motto as the State motto;~~ and generally relating to the Great Seal of the State ~~and the State motto.~~

BY repealing and reenacting, with amendments,

Article – General Provisions

Section 7–102(b)(1)

Annotated Code of Maryland  
(2014 Volume and 2015 Supplement)

~~BY adding to  
Article – General Provisions  
Section 7-316.1  
Annotated Code of Maryland  
(2014 Volume and 2015 Supplement)~~

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

**Senate Bill 584 – Senators King, Raskin, Ferguson, Feldman, Gladden, Guzzone, Kagan, Kelley, Klausmeier, Lee, Madaleno, Mathias, McFadden, Nathan-Pulliam, Peters, Pinsky, Pugh, Ramirez, Rosapepe, Young, and Zirkin**

AN ACT concerning

**Preschool Development Grants – Expansion Grants – Required State Funding**

FOR the purpose of requiring the Governor to include in the State budget certain funding in a certain amount for each fiscal year in which the State Department of Education receives a certain expansion grant through the federal Preschool Development Grants Program; and generally relating to required State funding for certain expansion grants through the federal Preschool Development Grants Program.

BY adding to  
Article – Education  
Section 7-101.3  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 910 – Senators Ferguson, Feldman, Guzzone, Madaleno, McFadden, Miller, Ramirez, Rosapepe, Young, and Zucker**

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 Governing Board ~~of Directors~~ of the Collaborative; providing for the composition, residency requirement, appointment considerations, removal, chair, and quorum requirements for the Governing 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 Governing 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 Governing 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; providing for the termination of this Act; 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~~ 9.5–113 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 Rules and Executive Nominations.

**Senate Bill 937 – Senators Manno, Astle, Bates, Klausmeier, Raskin, and Zucker**

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.

**Senate Bill 976 – Senator Peters**

AN ACT concerning

**Commercial Daily Fantasy Sports – Authorization and Regulation**

FOR the purpose of requiring the State Lottery and Gaming Control Commission, with the assistance of the State Lottery and Gaming Control Agency, to regulate the operation of Internet fantasy sports games; providing that only a person with a certain license may offer Internet fantasy sports games for public use in the State; providing the type of Internet fantasy sports games that a licensed operator may offer; authorizing a person to apply to the Commission for a license to offer Internet fantasy sports games; requiring the application to contain certain information and be in a certain form; requiring the Commission, by regulation, to establish an application fee; requiring the Commission to conduct certain investigations; requiring the Commission, under certain circumstances, to issue a certain license; requiring a licensed operator to ensure that Internet fantasy sports games offered on a licensed operator's Web site comply with certain rules; requiring a licensed operator to hold certain funds of a registered player in trust; requiring a licensed operator to establish and display on its Web site certain procedures; prohibiting a licensed operator from allowing a registered player to establish more than one account; prohibiting a licensed operator from advertising in a certain manner; requiring an individual to register with a licensed operator before participating in an Internet fantasy sports game; requiring a licensed operator to verify certain information about certain individuals; providing that a licensed operator is not in violation of certain provisions if the licensed operator takes certain actions; authorizing the Commission to establish a certain penalty; requiring the Commission to establish, by regulation, a process for a licensed operator to exclude certain players from participation in Internet fantasy sports games; prohibiting certain individuals from playing an Internet fantasy sports game or disclosing certain information; requiring a licensed operator to make certain information known to certain individuals; requiring a licensed operator to take certain actions to identify certain experienced players and inexperienced players; requiring a licensed operator to facilitate the collection of State income tax from registered players; requiring a unit of the State to treat certain information as proprietary; requiring the Commission to establish, collect, and deposit certain fees; requiring the Commission to adopt certain regulations; submitting this Act to a referendum of the qualified voters of the State; defining certain terms; and generally relating to the authorization and regulation of Internet fantasy sports.

BY adding to

Article – State Government

Section 9–1B–01 through 9–1B–10 to be under the new subtitle “Subtitle 1B.  
Internet Fantasy Sports”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 980 – Senator Miller**

AN ACT concerning

**Gaming – Traditional Noncommercial Fantasy Competitions – Clarification**

FOR the purpose of prohibiting a person from offering or participating in a commercial game or competition that includes certain elements; requiring certain units of State and local government to narrowly construe certain provisions of law; altering the definition of certain authorized fantasy sports competitions; providing for regulation of certain fantasy sports competitions by the State Lottery and Gaming Control Commission; providing for a delayed effective date; and generally relating to certain games and competitions.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 12–102(a) and 12–113  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Criminal Law  
Section 12–102(a–1)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing  
Article – Criminal Law  
Section 12–114  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY adding to  
Article – State Government  
Section 9–1B–01 and 9–1B–02 to be under the new subtitle “Subtitle 1B. Fantasy Sports Competitions”  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1158 – ~~Senator McFadden~~ Senators McFadden and Conway**

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.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT  
#10**

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

**Senate Bill 17 – Senator Reilly**

AN ACT concerning

**Open Meetings Act – Retention of Minutes and ~~Tape~~ Recordings – Revision**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 64 – Baltimore County Senators**

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:

**Senate Bill 67 – ~~Senator Young~~ Senators Young, Mathias, and Ferguson**

AN ACT concerning

**State Government – Administrative Procedure Act – Effective Date of Adopted Regulations**

**SB0067/116785/1**

BY: Health and Government Operations Committee

AMENDMENT TO SENATE BILL 67

(Third Reading File Bill)

On page 2, in line 29, strike “FINDS” and substitute “AND THE DEPARTMENT OF HUMAN RESOURCES FIND”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 393 – Senators Nathan–Pulliam, Benson, Eckardt, Klausmeier, Manno, and Middleton**

AN ACT concerning

**Maryland Nurse Practice Act – Peer Review and Advisory Committees and Penalties**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 449 – Senators Kelley, Benson, Feldman, Jennings, Klausmeier, and Mathias**

AN ACT concerning

**Maryland Medical Assistance Program – Guardianship Fees – ~~Income Deduction~~  
Personal Needs Allowance**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 536 – Senator Klausmeier**

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:

**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**

**SB0647/866989/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 647

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “practitioner” insert “who is”; and in line 8, after “law” insert “and is working with the physician in a certain setting”.

AMENDMENT NO. 2

On page 4, in line 1, after “**PRACTITIONER**” insert “**WHO IS**”; and in line 2, after “**ARTICLE**” insert “**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.

### SPECIAL ORDERS

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

**House Bill 227 – Delegates Hixson, Beidle, Bromwell, Carey, Chang, Lisanti, Sample–Hughes, and Sophocleus**

AN ACT concerning

**Income Tax Subtraction Modification – Retirement Income of Law Enforcement, Fire, Rescue, and Emergency Services Personnel**

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

FLOOR AMENDMENT

**HB0227/513925/1**

BY: Delegate Krebs

#### AMENDMENTS TO HOUSE BILL 227

(First Reading File Bill)

##### AMENDMENT NO. 1

On page 1, strike beginning with “of” in line 2 down through “Personnel” in line 3; in line 4, after “of” insert “including income from certain retirement plans within a certain subtraction modification allowed under the Maryland income tax for certain individuals who are at least a certain age or who are disabled or whose spouse is disabled;”; in line 9, after “for” insert “certain individuals for”; and strike beginning with “attributable” in line 9 down through “personnel” in line 11.

##### AMENDMENT NO. 2

On page 1, in line 21, after “section” insert “, “QUALIFIED RETIREMENT PLAN” MEANS”; and strike in its entirety line 22.

On page 2, strike beginning with “(i)” in line 1 down through “(ii)” in line 3 and substitute “**(1) A RETIREMENT PLAN**”; strike beginning with “and” in line 4 down through “Code” in line 14 and substitute:

**“(2) AN INDIVIDUAL RETIREMENT ACCOUNT OR ANNUITY UNDER § 408 OF THE INTERNAL REVENUE CODE;**

**“(3) A ROTH INDIVIDUAL RETIREMENT ACCOUNT UNDER § 408A OF THE INTERNAL REVENUE CODE;**

**“(4) A SIMPLIFIED EMPLOYEE PENSION UNDER § 408(K) OF THE INTERNAL REVENUE CODE; OR**

**“(5) AN INELIGIBLE DEFERRED COMPENSATION PLAN UNDER § 457(F) OF THE INTERNAL REVENUE CODE”;**

strike beginning with “the” in line 22 down through “system” in line 23 and substitute “**THE TOTAL INCOME FROM A QUALIFIED RETIREMENT PLAN**”; and in line 23, after “income” insert “**FOR THE TAXABLE YEAR**”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 47    Negative – 84    (See Roll Call No. 790)

Read the second time and ordered prepared for Third Reading.

### MESSAGE FROM THE SENATE

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

BILL:                    **SB0190**  
 SPONSOR:             President  
 SUBJECT:              Budget Bill (Fiscal Year 2017)

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

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

Senator Kasemeyer, Chair  
Senator DeGrange  
Senator Madaleno  
Senator King  
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Currie, Serafini and Ferguson.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.  
Secretary

Read and ordered journalized.

#### MESSAGE TO THE SENATE

BILL: **SB0190**  
SPONSOR: President  
SUBJECT: Budget Bill (Fiscal Year 2017)

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

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

The Senate has appointed:

Senator Kasemeyer, Chairman  
Senator DeGrange  
Senator Madaleno  
Senator King  
Senator Edwards.

In addition, the Senate has appointed in advisory capacity: Senators Currie, Serafini and Ferguson.

The House appoints:

Delegate McIntosh, Chair  
Delegate Gaines  
Delegate Jones

Delegate Reznik  
Delegate Beitzel

In addition, the House has appointed in advisory capacity: Delegates Haynes and Kaiser.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and adopted.

### **QUORUM CALL**

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

(See Roll Call No. 791)

### **ADJOURNMENT**

At 10:52 A.M. on motion of Delegate Kaiser the House adjourned until 11:00 A.M. on Legislative Day March 23, 2016, Calendar Day Friday, March 25, 2016.



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**Annapolis, Maryland**  
**Legislative Day: March 23, 2016**  
**Calendar Day: Friday, March 25, 2016**

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The House met at 11:02 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Cheryl D. Glenn of Baltimore City.

**QUORUM CALL**

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

(See Roll Call No. 792)

**EXCUSES:**

Del. Adams – personal

Del. Carter – personal

Del. Patterson – funeral

Del. Walker – personal

The Journal of March 22, 2016 was read and approved.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 844 – The President (By Request – Maryland Economic Development  
and Business Climate Commission)**

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 Rules and Executive Nominations.

**Senate Bill 936 – Senator Manno**

AN ACT concerning

**Maryland Clean Energy Incentive Act of 2016**

FOR the purpose of extending a certain credit against the State income tax for electricity produced by certain facilities from certain qualified energy resources until a certain date; altering the definition of “qualified Maryland facility” for purposes of eligibility for the credit; extending the period in which the Maryland Energy Administration may issue certain qualifying certifications; and generally relating to a certain income tax credit for electricity produced from qualified energy resources.

BY repealing and reenacting, with amendments,  
 Article – Tax – General  
 Section 10–720  
 Annotated Code of Maryland  
 (2010 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1004 – Senators Klausmeier, DeGrange, Edwards, Jennings, King, Mathias, Middleton, and Peters**

SECOND PRINTING

AN ACT concerning

~~**Gaming Payouts – Donation of Coins Pilot Program – Donation of Coins From**~~  
**Gaming Payouts – Maryland Veterans Trust Fund**

FOR the purpose of requiring the State Lottery and Gaming Control Commission to adopt regulations requiring ~~certain~~ a video lottery facility ~~licensees~~ licensee to adopt certain procedures ~~for~~ to offer certain players the opportunity to donate coins to the Maryland Veterans Trust Fund under certain circumstances; requiring the Commission to adopt regulations requiring ~~certain licensees~~ a licensee to attach certain boxes near exits in ~~certain~~ a video lottery ~~facilities~~ facility for certain purposes; specifying the source of certain revenues for the Fund; requiring the Commission to report to certain committees of the General Assembly on or before a certain date; and generally relating to gaming payouts and revenues for the Maryland Veterans Trust Fund.

BY repealing and reenacting, with amendments,  
 Article – State Government

Section 9–1A–04(d) and 9–913(g)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – State Government  
Section 9–913(e)(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.

**Senate Bill 1005 – The President (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 screening tool and 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 violations and 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~~ Department of Public Safety and Correctional Services 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~~ requiring 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~~ shall be considered by a licensing board when considering the qualifications of an applicant for a professional or occupational licensure or certification; 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 and a State's Attorney; providing that a certain inmate be released on administrative ~~parole~~ release under certain circumstances; establishing that a victim has certain rights related to administrative parole; 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; repealing a requirement that a Governor approve medical parole for an individual serving a certain sentence; providing that the Governor may disapprove a medical parole recommendation for a certain individual serving a certain sentence within a certain time; authorizing a parole commissioner to impose a certain period of imprisonment under certain circumstances; authorizing the Commissioner to depart from certain periods of incarceration 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 the maximum penalty for murder in the second degree; altering the maximum penalty for kidnapping; altering certain penalties for possession of a controlled dangerous substance; altering certain penalties for possession of marijuana; requiring authorizing the court to order the ~~Department of Public Safety and Correctional Services~~ Department of Health and Mental Hygiene 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~~ Department of Health and Mental Hygiene to evaluate a defendant and provide an assessment regarding drug treatment to certain parties; requiring the court to ~~incorporate~~ consider a certain assessment into a sentence for possession of a controlled dangerous substance in a certain manner; requiring the Division of Correction or a local facility to facilitate certain treatment for a certain person; 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; authorizing a certain person to file a petition for expungement of certain offenses under certain circumstances; establishing certain procedures for a certain expungement under certain circumstances; authorizing the court to depart from certain periods of imprisonment under certain circumstances; requiring the Department of Health and Mental Hygiene to immediately provide certain services; requiring the Department of Health and Mental Hygiene to facilitate certain treatment without unnecessary delay and in no event no later than a certain time period after a certain order; repealing certain~~

limitations on certain duties of the Department of Health and Mental Hygiene relating to funding; authorizing the court to require the Department of Health and Mental Hygiene to appear in court to explain a certain ~~lack of placement~~ delay 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; requiring local correction authorities in consultation with certain departments to conduct a certain budget analysis and submit a report on or before a certain date; stating the intent of the General Assembly; providing for the application of certain provisions of this Act; providing for a delayed effective date for certain provisions of this Act; 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 ~~2–204, 3–502, and~~ 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, ~~and 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~~ 1-101, 6-223, 6-224, and 11-819(b)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Criminal Procedure  
Section 10-110  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Health – General  
Section ~~8-505~~ and 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(e) 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 Rules and Executive Nominations.

### QUORUM CALL

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

(See Roll Call No. 793)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (HOUSE BILLS) #71

**House Bill 227 – Delegates Hixson, Beidle, Bromwell, Carey, Chang, Lisanti, Sample-Hughes, ~~and Sophocleus~~ Sophocleus, Afzali, D. Barnes, Buckel, Ebersole, Fennell, Hornberger, C. Howard, Jackson, Kaiser, Long, Luedtke, Metzgar, Patterson, Platt, Reilly, Shoemaker, Simonaire, Tarlau, Turner, Walker, and A. Washington**

AN ACT concerning

#### **Income Tax Subtraction Modification – Retirement Income of Law Enforcement, Fire, Rescue, and Emergency Services Personnel**

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

Affirmative – 129    Negative – 0    (See Roll Call No. 794)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #7****Senate Bill 17 – Senator Reilly**

AN ACT concerning

**Open Meetings Act – Retention of Minutes and ~~Tape~~ Recordings – Revision**

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

Affirmative – 130    Negative – 0    (See Roll Call No. 795)

The Bill was then returned to the Senate.

**Senate Bill 64 – Baltimore County Senators**

AN ACT concerning

**Baltimore County – Orphans’ Court Judges – Compensation**

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

Affirmative – 132    Negative – 0    (See Roll Call No. 796)

The Bill was then returned to the Senate.

**Senate Bill 67 – ~~Senator Young~~ Senators Young, Mathias, and Ferguson**

AN ACT concerning

**State Government – Administrative Procedure Act – Effective Date of Adopted Regulations**

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

Affirmative – 132    Negative – 0    (See Roll Call No. 797)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 132    Negative – 0    (See Roll Call No. 798)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 130    Negative – 1    (See Roll Call No. 799)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 132    Negative – 0    (See Roll Call No. 800)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 132    Negative – 0    (See Roll Call No. 801)

The Bill was then returned to the Senate.

**Senate Bill 536 – Senator Klausmeier**

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 – 134    Negative – 0    (See Roll Call No. 802)

The Bill was then returned to the Senate.

**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**

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

Affirmative – 134    Negative – 0    (See Roll Call No. 803)

The Bill was then returned to the Senate.

**QUORUM CALL**

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

(See Roll Call No. 804)

**RECESS**

At 11:22 A.M. on motion of Delegate Kaiser the House recessed until 8:00 P.M. on Legislative Day March 23, 2016, Calendar Day Monday, March 28, 2016.

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**AFTER RECESS**  
**Annapolis, Maryland**  
**Legislative Day: March 23, 2016**  
**Calendar Day: Monday, March 28, 2016**

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At 8:01 P.M. the House resumed its session and pledged Allegiance to the Flag.

Prayer by Delegate Robert B. Long of Baltimore County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 120 Members present.

(See Roll Call No. 805)

**EXCUSES:**

Del. B. Barnes – illness

Del. Gutierrez – illness

Del. McKay – personal

Del. McMillan – business

Del. Parrott – business

Del. A. Washington – personal

The Journal of March 22, 2016 was read and approved.

**YEAS AND NAYS**

**HOUSE BILLS PASSED IN THE SENATE**

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NUMBER	SPONSOR	CONTENT
HB 84	The Speaker	State Government – Office of Legislative Audits – Alterations in Audit Requirements
HB 484	Del. Walker	Income Tax – Corporation Returns – Filing Date

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 311 – Senators King, Guzzone, Kagan, and Madaleno**

AN ACT concerning

~~Criminal Law~~ – Gaming – Home Games

FOR the purpose of allowing an individual who is at least a certain age to conduct a home game involving wagering if the home game is conducted in a certain manner; and generally relating to gaming.

~~BY adding to~~

~~Article – Criminal Law~~

~~Section 12-115~~

~~Annotated Code of Maryland~~

~~(2012 Replacement Volume and 2015 Supplement)~~

BY adding to

Article – State Government

Section 9-1B-01 to be under the new subtitle “Subtitle 1B. Gaming Laws”

Annotated Code of Maryland

(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 481 – Senators Lee, Raskin, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Gladden, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan-Pulliam, Peters, Pinsky, Pugh, Ramirez, Rosapepe, Young, and Zirkin**

AN ACT concerning

**Labor and Employment – Equal Pay for Equal Work**

FOR the purpose of altering a certain provision of law concerning equal pay for equal work to prohibit discrimination on the basis of gender identity; prohibiting an employer from discriminating between employees in any occupation by providing certain less favorable employment opportunities based on sex or gender identity; providing that, for purposes of certain provisions of law concerning equal pay for equal work, an employee shall be deemed to work in the same establishment as another employee if the employees work at workplaces in the same county of the State; providing that a

certain provision of law does not prohibit a certain variation based on a certain system or bona fide factor; ~~providing that certain exceptions do not apply under certain circumstances; providing that certain provisions of this Act do not preclude an employee from demonstrating that an employer's reliance on a certain exception is a pretext for certain discrimination;~~ prohibiting an employer from taking certain actions concerning the disclosure or discussion of an employee's wages; authorizing an employer, in a certain policy, to establish certain limitations on certain inquiries about or discussions or disclosures of wages; providing that, under certain circumstances, the failure of an employee to adhere to certain limitations shall be an affirmative defense against certain claims; providing that a certain employer prohibition against the disclosure of certain wage information may not apply under certain circumstances; providing for the construction of certain provisions of this Act; requiring the Commissioner of Labor and Industry, in consultation with the Maryland Commission on Civil Rights, to develop certain educational materials and make certain training available for certain purposes; altering a certain provision of law to allow a certain employee to bring a certain action for injunctive relief and to recover the difference paid between employees of one sex or gender identity and employees of another sex or gender identity who do ~~work of a comparable nature or~~ the same type of work against an employer who knowingly knew or reasonably should have known that the employer's action violates a certain provision of law; authorizing a certain employee to bring a civil action against an employer who knowingly knew or reasonably should have known that the employer's action violates a certain provision of law to recover certain damages for a violation of a certain provision of this Act; ~~authorizing the trier of fact to award certain liquidated damages under certain circumstances; authorizing the Attorney General, on a certain written request, to bring an action on behalf of an employee and consolidate certain claims against an employer;~~ altering a certain provision of law to require that a certain action be filed within a certain time period after the ~~discovery of a certain act~~ employee receives from the employer the wages paid on the termination of employment under a certain provision of law; authorizing a court to award certain prejudgment interest under certain circumstances; ~~authorizing the Attorney General to bring an action for injunctive relief and damages against a person who violates certain provisions of this Act;~~ defining a ~~certain term~~ certain terms; making conforming changes; providing for the application of this Act; and generally relating to equal pay for equal work and the disclosure of certain wage information by certain employees.

BY repealing and reenacting, with amendments,

Article – Labor and Employment

Section ~~3-301, 3-304, 3-306, 3-307, and 3-308~~ and 3-307

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY adding to

Article – Labor and Employment

Section 3-304.1

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Labor and Employment

Section 3–308

Annotated Code of Maryland

(2008 Replacement Volume and 2015 Supplement)

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

**Senate Bill 537 – ~~Senator Klausmeier~~ Senators Klausmeier, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Mathias, Middleton, Pugh, and Reilly**

AN ACT concerning

**Department of Health and Mental Hygiene – Prescription Drug Monitoring Program – Modifications**

FOR the purpose of requiring that certain authorized providers ~~and prescribers~~ be registered with the Prescription Drug Monitoring Program before obtaining a certain new or renewal registration ~~or by a certain date, whichever is sooner~~; requiring that certain prescribers be registered with the Program before obtaining a certain new or renewal registration or by a certain date, whichever is sooner; requiring that certain pharmacists be registered with the Program by a certain date; requiring a prescriber and a pharmacist to complete a certain course of instruction before registering with the Program; altering the mission of the Program; authorizing the Secretary of Health and Mental Hygiene to identify and publish a list of certain monitored prescription drugs; requiring the Secretary, in consultation with the Maryland Health Care Commission and the Advisory Board on Prescription Drug Monitoring, to educate pharmacists, prescriber delegates, and pharmacist delegates about the purpose and operation of the Program; requiring certain regulations adopted by the Secretary to specify a certain frequency for dispensers to submit certain information; ~~altering~~ repealing a requirement that certain regulations adopted by the Secretary specify that a prescriber or dispenser is not required or obligated to access or use certain prescription monitoring data ~~to instead require the regulations to specify the circumstances under which a prescriber or a pharmacist is required to request prescription monitoring data from the Program~~; requiring that certain regulations adopted by the Secretary specify a process for the Program's review of prescription monitoring data and reporting of a possible violation of law or possible breach of professional standards; requiring certain prescribers ~~and pharmacists~~ to request and assess certain prescription monitoring data under certain circumstances; requiring a certain prescriber to document certain information in a patient's medical records under certain circumstances; authorizing a certain prescriber or pharmacist to authorize a prescriber delegate or pharmacist delegate to request prescription monitoring data on behalf of the prescriber or pharmacist under certain circumstances; specifying the circumstances under which certain prescribers ~~and pharmacists~~ are not required to request prescription monitoring data from the



Program or to comply with certain provisions of this Act; requiring certain prescribers ~~and pharmacists~~ who do not access prescription monitoring data to take certain actions; requiring a pharmacist or pharmacist delegate to request prescription monitoring data before dispensing a monitored prescription drug under certain circumstances and for a certain purpose; providing that a pharmacist shall have the responsibility described in a certain federal regulation; authorizing the Secretary to adopt regulations regarding certain exemptions; requiring, instead of authorizing, the Program to review prescription monitoring data for signs of certain misuse or abuse and requiring, instead of authorizing, the Program to report the possible misuse or abuse to a certain prescriber or pharmacist; requiring authorizing, instead of requiring, the Program to obtain from a certain technical advisory committee certain guidance and interpretation of certain data; authorizing the Program to review prescription monitoring data for indications of a possible violation of law or a possible breach of professional standards by a prescriber or a pharmacist dispenser; requiring authorizing the Program to provide certain notification and information education under certain circumstances; requiring the Program to obtain certain guidance and certain interpretation of certain data before providing certain notification of certain possible violations; authorizing the Program, under certain circumstances, to request that a certain technical advisory committee review certain requests and provide certain clinical guidance; requiring the Program, in consultation with the Advisory Board on Prescription Drug Monitoring, to consider certain policies and procedures; altering the information that the Advisory Board on Prescription Drug Monitoring must report annually to the Governor and the General Assembly; altering the purpose and membership of a certain technical advisory committee; altering a certain immunity from liability or disciplinary action arising solely from certain actions; providing that prescribers, prescriber delegates, pharmacists, and pharmacist delegates shall be subject to disciplinary action by the appropriate licensing entity for certain violations; providing that a release of prescription monitoring data by a prescriber delegate, pharmacist, or pharmacist delegate under certain circumstances is not a violation of certain provisions of law; requiring the Department of Health and Mental Hygiene to report to certain committees, on or before certain dates, regarding the ongoing implementation and use of the Program; requiring the Department to report to certain committees, on or before a certain date, on certain matters, for a certain purpose; requiring the Department to develop and implement a certain plan; making certain provisions of this Act subject to certain contingencies; requiring the Secretary to give certain notice to the Department of Legislative Services and certain committees of the General Assembly within a certain time period after the Secretary makes a determination that certain contingencies have been satisfied; providing that certain provisions of this Act shall be null and void under certain circumstances; altering certain definitions; defining certain terms; making certain technical corrections; and generally relating to the Prescription Drug Monitoring Program.

BY repealing and reenacting, with amendments,  
Article – Criminal Law  
Section 5–304  
Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Health – General

Section 21–2A–01(a), (e), and (f), 21–2A–02(c), and 21–2A–03(a)

Annotated Code of Maryland

(2015 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Health – General

Section 21–2A–01(d), (g), (h), (i), (j), and (k), 21–2A–02(b), 21–2A–03(b) and (e),  
21–2A–04, 21–2A–05(f)(3)(i) and (ii), 21–2A–06, 21–2A–07(b) and (c),  
21–2A–08(b), and 21–2A–09

Annotated Code of Maryland

(2015 Replacement Volume)

BY adding to

Article – Health – General

Section 21–2A–01(h), (i), (k), (o), and (p), 21–2A–04.1, ~~and~~ 21–2A–04.2, and  
21–2A–04.3

Annotated Code of Maryland

(2015 Replacement Volume)

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

### **Senate Bill 540 – Senator Conway**

AN ACT concerning

#### **Morgan State University – Student Housing**

FOR the purpose of prohibiting the Board of Regents of Morgan State University from entering into any contract for student housing that is located in a certain block of Havenwood Road in Baltimore City unless a certain improvement association approves; requiring the Board of Regents to give certain notice to certain committees of the General Assembly under certain circumstances; specifying certain height restrictions for certain student housing; requiring certain supervision of students who live in certain housing; requiring the Morgan State University Police and Public Safety Department to provide certain patrols of certain student housing subject to certain coordination; specifying a certain priority for certain student housing; requiring certain student housing to be converted to certain residential dwelling units under certain circumstances; requiring the developer of a certain shopping center to fulfill certain goals and employ certain individuals, to the extent practicable; and generally relating to student housing and Morgan State University.

BY repealing and reenacting, with amendments,

Article – Education

Section 14–104(g)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 560 – Senators Ferguson, Benson, Currie, Edwards, Guzzone, Jennings, Kelley, King, Klausmeier, Madaleno, Manno, McFadden, Peters, and Raskin**

AN ACT concerning

**One Maryland Economic Development Tax Credits – Business Incubators, Enterprise Zones, and Regional Institution Strategic Enterprise Zones**

FOR the purpose of altering certain eligibility criteria for certain credits under the One Maryland Economic Development Tax Credit to include certain persons who establish or expand a business facility located in certain areas that, for business incubators, creates a certain aggregate number of qualified positions at the facility under certain circumstances; requiring, in order to be certified as a certain qualified business entity for certain credits, a certain business incubator to submit certain information to the Secretary of Commerce; altering the manner in which the amount of a certain start–up tax credit is calculated for each taxable year; authorizing, under certain circumstances, certain business incubators to claim certain credits on a prorated basis if the aggregate number of qualifying positions filled by the businesses at the business incubator’s facility meets certain requirements; authorizing certain business incubators to claim a refund of certain project tax credits or start–up tax credits in certain taxable years; providing that the total amount claimed as a refund under certain circumstances may not exceed a certain amount; providing for the application of this Act; and generally relating to the One Maryland Economic Development Tax Credit and certain business incubators.

BY repealing and reenacting, without amendments,

Article – Economic Development  
Section 6–401(a), (f), and (g) and 6–403(g)  
Annotated Code of Maryland  
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Economic Development  
Section 6–401(b), 6–402, 6–403(a), (e), and (f), 6–404, and 6–405  
Annotated Code of Maryland  
(2008 Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Tax – Property  
Section 9–247(a)

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 620 – Senators Middleton, Astle, Benson, Conway, Edwards, Feldman, Gladden, Guzzone, Hough, King, Lee, Madaleno, Manno, Mathias, McFadden, Miller, Muse, Peters, Pugh, Ramirez, Raskin, Ready, Salling, Serafini, Waugh, Young, and Zucker**

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 Rules and Executive Nominations.

**Senate Bill 839 – ~~Senator Feldman~~ Senators Feldman, Middleton, Astle, Benson, Hershey, Jennings, Kelley, Klausmeier, Mathias, and Reilly**

AN ACT concerning

**Insurance – Rate Filings – Trade Secrets**

FOR the purpose of establishing the confidentiality, under certain circumstances, of certain information that an insurer files with the Maryland Insurance Commissioner and identifies as proprietary rate-related information; ~~authorizing the Commissioner to make a certain determination concerning certain material and to make the material available to the public~~ providing that certain information is not subject to subpoena under certain circumstances; requiring the Commissioner, if the Commissioner makes a certain determination, to give an insurer certain notice of a certain determination and to make certain material open to public inspection at a certain time, with a certain exception; authorizing the Commissioner to disclose certain information for certain purposes or to certain persons in a certain manner; requiring the People’s Insurance Counsel Division to maintain the confidentiality of certain proprietary rate-related information; requiring the Commissioner to give an insurer

certain notice at a certain time before disclosing certain information under certain circumstances; authorizing an insurer to seek to have a certain disclosure made in a certain manner; providing that certain disclosures do not waive a certain privilege or claim of confidentiality of certain information; providing for the construction of certain provisions of this Act; defining a certain term; and generally relating to insurance rate filings and confidentiality.

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 11–307  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

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

### **Senate Bill 1001 – Senator Waugh**

AN ACT concerning

#### **St. Mary’s County – Taxicabs – Repeal of Local Provisions**

FOR the purpose of repealing provisions of law that relate to the regulation of taxicabs in St. Mary’s County; and generally relating to the repeal of provisions of law that relate to taxicabs in St. Mary’s County.

BY repealing  
The Public Local Laws of St. Mary’s County  
Section 133–1 through 133–3 and the chapter “Chapter 133. Taxicabs”  
Article 19 – Public Local Laws of Maryland  
(2007 Edition and March 2014 Supplement, as amended)

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

### **Senate Bill 1058 – Senator Conway**

AN ACT concerning

#### **Workers’ Compensation – Permanent Partial Disability – Baltimore City Deputy Sheriffs**

FOR the purpose of providing for enhanced workers’ compensation benefits for a Baltimore City deputy sheriff for a compensable permanent partial disability of less than a certain number of weeks; providing for the application of this Act; and generally relating to workers’ compensation benefits for Baltimore City deputy sheriffs.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment

Section 9–628(a)  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,  
Article – Labor and Employment  
Section 9–628(h) and 9–629  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1081 – ~~Senator Eckardt~~ Senators Eckardt, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly**

EMERGENCY BILL

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; making this Act an emergency measure; 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.

**Senate Bill 1094 – Senator Astle**

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 that includes certain information; requiring, on or before a certain date, a credentialing entity to publish on its Web site a certain list that includes certain information; 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 Rules and Executive Nominations.

**Senate Bill 1109 – Chair, Finance Committee (By Request – Departmental – Aging)**

AN ACT concerning

**Division of Workforce Development and Adult Learning – Transfer of Senior  
Community Service Employment Program**

FOR the purpose of requiring the Division of Workforce Development and Adult Learning to administer any community service employment programs delegated to the State under certain provisions of federal law; requiring the responsibility for carrying out the Senior Community Service Employment Program to be transferred to the Division on a certain date; requiring that certain appropriations be transferred to the Division on a certain date; providing for the transfer of certain functions, powers, duties, property, records, fixtures, credits, assets, liability, obligations, rights, and privileges; requiring that certain employees of the Department of Aging be transferred to the Division without diminution of their rights, benefits, employment, and retirement status; requiring that certain positions at the Department be

transferred to the Division; requiring that certain participants of the Program be transferred to the Division without change or loss of rights or status; providing for the continuity of certain transactions affected by or flowing from this Act; providing for the continuity of certain laws, regulations, standards and guidelines, policies, orders and other directives, forms, plans, membership, contracts, property, investigations, administrative and judicial responsibilities, rights, and other duties and responsibilities; and generally relating to the transfer of the Senior Community Service Employment Program to the Division of Workforce Development and Adult Learning.

BY repealing and reenacting, with amendments,  
Article – Labor and Employment  
Section 11–103  
Annotated Code of Maryland  
(2008 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1116 – ~~Cecil County Senators~~ Senators Norman, Hershey, Astle, Benson, Feldman, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly**

AN ACT concerning

**Horse Racing – Fair Hill – Arabian Breed Racing Authorization**

FOR the purpose of authorizing a licensee at the Fair Hill Natural Resources Management Area to conduct live racing of Arabian breed horses under certain circumstances; defining a certain term; and generally relating to horse racing at Fair Hill.

BY repealing and reenacting, without amendments,  
Article – Business Regulation  
Section 11–701 through 11–704  
Annotated Code of Maryland  
(2015 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Business Regulation  
Section 11–705  
Annotated Code of Maryland  
(2015 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1120 – Senator Reilly**

AN ACT concerning



**Railroad Grade Crossings – Exempt Highway–Rail Grade Crossing Plaque**

FOR the purpose of ~~requiring~~ authorizing the State Highway Administration to erect an exempt highway–rail grade crossing plaque at certain railroad grade crossings; specifying the design and placement of ~~the plaque~~ a plaque erected under this Act; 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 adding to

Article – Transportation

Section 8–644

Annotated Code of Maryland

(2015 Replacement Volume and 2015 Supplement)

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.

**Senate Bill 1128 – Senators Young and Hough**

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.

**THE COMMITTEE ON APPROPRIATIONS REPORT #14**

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

**House Bill 722 – Delegates Hixson, Barkley, Barve, Brooks, Carr, Chang, Ebersole, Fraser–Hidalgo, Frick, Healey, Jackson, Kaiser, Kelly, Korman, Kramer, Lam, Luedtke, A. Miller, Moon, Morales, Pena–Melnik, Platt, Reznik, S. Robinson, Smith, Turner, Valderrama, and Waldstreicher**

AN ACT concerning

**Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms – Funding**

**HB0722/414066/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 722

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “year;” insert “altering a certain reporting date;”; and after line 14, insert:

“BY repealing and reenacting, with amendments,

Article – Economic Development

Section 10–645(l)

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 10, insert:

“Article – Economic Development

10–645.

(l) On October 1, 2013, and each [October 1] JANUARY 15 thereafter, the Authority, Baltimore City, the Baltimore City Board of School Commissioners, and the

Interagency Committee on School Construction jointly shall report to the Governor, the Board of Public Works and, in accordance with § 2-1246 of the State Government Article, the fiscal committees of the General Assembly, on the progress of replacements, renovations, and maintenance of Baltimore City public school facilities, including actions:

- (1) taken during the previous fiscal year; and
- (2) planned for the current fiscal year.”.

The preceding 2 amendments were read only.

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

The motion was adopted.

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

### **Senate Bill 191 – The President (By Request – Administration)**

AN ACT concerning

#### **Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2016, and the Maryland Consolidated Capital Bond Loans of 2007, 2008, 2009, 2011, 2012, 2013, 2014, and 2015**

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE TO THE MARYLAND HOUSE OF DELEGATES – 2016 SESSION – RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION PERTAINING TO SENATE BILL 191 – THE CAPITAL BUDGET

(See Exhibit O of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE – COMMITTEE REPRINT TO SENATE BILL 191

(See Exhibit P of Appendix II)

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

The motion was adopted.

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

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 806)

**ADJOURNMENT**

At 8:38 P.M. on motion of Delegate Kaiser the House adjourned until 10:30 A.M. on Legislative Day March 24, 2016, Calendar Day Tuesday, March 29, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 24, 2016**  
**Calendar Day: Tuesday, March 29, 2016**

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The House met at 10:45 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 138 Members present.

(See Roll Call No. 807)

**EXCUSES:**

Del. Carter – personal

Del. Platt – illness

The Journal of March 23, 2016 was read and approved.

**MESSAGE FROM THE SENATE**

**FIRST READING OF SENATE BILLS**

**Senate Bill 389 – The President (By Request – Administration) and Senators Bates, Brochin, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Norman, Ready, Reilly, Salling, Serafini, Simonaire, and Waugh**

AN ACT concerning

**Fee, Surcharge, and Tax Birth and Death Certificates – Fee Reduction Act of 2016**

FOR the purpose of ~~repealing a requirement that the Public Service Commission impose a certain environmental surcharge; altering certain application and renewal fees for certain licenses issued by the Maryland Home Improvement Commission; altering the fee that the State Court Administrator is required to charge for the special admission of an out-of-state attorney; repealing a requirement that the State Court Administrator pay a certain portion of a certain fee to a certain program; altering certain fees for certified copies of certain certificates; altering the portion of certain fees collected by local health departments required to be transferred to the General Fund; altering the distribution of certain proceeds from the sale of certain~~

~~allowances; repealing the requirement that the Public Service Commission establish the amount of a certain surcharge; repealing a requirement that the Secretary of Natural Resources take certain actions in consultation with the Director of the Maryland Energy Administration; repealing a requirement that the Maryland Energy Administration receive certain administrative and fiscal support from a certain fund; providing the sales and use tax does not apply to certain sales in the form of a certain demurrage charge; altering a certain fee that certain vehicle owners are required to pay for the original and renewal application of certain special registrations; repealing the application and renewal fee for a certain handgun qualification license; altering certain fees for registering certain weight and measures used for certain commercial purposes; altering a certain fee related to certain wetlands and waterways authorizations; altering the annual license fees for certain fishing licenses; making conforming changes; providing for the delayed effective date for certain provisions of this Act; and generally relating to altering certain fees, surcharges, and taxes fees and distribution of certain revenue fees for birth and death certificates.~~

~~BY repealing~~

~~Article – Public Utilities~~

~~Section 7-203~~

~~Annotated Code of Maryland~~

~~(2010 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Business Regulation~~

~~Section 8-303(a) and 8-308(d)(2)~~

~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Courts and Judicial Proceedings~~

~~Section 7-202(f)~~

~~Annotated Code of Maryland~~

~~(2013 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Education~~

~~Section 18-1504(a) and (b)~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Health – General

Section 4-217(c)(1)(ii) and (3)

Annotated Code of Maryland

(2015 Replacement Volume)

~~BY repealing and reenacting, with amendments,  
Article — Environment  
Section 2 — 1002(g) and 5 — 203.1(b)(1)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article — Natural Resources  
Section 3 — 302, 4 — 604(f)(1) and (2), and 4 — 745(a) and (d)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,  
Article — Natural Resources  
Section 4 — 604(a)  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,  
Article — State Government  
Section 9 — 20B — 05(a) through (d)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article — State Government  
Section 9 — 20B — 05(e)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)~~

~~BY adding to  
Article — Tax — General  
Section 11 — 202  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article — Transportation  
Section 13 — 613  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article — Public Safety  
Section 5 — 117.1(g) and (j)  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,  
Article — Agriculture  
Section 11-204.7  
Annotated Code of Maryland  
(2007 Replacement Volume and 2015 Supplement)~~

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

### **Senate Bill 605 – Senators Bates and Kagan**

AN ACT concerning

#### **~~Health Occupations~~ – 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; providing that certain specialized tasks may only be performed after an athletic trainer receives certain approval from the Board; 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; the definition of “practice athletic training” to include instruction to tactical athletes regarding the care and prevention of athletic injuries while engaging in tactical athletic activity; granting, except under certain circumstances, immunity from civil liability to a member of the State Board of Physicians for an act or omission relating to the approval of a certain evaluation and treatment protocol; authorizing an athletic trainer to assume certain duties under an evaluation and treatment protocol on the date of receipt by the Board of a written recommendation of approval from the Athletic Trainer Advisory Committee under certain circumstances; authorizing an athletic trainer, on receipt of a temporary practice letter, to practice a certain specialized task under certain circumstances if an evaluation and treatment protocol is pending approval by the Board; requiring the Board to send a certain notice to a certain primary supervising physician and certain athletic trainer if the Board disapproves a certain protocol or a certain specialized task under a certain protocol; requiring a certain athletic trainer to cease to practice under a certain protocol or to perform a certain specialized task after receiving a certain notice of disapproval; altering certain definitions; defining certain terms; and generally relating to the practice regulation of athletic trainers.



BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section ~~14-5D-04~~ 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.

**Senate Bill 869 – ~~Senator Nathan Pulliam~~ Senators Nathan Pulliam, Benson, Conway, Currie, Feldman, Ferguson, Gladden, Guzzone, Kelley, King, Lee, Madaleno, Manno, Mathias, McFadden, Muse, Peters, Pugh, Ramirez, Raskin, Young, and Zucker**

AN ACT concerning

**~~Commission on~~ Governor's Office of Minority Affairs – Workgroup on Reconciliation and Equity**

FOR the purpose of ~~establishing the Commission on Reconciliation and Equity; providing for the purpose, composition, chair, and staffing of the Commission; requiring, to the extent practicable, the members of the Commission to have expertise in certain matters; providing for the terms of certain members of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to hold certain hearings and invite certain persons to testify at the hearings, to study and make recommendations regarding certain matters, and to monitor and evaluate the implementation of certain recommendations using certain criteria; requiring the Commission to submit certain reports to the Governor and the General Assembly on or before certain dates each year; specifying the terms of certain initial members of the Commission; defining a certain term; and generally relating to the Commission on Reconciliation and Equity~~ requiring the Governor's Office of Minority Affairs to convene a certain workgroup to explore issues of reconciliation processes and racial equity that includes certain stakeholders; requiring a certain workgroup to hold certain hearings, evaluate race relations, human rights, social justice, disparities, and institutional bias in the State, study certain racial disparities and institutional bias, determine certain best practices, strategies, and legislation, and make certain recommendations; requiring a certain workgroup to submit a certain report to the Governor and the General Assembly on or before a certain date; and generally relating to a workgroup on reconciliation and equity.

~~BY adding to~~

~~Article State Government~~

~~Section 9-1801 through 9-1805 to be under the new subtitle “Subtitle 18.~~

~~Commission on Reconciliation and Equity”~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2015 Supplement)~~

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

### **Senate Bill 928 – Senators Middleton and Nathan-Pulliam**

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 Rules and Executive Nominations.

### **Senate Bill 945 – Senators Raskin, Brochin, Feldman, Guzzone, King, Lee, Madaleno, Manno, Muse, Ramirez, Ready, Rosapepe, Young, Zirkin, and Zucker**

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 Rules and Executive Nominations.

**Senate Bill 1007 – ~~Senator Peters~~ Senators Peters, Astle, Benson, Currie, Feldman, Guzzone, Kasemeyer, Kelley, King, Klausmeier, Madaleno, Manno, McFadden, Middleton, Pugh, and Rosapepe**

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 the Board to enter into a certain agreement to borrow certain funds; requiring the Board to take certain actions to ensure that the Program is not preempted by federal law; requiring the Board to establish certain procedures and disclosures; requiring the Board to design and disseminate certain information to employers and employees; requiring the Board to enter into a certain agreement delegating the administration of the Trust to a third-party administrator; limiting the type of savings arrangements offered by the Board to payroll deposit IRA arrangements; requiring the Board to implement a range of investment options and providers and to select a default investment option; requiring the Board to consider certain information when selecting investment options; authorizing the Board to provide investment options that provide certain income distributions; limiting the ongoing administrative expenses of the Program from exceeding a certain amount; prohibiting the Board from offering investment options that conflict with federal law; prohibiting the Board from offering investment options that could result in certain liabilities; requiring a covered employer to establish a certain payroll deposit retirement savings arrangement, and to automatically enroll covered employees in the Program; prohibiting a covered employer from receiving a certain fee waiver if the covered employer is not in compliance with certain provisions of this Act; establishing that compliance with this Act does not create a certain fiduciary obligation; establishing that a covered employee may opt out of the Program, and re-enroll if the employee has opted out; authorizing certain ~~eligible~~ employees to participate in the Program in a certain manner; requiring the Board to establish a default employee contribution amount; 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~~ employers, taxpayers, 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; prohibiting the waiver of a certain filing fee under this Act until the Program is open for enrollment; 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 Rules and Executive Nominations.

### **Senate Bill 1126 – Senators Pugh and Young**

AN ACT concerning

#### **Frederick County – 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~~ county board of education for approval a certain plan that describes certain items; requiring the county board to approve the plan on or before a certain date; requiring the County Superintendent to submit a certain plan to the State Board of Education for review; requiring the ~~State Board~~ county board to consult with the County Superintendent after a certain plan is received to ensure that the plan meets certain requirements; 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 subject to certain exceptions; ~~exempting the LYNX High School pilot program from certain provisions of law relating to student assessments~~ prohibiting the State Board from granting certain waivers; requiring certain elements of certain waivers to be subject to certain provisions of law; 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; requiring the County Superintendent to submit a certain plan and a certain report to certain committees of the General Assembly on or before certain dates; 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.

### QUORUM CALL

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

(See Roll Call No. 808)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (SENATE BILLS) #8

**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**

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

Affirmative – 135    Negative – 3    (See Roll Call No. 809)

The Bill was then returned to the Senate.

### SPECIAL ORDERS

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

**House Bill 722 – Delegates Hixson, Barkley, Barve, Brooks, Carr, Chang, Ebersole, Fraser-Hidalgo, Frick, Healey, Jackson, Kaiser, Kelly, Korman, Kramer, Lam, Luedtke, A. Miller, Moon, Morales, Pena-Melnyk, Platt, Reznik, S. Robinson, Smith, Turner, Valderrama, and Waldstreicher**

AN ACT concerning

**Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms – Funding**

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

**HB0722/414066/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 722

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “year;” insert “altering a certain reporting date;”; and after line 14, insert:

“BY repealing and reenacting, with amendments,

Article – Economic Development

Section 10–645(l)

Annotated Code of Maryland

(2008 Volume and 2015 Supplement)”.

AMENDMENT NO. 2

On page 3, after line 10, insert:

“Article – Economic Development

10-645.

(1) On October 1, 2013, and each [October 1] JANUARY 15 thereafter, the Authority, Baltimore City, the Baltimore City Board of School Commissioners, and the Interagency Committee on School Construction jointly shall report to the Governor, the Board of Public Works and, in accordance with § 2-1246 of the State Government Article, the fiscal committees of the General Assembly, on the progress of replacements, renovations, and maintenance of Baltimore City public school facilities, including actions:

(1) taken during the previous fiscal year; and

(2) planned for the current fiscal year.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### **Senate Bill 191 – The President (By Request – Administration)**

AN ACT concerning

#### **Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2016, and the Maryland Consolidated Capital Bond Loans of 2007, 2008, 2009, 2011, 2012, 2013, 2014, and 2015**

REPORT OF THE HOUSE APPROPRIATIONS COMMITTEE TO THE MARYLAND HOUSE OF  
DELEGATES – 2016 SESSION – RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION  
PERTAINING TO SENATE BILL 191 – THE CAPITAL BUDGET

(See Exhibit O of Appendix II)

HOUSE APPROPRIATIONS COMMITTEE - COMMITTEE REPRINT TO SENATE BILL 191

(See Exhibit P of Appendix II)

STATUS OF BILL: BILL ON 2ND READING. COMMITTEE AMENDMENTS NOT ADOPTED. FAVORABLE REPORT NOT ADOPTED.

Committee amendment 1 was read and adopted.

Committee amendments 2 through 7 were read and adopted.



Committee amendments 8 through 24 were read and adopted.

Committee amendments 25 through 31 were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

### **THE COMMITTEE ON APPROPRIATIONS REPORT #15**

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

#### **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**

**SB0321/564365/2**

BY: Appropriations Committee

#### AMENDMENT TO SENATE BILL 321

(Third Reading File Bill)

On page 2, in line 2, strike “**OR THE SECRETARY’S CHIEF OF STAFF**”; in line 5, strike “**OR THE COMPTROLLER’S CHIEF OF STAFF**”; and strike beginning with “**OR**” in line 6 down through “**STAFF**” in line 7.

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:

#### **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

SB0343/594964/1

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 343

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before “Reformed” insert “Alternate Contributory Pension Selection and”; in line 3, strike “– Eligibility Service Clarifications”; in line 4, after the first “of” insert “repealing the date by which certain individuals who were subject to the Alternate Contributory Pension Selection in the Employees’ Pension System or Teachers’ Pension System before separating from employment must resume employment in order to resume participation in the Alternate Contributory Pension Selection; making a certain requirement for the Board of Trustees for the State Retirement and Pension System to report on the number of certain members who resume employment in certain systems and resume participation in the Alternate Contributory Pension Selection to be an ongoing requirement for an annual report;”; in line 13, after “to” insert “the Alternate Contributory Pension Selection and”; and in line 17, after “Section” insert “23–215.1.”.

AMENDMENT NO. 2

On page 1, after line 22, insert:

“23–215.1.

(a) This section applies to a member who:

(1) on or before June 30, 2011, is subject to the Alternate Contributory Pension Selection;

(2) (i) is separated from employment for 4 years or less;

(ii) 1. is separated from employment for more than 4 years for military service that meets the requirements of the federal Uniformed Services Employment and Reemployment Rights Act; and

2. resumes employment within 1 year of leaving military service in a position that is included in the Employees' Pension System or Teachers' Pension System; or

(iii) 1. is separated from employment for more than 4 years; and

2. on or before June 30, 2011, accrues the minimum eligibility service needed to be eligible for a vested allowance in the Alternate Contributory Pension Selection under Title 29, Subtitle 3 of this article;

(3) does not withdraw the member's accumulated contributions; and

(4) does not become a retiree.

(b) A member described in subsection (a) of this section who [on or before June 30, 2016,] resumes employment in a position that is included in the Employees' Pension System or Teachers' Pension System, shall resume participation in the Alternate Contributory Pension Selection if the employer participates in the Alternate Contributory Pension Selection.

(c) On or before October 1[, 2012, and each October 1 through October 1, 2016] OF EACH YEAR, the Board of Trustees shall submit a report in accordance with § 2-1246 of the State Government Article to the Joint Committee on Pensions that provides the number of members described under subsection (a) of this section who were:

(1) rehired in the preceding fiscal year into a position included in the Employees' Pension System or Teachers' Pension System; and

(2) participating in the Alternate Contributory Pension Selection.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 345 – Senator Peters (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:

**Senate Bill 373 – Senator Peters (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:

**Senate Bill 378 – The President (By Request – Administration)**

AN ACT concerning

**State Employees – Merit Increases in Salary**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 473 – Senator Peters (Chair, Joint Committee on Pensions)**

AN ACT concerning

**Correctional Officers’ Retirement System – Clifton T. Perkins Maximum Security Guards – ~~Vested~~ Allowances**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 477 – Senator Peters (Chair, Joint Committee on Pensions)**

AN ACT concerning

**State Retirement and Pension System – Reemployment of Ordinary Disability Retirees – Earnings Limitation**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

**SB1052/754966/1**

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL 1052

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “creating” and substitute “formalizing”; strike beginning with “requiring” in line 6 down through “Maryland;” in line 7 and substitute “altering a”

certain provision of law regarding the Higher Education Center for Research and Graduate and Professional Study; requiring the University of Maryland to ensure that certain rights, privileges, and agreements of certain employees are not impaired or reduced;”; and in line 14, after “located” insert “on a certain campus”.

On page 2, in line 4, strike “a certain amount” and substitute “certain amounts for certain fiscal years”; in line 5, strike “beginning in a certain fiscal year”; in line 8, strike “office” and substitute “corporate headquarters”; in line 10, after “date;” insert “requiring the Chancellor of the University System of Maryland to develop a certain plan to locate a certain corporate headquarters in Baltimore City and to submit the plan to the Department of Budget and Management and certain committees of the General Assembly on or before a certain date;”; in line 17, after “years;” insert “requiring the Board of Regents of the University System of Maryland to work in consultation with certain committees of the General Assembly on a certain strategy to enhance the funding guideline attainment for all institutions within the University System of Maryland; requiring the Board of Regents to submit a certain progress report to certain committees of the General Assembly on or before a certain date; requiring the Board of Regents to submit a certain report to the Governor on or before a certain date on a certain strategy to enhance the funding guideline attainment for all institutions within the University System of Maryland, and requiring copies of the report to be distributed to certain committees of the General Assembly;”; strike beginning with “providing” in line 24 down through “Baltimore;” in line 25; in line 26, strike “certain names and titles of a certain unit and officials” and substitute “the names of the University of Maryland, Baltimore and the University of Maryland, College Park”; in line 27, strike “the names and titles of the successor unit and officials” and substitute “the University of Maryland”; in line 29, after “Assembly;” insert “prohibiting certain State funding for certain University of Maryland centers established in accordance with this Act from being included in certain calculations of State funding for certain institutions of higher education under certain provisions of law;”; in line 32, after “terms;” insert “altering a certain definition;”; and in line 43, strike “and (f)” and substitute “, (f), and (g)”.

#### AMENDMENT NO. 2

On page 6, in lines 18 and 21, in each instance, strike “funding” and substitute “competitor state”.

On page 9, after line 16, insert:

“(g) The University System of Maryland shall maintain and enhance a coordinated Higher Education Center for Research and Graduate and Professional Study, in the Baltimore area[. Based] **BASED** on [their] **THE** joint graduate and research programs[.]

OF the University of Maryland, Baltimore CAMPUS and the University of Maryland Baltimore County, WHICH IS ONE OF THE STATE’S RESEARCH INSTITUTIONS [shall be considered a single research institution for the purposes of determining peer institutions. Funding guidelines for the professional schools of the University of Maryland, Baltimore shall be based on peer comparisons separately established for each school].”.

On page 10, in line 18, after the closing bracket, insert “, WHICH IS A STRATEGIC PARTNERSHIP BETWEEN THE FOLLOWING TWO DISTINCT CAMPUSES WITHIN THE UNIVERSITY SYSTEM OF MARYLAND:”

1. THE UNIVERSITY OF MARYLAND, BALTIMORE CAMPUS; AND
2. THE UNIVERSITY OF MARYLAND, COLLEGE PARK CAMPUS”.

On page 11, strike in their entirety lines 15 through 19, inclusive; in line 26, strike the opening bracket; and in the same line, strike “an office at the place” and substitute “OFFICES AT THE PLACES”.

On page 12, in line 1, strike the closing bracket; in lines 4, 6, and 8, in each instance, strike the brackets; in lines 4, 6, and 8, strike “(5)”, “(6)”, and “(7)”, respectively; and in line 14, strike “MAINTAIN ITS” and substitute “ESTABLISH ITS CORPORATE”.

On page 14, in lines 28 and 29, in each instance, after the second “THE” insert “UNIVERSITY OF MARYLAND,”; and strike beginning with the second “OF” in line 29 down through “MARYLAND” in line 30.

On page 15, in line 17, after “MARYLAND” insert “, WHICH IS A STRATEGIC PARTNERSHIP BETWEEN THE FOLLOWING TWO DISTINCT CAMPUSES WITHIN THE UNIVERSITY SYSTEM OF MARYLAND:”

- (I) THE UNIVERSITY OF MARYLAND, BALTIMORE CAMPUS;  
AND
- (II) THE UNIVERSITY OF MARYLAND, COLLEGE PARK CAMPUS”;

after line 17, insert:

**“(2) THE UNIVERSITY OF MARYLAND STRATEGIC PARTNERSHIP IS A FORMAL STRATEGIC ALLIANCE WHICH LEVERAGES THE RESOURCES OF EACH CAMPUS WITHIN THE UNIVERSITY OF MARYLAND TO BENEFIT THE STATE AND IMPROVE AND ENHANCE:**

**(I) ACADEMIC PROGRAMS AND EXPERIENCES FOR STUDENTS;**

**(II) RESEARCH, TECHNOLOGY, TECHNOLOGY TRANSFER, AND COMMERCIALIZATION FOR ECONOMIC DEVELOPMENT; AND**

**(III) PUBLIC SERVICE AND THE COMMITMENT TO COMMUNITY DEVELOPMENT.”;**

strike in their entirety lines 18 through 20, inclusive; and after line 22, insert:

**“(4) THE UNIVERSITY OF MARYLAND SHALL ENSURE THAT THE RIGHTS, PRIVILEGES, AND AGREEMENTS OF ITS EMPLOYEES UNDER DIVISION I OF THE STATE PERSONNEL AND PENSIONS ARTICLE OR UNDER ANY HIGHER EDUCATION PERSONNEL RULES OR POLICIES ARE NOT IMPAIRED OR REDUCED.”.**

### AMENDMENT NO. 3

On page 16, strike beginning with “**THE**” in line 4 down through “**THE**” in line 5 and substitute “**THE**”; in line 6, strike “**HAVING THE PRIMARY**” and substitute “**SHALL HAVE THE**”; in the same line, after “**CAMPUS**” insert “**WITHIN THE UNIVERSITY OF MARYLAND**”; and in line 15, strike “**ASPIRATIONAL**” and substitute “**COMPETITOR STATE**”.

On page 17, in line 1, after “**(E)**” insert “**(1)**”; in line 3, strike “**AND**” and substitute a comma; in the same line, after “**INSTITUTIONS**” insert “**, AND ENTITIES INCLUDING THE UNIVERSITY OF MARYLAND MEDICAL SYSTEM**”; after line 3, insert:

**“(2) THE PRESIDENTS SHALL ACTIVELY SEEK COLLABORATION WITH OTHER INSTITUTIONS AND ENTITIES, PARTICULARLY IN THE BALTIMORE METROPOLITAN REGION, AS APPROPRIATE, TO BENEFIT THE STATE.”;**



in line 20, strike “ASPIRATIONAL” and substitute “COMPETITOR STATE”; strike line 21 in its entirety; and in lines 22, 27, and 29, strike “(5)”, “(6)”, and “(7)”, respectively, and substitute “(4)”, “(5)”, and “(6)”, respectively.

On page 18, in line 4, after “LOCATED” insert “ON THE UNIVERSITY OF MARYLAND, BALTIMORE CAMPUS”.

On page 21, strike in their entirety lines 14 through 16, inclusive, and substitute:

**“(D) THE GOVERNOR SHALL APPROPRIATE AT LEAST THE FOLLOWING AMOUNTS IN GENERAL FUNDS TO UMCEED FOR THE FOLLOWING FISCAL YEARS:**

**(1) \$2,000,000 FOR FISCAL YEAR 2018;**

**(2) \$4,000,000 FOR FISCAL YEAR 2019; AND**

**(3) \$6,000,000 FOR FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER.”**

#### AMENDMENT NO. 4

On page 37, in line 30, strike “the” and substitute “:

(a) The”;

in line 31, after “Maryland” insert “corporate”; and after line 34, insert:

**“(b) (1) The Chancellor of the University System of Maryland shall develop a plan for moving the corporate headquarters to Baltimore City.**

**(2) On or before December 1, 2016, the Chancellor shall submit the plan developed under paragraph (1) of this subsection, including an estimate of any costs associated with the plan, to the Department of Budget and Management and the Senate Budget and Taxation Committee and the House Appropriations Committee, in accordance with § 2-1246 of the State Government Article.”**

On page 38, after line 26, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That:

(a) (1) The Board of Regents of the University System of Maryland shall work in collaboration with the Senate Budget and Taxation Committee and the House Appropriations Committee to develop a multiyear strategy to enhance the funding guideline attainment for all institutions within the University System of Maryland.

(2) The collaboration required under paragraph (1) of this subsection shall include a progress report on work completed to date submitted on or before September 15, 2016, by the Board of Regents to the Senate Budget and Taxation Committee and the House Appropriations Committee, in accordance with § 2–1246 of the State Government Article.

(b) (1) On or before December 1, 2016, the Board of Regents shall report to the Governor on the multiyear strategy to enhance the funding guideline attainment for all institutions within the University System of Maryland that was developed in consultation with the Senate Budget and Taxation Committee and the House Appropriations Committee.

(2) Copies of the report submitted to the Governor under paragraph (1) of this subsection shall be distributed to the Senate Budget and Taxation Committee and the House Appropriations Committee, in accordance with § 2–1246 of the State Government Article.”;

and in lines 27, 30, and 36, strike “5.”, “6.”, and “7.”, respectively, and substitute “6.”, “7.”, and “8.”, respectively.

AMENDMENT NO. 5

On page 39, in lines 1, 8, 14, 19, and 30, strike “8.”, “9.”, “10.”, “11.”, and “12.”, respectively, and substitute “9.”, “10.”, “11.”, “12.”, and “13.”, respectively; in line 2, after “campuses” insert “and other campuses serving the Baltimore metropolitan region”; strike beginning with “that” in line 2 down through “Park” in line 4; strike beginning with the colon in line 8 down through “In” in line 11 and substitute “, in”; strike beginning with “those” in line 12 down through “agency” in line 13 and substitute “the University of Maryland, Baltimore and the University of Maryland, College Park mean the University of Maryland”; strike beginning with “of” in line 27 down through “unit” in line 28 and substitute “, the University of Maryland, the University of Maryland, Baltimore Campus, and the University of Maryland, College Park Campus”; and in line 29, strike “unit” and substitute “University of Maryland, Baltimore and the University of Maryland, College Park”.

On page 40, in lines 1, 11, and 18, strike “13.”, “14.”, and “15.”, respectively, and substitute “14.”, “16.”, and “17.”, respectively; in line 5, strike the second comma and substitute “**AND**”; strike beginning with “, and” in line 5 down through “investment” in line 6 and substitute “**SUPPORT**”; and after line 10, insert:

“SECTION 15. AND BE IT FURTHER ENACTED, That State funding for the University of Maryland centers established in accordance with this Act may not be included in the calculations of State funding under §§ 16–305, 16–512, and 17–104 of the Education Article.”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate O’Donnell moved to make the Bill a Special Order for Wednesday.

The motion was withdrawn.

Read the second time and ordered prepared for Third Reading.

#### **THE COMMITTEE ON ECONOMIC MATTERS REPORT #19**

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

#### **House Bill 1504 – Delegates Rosenberg and Waldstreicher**

AN ACT concerning

#### **Department of Health and Mental Hygiene – Distribution of Tobacco Products to Minors – Prohibition and Enforcement**

**HB1504/133898/1**

BY: Economic Matters Committee

#### AMENDMENTS TO HOUSE BILL 1504

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Waldstreicher” and substitute “, Waldstreicher, Angel, Barron, Bromwell, Hammen, Hayes, Hill, Kelly, Krebs, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Sample–Hughes, West, and K. Young”.

#### AMENDMENT NO. 2

On page 1, in line 4, strike “a person” and substitute “certain persons”; in line 5, after “minor” insert “, with certain exceptions”; in line 20, after “strategies” insert “and certain training and assistance”; and after line 28, insert:

“BY repealing and reenacting, without amendments,

Article – Criminal Law

Section 10–107 and 10–108

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)”.

#### AMENDMENT NO. 3

On page 2, in line 21, after “**UNDER**” insert “**SUBSECTION (B) OF**”; and after line 21, insert:

“Article – Criminal Law

10–107.

(a) This section does not apply to the distribution of a coupon that is redeemable for a tobacco product, if the coupon is:

(1) contained in a newspaper, magazine, or other type of publication in which the coupon is incidental to the primary purpose of the publication; or

(2) sent through the mail.

(b) (1) This subsection does not apply to the distribution of a tobacco product or tobacco paraphernalia to a minor who is acting solely as the agent of the minor’s employer if the employer distributes tobacco products or tobacco paraphernalia for commercial purposes.

(2) A person who distributes tobacco products for commercial purposes, including a person licensed under Title 16 of the Business Regulation Article, may not distribute to a minor:

- (i) a tobacco product;
- (ii) tobacco paraphernalia; or
- (iii) a coupon redeemable for a tobacco product.

(c) A person not described in subsection (b)(2) of this section may not:

- (1) purchase for or sell a tobacco product to a minor; or
- (2) distribute tobacco paraphernalia to a minor.

(d) In a prosecution for a violation of this section, it is a defense that the defendant examined the purchaser's or recipient's driver's license or other valid identification issued by an employer, government unit, or institution of higher education that positively identified the purchaser or recipient as at least 18 years of age.

(e) A person who violates this section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding:

- (1) \$300 for a first violation;
- (2) \$1,000 for a second violation occurring within 2 years after the first violation; and
- (3) \$3,000 for each subsequent violation occurring within 2 years after the preceding violation.

(f) For purposes of this section, each separate incident at a different time and occasion is a violation.

10-108.

(a) In this section, "violation" has the meaning stated in § 3-8A-01 of the Courts Article.

(b) This section does not apply to the possession of a tobacco product or cigarette rolling paper by a minor who is acting as the agent of the minor’s employer within the scope of employment.

(c) A minor may not:

(1) use or possess a tobacco product or cigarette rolling paper; or

(2) obtain or attempt to obtain a tobacco product or cigarette rolling paper by using a form of identification that:

(i) is falsified; or

(ii) identifies an individual other than the minor.

(d) (1) A violation of this section is a civil offense.

(2) A minor who violates this section is subject to the procedures and dispositions provided in Title 3, Subtitle 8A of the Courts Article.

(e) A law enforcement officer authorized to make arrests shall issue a citation to a minor if the law enforcement officer has probable cause to believe that the minor is committing or has committed a violation of this section.”.

On page 3, in line 28, after “OF” insert “SUBSECTION (B) OF”.

On page 4, in line 30, after “OF” insert “SUBSECTION (B) OF”; and in the same line, strike “PROSECUTED” and substitute “HANDLED”.

On pages 4 and 5, strike beginning with “AND” in line 30 on page 4 down through “EXTENT” in line 1 on page 5.

On page 5, strike beginning with “LAWS” in line 11 down through “MINORS” in line 12 and substitute “§§ 10–107 AND 10–108 OF THE CRIMINAL LAW ARTICLE”; in line 15, after “ON” insert “:

(I)”;

in the same line, strike “**THE**” and substitute “**THE**”; and in line 16, after “**SUBSECTION**” insert “**;** **AND**”

**(II) TRAINING AND ASSISTANCE TO TOBACCO RETAILERS TO IMPROVE COMPLIANCE WITH § 10–107 OF THE CRIMINAL LAW ARTICLE**.

On page 6, in line 27, strike “**(3)**” and substitute “**(E)**”; in line 30, strike “**(I)**” and substitute “**(1)**”; and strike beginning with the second “A” in line 31 down through “**MINOR**” in line 32 and substitute “**§ 10–107 OF THE CRIMINAL LAW ARTICLE, AND THE AGGREGATE NUMBER OF MINORS WHO COMMITTED A VIOLATION OF § 10–108 OF THE CRIMINAL LAW ARTICLE,**”.

On page 7, in lines 1 and 4, strike “**(II)**” and “**(III)**”, respectively, and substitute “**(2)**” and “**(3)**”, respectively; and in line 2, after “**RETAILERS**” insert “**AND MINORS**”.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

**HB1504/673922/1**

BY: Delegate Afzali

**AMENDMENT TO HOUSE BILL 1504, AS AMENDED**  
(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1 of the Economic Matters Committee Amendments (HB1504/133898/1), in line 6 of Amendment No. 2, strike “**and 10–108**”.

On page 1 of the bill, in line 13, after “purpose,” insert “**establishing certain penalties for a minor who violates a certain provision of law;**”; and before line 29, insert:

“**BY repealing and reenacting, with amendments,**

**Article – Criminal Law**

**Section 10–108**

**Annotated Code of Maryland**

**(2012 Replacement Volume and 2015 Supplement)**”.

AMENDMENT NO. 2

On page 4 of Economic Matters Committee Amendments, in Amendment No. 3, after line 2, insert:

**“(2) A MINOR WHO VIOLATES THIS SECTION:**

**(I) IS SUBJECT TO A CIVIL PENALTY OF \$100; OR**

**(II) SHALL BE REQUIRED TO ATTEND A TOBACCO CESSATION PROGRAM ADMINISTERED BY A LOCAL HEALTH DEPARTMENT.”;**

and in line 3, strike “(2)” and substitute “(3)”.

The preceding 2 amendments were read and rejected by a roll call vote as follows:

Affirmative – 49    Negative – 87    (See Roll Call No. 810)

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 54 – Senators Middleton and Ferguson**

**EMERGENCY BILL**

AN ACT concerning

**Public Utilities – Transportation Network Services and For-Hire  
Transportation – Clarifications**

**SB0054/333195/1**

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 54

(Third Reading File Bill)

On page 3, in line 3, strike “without” and substitute “with”.

On page 13, in line 26, after “**2016**” insert a comma.



On page 18, in line 12, strike “SUBPARAGRAPH (IV)2” and substitute “SUBSUBPARAGRAPH 2”; and in the same line, strike “PARAGRAPH” and substitute “SUBPARAGRAPH”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 173 – ~~Senator Feldman~~ Senators Feldman, Middleton, Klausmeier, Mathias, and Pugh**

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:

**Senate Bill 277 – Senators Middleton and Mathias**

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

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 410 – Senators Ferguson, Brochin, Guzzone, Hough, and Klausmeier**

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:

**Senate Bill 471 – Senator Pugh**

AN ACT concerning

**Commercial Law – Debt Settlement Services – Fund and Sunset 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:

**Senate Bill 541 – Senator Feldman**

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:

**Senate Bill 544 – ~~Senator Middleton~~ Senators Middleton, Reilly, Astle, Benson, Feldman, Jennings, Kelley, Klausmeier, and Mathias**

AN ACT concerning

**Motor Vehicle Insurance – Insurance Identification Card – Carrying Proof of Coverage – Uninsured Motorist Education and Enforcement 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 with amendments:

**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**

**SB0587/603691/1**

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 587

(Third Reading File Bill)

On page 1, in line 5, after “penalty;” insert “providing for the termination of this Act;”.

On page 2, in line 14, after “2016.” insert “It shall remain effective for a period of 2 years and, at the end of June 30, 2018, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 687 – Senator Middleton**

AN ACT concerning

**Charles County – Alcoholic Beverages – Entertainment Concessionaire and  
Entertainment Facility Licenses**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON ENVIRONMENT AND TRANSPORTATION REPORT #17**

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

**House Bill 253 – Delegate Otto**

AN ACT concerning

**Motor Vehicle Registration – Exception for Golf Carts – City of Crisfield**

**HB0253/340716/1**

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 253

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “feasible” insert “and possess a valid driver’s license”; in line 9, before “and” insert “authorizing the State Highway Administration, in consultation with the City of Crisfield, to develop a location in the City of Crisfield where a person operating a golf cart may cross over a certain highway.”.

AMENDMENT NO. 2

On page 3, in line 13, before “A” insert “(A)”; in line 17, strike “ON” and substitute “;”

**1. THAT IS NOT DESIGNATED OR MAINTAINED AS A PART  
OR AN EXTENSION OF THE STATE OR FEDERAL HIGHWAY SYSTEM; AND**

**2. ON**”;

in line 21, strike “AND”; in line 23, after “FEASIBLE” insert “; **AND**”

**(3) SHALL POSSESS A VALID DRIVER'S LICENSE**”;

and after line 23, insert:

**“(B) THE STATE HIGHWAY ADMINISTRATION, IN CONSULTATION WITH THE CITY OF CRISFIELD, MAY DESIGNATE A LOCATION IN THE CITY OF CRISFIELD WHERE A PERSON OPERATING A GOLF CART MAY CROSS, AT A RIGHT ANGLE, A HIGHWAY THAT IS DESIGNATED OR MAINTAINED AS A PART OR AN EXTENSION OF THE STATE OR FEDERAL HIGHWAY SYSTEM.”**

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 712 – Delegates Grammer, Aumann, Bromwell, Brooks, Cluster, Impallaria, Jalisi, Lam, McDonough, Metzgar, Miele, Stein, Szeliga, West, and P. Young**

AN ACT concerning

**Foreclosures – Baltimore County – Certificate of Vacancy or Certificate of Property Unfit for Human Habitation**

**HB0712/900718/1**

BY: Environment and Transportation Committee

**AMENDMENTS TO HOUSE BILL 712**  
(First Reading File Bill)

**AMENDMENT NO. 1**

On page 1, in the sponsor line, strike “Delegates Grammer, Aumann, Bromwell, Brooks, Cluster, Impallaria, Jalisi, Lam, McDonough, Metzgar, Miele, Stein, Szeliga, West, and P. Young” and substitute “Baltimore County Delegation”; and in line 7, after “time;” insert “providing for a delayed effective date;”.

**AMENDMENT NO. 2**

On page 3, in line 15, strike “October 1, 2016” and substitute “January 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 Barve, Chair, for the Committee on Environment and Transportation reported favorably:

**Senate Bill 51 – Senator Klausmeier**

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:

**Senate Bill 72 – Senator DeGrange**

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 with amendments:

**Senate Bill 80 – Chair, Judicial Proceedings Committee (By Request –  
Departmental – Transportation)**

AN ACT concerning

**Commercial Drivers’ Licenses – Cancellations and Downgrades  
(Driving Privilege Preservation Act of 2016)**

**SB0080/410414/1**

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 80

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “a person” and substitute “an individual”.

AMENDMENT NO. 2

On page 2, in line 16, strike “PERSON” and substitute “INDIVIDUAL”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 110 – Chair, Education, Health, and Environmental Affairs Committee  
(By Request – Departmental – Agriculture) and Senator Middleton**

AN ACT concerning

**Agriculture – Young Farmers Advisory Board – 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:

**Senate Bill 112 – Chair, Education, Health, and Environmental Affairs Committee  
(By Request – Departmental – Agriculture)**

AN ACT concerning

**Pest Control Compact – 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:

**Senate Bill 113 – Chair, Education, Health, and Environmental Affairs Committee  
(By Request – Departmental – Agriculture)**

AN ACT concerning

**Department of Agriculture – Bees, Bee Colonies, and Used Bee  
Equipment – Transportation and Shipment**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

**SB0132/800613/1**

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 132

(Third 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 3, in line 4, after “(2)” insert “(I)”; and after line 5, 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:

**Senate Bill 146 – ~~Senator Cassilly~~ Harford County Senators**

AN ACT concerning

**Harford County – State’s Attorney – Salary**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 194 – Senator Ready**

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 reported favorably with amendments:

**Senate Bill 309 – Senator Mathias**

AN ACT concerning

**Motor Vehicle Registration – Exception for Golf Carts – City of Crisfield**

**SB0309/700719/1**

BY: Environment and Transportation Committee

AMENDMENTS TO SENATE BILL 309

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “feasible” insert “and possess a valid driver’s license”; in line 9, before “and” insert “authorizing the State Highway Administration, in consultation with the City of Crisfield, to develop a location in the City of Crisfield where a person operating a golf cart may cross over a certain highway.”.

AMENDMENT NO. 2

On page 3, in line 17, before “A” insert “(A)”; in line 21, strike “ON” and substitute “:”

**1. THAT IS NOT DESIGNATED OR MAINTAINED AS A PART OR AN EXTENSION OF THE STATE OR FEDERAL HIGHWAY SYSTEM; AND**

**2. ON**”;

in line 25, strike “AND”; in line 27, after “FEASIBLE” insert “; **AND**

**(3) SHALL POSSESS A VALID DRIVER’S LICENSE**”;

and after line 27, insert:

“(B) THE STATE HIGHWAY ADMINISTRATION, IN CONSULTATION WITH THE CITY OF CRISFIELD, MAY DESIGNATE A LOCATION IN THE CITY OF CRISFIELD WHERE A PERSON OPERATING A GOLF CART MAY CROSS, AT A RIGHT ANGLE, A HIGHWAY THAT IS DESIGNATED OR MAINTAINED AS A PART OR AN EXTENSION OF THE STATE OR FEDERAL HIGHWAY SYSTEM.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 426 – Senator Astle**

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:

**Senate Bill 525 – Senator Edwards**

AN ACT concerning

**Maryland Dormant Minerals Interests Act – Use of Mineral Interest – Clarification**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON HEALTH AND GOVERNMENT OPERATIONS REPORT  
#11**

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

**House Bill 399 – Delegates Afzali and K. Young**

AN ACT concerning

**Lyme Disease – Laboratory Test – Required Notice****HB0399/446781/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 399

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “. K. Young, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Rose, Saab, Sample–Hughes, and West”; in line 3, after “providers” insert “and certain medical laboratories”; in line 4, after “provider” insert “or the medical laboratory”; in the same line, strike “orders” and substitute “performs”; and strike beginning with “providing” in line 5 down through “notice;” in line 6 and substitute “authorizing the Department of Health and Mental Hygiene to adopt certain regulations under certain circumstances; requiring the Department to provide certain written notice to certain committees of the General Assembly before submitting certain regulations for publication in the Maryland Register; prohibiting the provision of a certain notice from being the sole basis for a cause of action;”.

AMENDMENT NO. 2

On page 1, strike beginning with “SHALL” in line 19 down through “DISEASE” in line 21 and substitute “WHO DRAWS THE BLOOD OF A PATIENT TO PERFORM A LABORATORY TEST FOR LYME DISEASE OR A MEDICAL LABORATORY, AS DEFINED IN § 17–201 OF THIS ARTICLE, THAT PERFORMS A LABORATORY TEST FOR THE PRESENCE OF LYME DISEASE SHALL PROVIDE THE FOLLOWING WRITTEN NOTICE TO THE PATIENT AT THE TIME THE PATIENT’S BLOOD IS DRAWN”.

On page 2, in line 8, after “OR” insert “INITIAL OR”; after line 9, insert:

**“(B) IF THE DEPARTMENT FINDS SIGNIFICANT DIFFERENCES BETWEEN THE CONTENT OF THE NOTICE REQUIRED BY SUBSECTION (A) OF THIS SECTION AND**

CURRENT MEDICAL EVIDENCE ON LYME DISEASE TESTING, THE DEPARTMENT MAY ADOPT REGULATIONS THAT CHANGE THE CONTENT OF THE NOTICE.

(C) THE DEPARTMENT SHALL PROVIDE WRITTEN NOTICE TO THE SENATE FINANCE COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE BEFORE SUBMITTING ANY PROPOSED REGULATION UNDER SUBSECTION (B) OF THIS SECTION TO THE MARYLAND REGISTER FOR PUBLICATION.”;

and strike in their entirety lines 10 through 13, inclusive, and substitute:

“(D) THE PROVISION BY A HEALTH CARE PROVIDER OR MEDICAL LABORATORY OF THE NOTICE REQUIRED BY SUBSECTION (A) OF THIS SECTION MAY NOT BE THE SOLE BASIS FOR A CAUSE OF 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 Hammen, Chair, for the Committee on Health and Government Operations reported favorably with amendments:

**House Bill 437 – Delegates Barron, Hammen, Jackson, Lisanti, Sample–Hughes, and K. Young**

AN ACT concerning

**Department of Health and Mental Hygiene – Prescription Drug Monitoring Program – Modifications**

**HB0437/286687/1**

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL 437

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and K. Young” and substitute “K. Young, Angel, Bromwell, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks,

Pena–Melnyk, Pendergrass, Rose, Saab, and West”; in line 4, strike “and prescribers”; in line 6, strike “or by a certain date, whichever is sooner”; in the same line, after the semicolon insert “requiring that certain prescribers be registered with the Program before obtaining a certain new or renewal registration or by a certain date, whichever is sooner;”; in line 14, after “Program;” insert “requiring certain regulations adopted by the Secretary to specify a certain frequency for dispensers to submit certain information;”; in the same line, strike “altering” and substitute “repealing”; strike beginning with the second “to” in line 16 down through “Program” in line 18; in line 21, after “or” insert “possible”; in lines 22, 28, and 30, in each instance, strike “and pharmacists”; and in line 31, after “actions;” insert “requiring a pharmacist or pharmacist delegate to request prescription monitoring data before dispensing a monitored prescription drug under certain circumstances and for a certain purpose; providing that a pharmacist shall have the responsibility described in a certain federal regulation; authorizing the Secretary to adopt regulations regarding certain exemptions;”.

On pages 1 and 2, strike beginning with “requiring” in line 31 on page 1 down through “requiring” in line 3 on page 2 and substitute “authorizing, instead of requiring, the Program to obtain from a certain technical advisory committee certain guidance and interpretation of certain data; authorizing”.

On page 2, in line 4, after the second “a” insert “possible”; in line 5, strike “pharmacist” and substitute “dispenser”; in the same line, strike “requiring” and substitute “authorizing”; in line 6, strike “information” and substitute “education”; in the same line, after “circumstances;” insert “requiring the Program to obtain certain guidance and certain interpretation of certain data before providing certain notification of certain possible violations; authorizing the Program, under certain circumstances, to request that a certain technical advisory committee review certain requests and provide certain clinical guidance; requiring the Program, in consultation with the Advisory Board on Prescription Drug Monitoring, to consider certain policies and procedures;”; in line 8, after “Assembly;” insert “altering the purpose and membership of a certain technical advisory committee;”; in line 14, after “law;” insert “requiring the Department of Health and Mental Hygiene to report to certain committees, on or before certain dates, regarding the ongoing implementation and use of the Program; requiring the Department to report to certain committees, on or before a certain date, on certain matters, for a certain purpose; requiring the Department to develop and implement a certain plan; making certain provisions of this Act subject to certain contingencies; requiring the Secretary to give certain notice to the Department of Legislative Services and certain committees of the General Assembly within a certain time period after the Secretary makes a determination that certain contingencies have been satisfied; providing that certain provisions of this Act shall be null and void under certain”.

circumstances;; in line 30, after “21-2A-07(b)” insert “and (c)”; in line 36, strike the second “and”; and in the same line, after “21-2A-04.2” insert “, and 21-2A-04.3”.

#### AMENDMENT NO. 2

On page 3, in line 11, strike “**OR BY JULY 1, 2017, WHICHEVER IS SOONER**”; and after line 20, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:”.

On page 7, after line 8, insert:

**“(3) SPECIFY THAT THE INFORMATION BE SUBMITTED BY DISPENSERS ONCE EVERY 24 HOURS;”**;

in line 9, strike “(3)” and substitute “**(4)**”; strike in their entirety lines 14 through 18, inclusive; and in line 27, after “OR” insert “**POSSIBLE**”.

#### AMENDMENT NO. 3

On page 8, in line 15, after “TRAINING” insert “**DEVELOPED BY THE DEPARTMENT**”; strike beginning with “DEVELOPED” in line 16 down through “SUBSTANCES” in line 19 and substitute “**INCLUDING THE EFFECTIVE USE OF THE PROGRAM**”; after line 19, insert:

“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health – General”;

in line 21, strike “OR PHARMACIST”; and in line 22, strike “**12**” and substitute “**4**”.

On page 9, strike in their entirety lines 9 through 27, inclusive; in line 28, strike “(C)” and substitute “**(B)**”; in the same line, strike “OR PHARMACIST”; and in line 31, strike “7” and substitute “**3**”.

On page 10, strike beginning with “ANOTHER” in line 1 down through “CANCER” in line 2 and substitute “**CANCER-RELATED PAIN**”; strike beginning with “A” in line 4 down through “(II)” in line 8; in line 8, strike “AT A” and substitute “**RECEIVING TREATMENT**”.

IN AN INPATIENT UNIT OF A”; strike beginning with the comma in line 8 down through “EMPLOYEE” in line 13; in lines 14 and 18, strike “(III)” and “(IV)”, respectively, and substitute “(II)” and “(III)”, respectively; strike beginning with “AT” in line 14 down through “9” in line 15 and substitute “IN A GENERAL HOSPICE CARE PROGRAM AS DEFINED IN § 19-901”; strike beginning with “AT” in line 18 down through “SURGERY” in line 27 and substitute “WHO RESIDES IN:”

1. AN ASSISTED LIVING FACILITY;
2. A LONG-TERM CARE FACILITY;
3. A COMPREHENSIVE CARE FACILITY; OR
4. A DEVELOPMENTAL DISABILITIES FACILITY”;

in line 28, after “TREAT” insert “OR PREVENT”; and strike beginning with “RESULTING” in line 28 down through “CHILDBIRTH” in line 29 and substitute “FOR A PERIOD OF NOT MORE THAN 14 DAYS FOLLOWING:”

(I) A SURGICAL PROCEDURE IN WHICH GENERAL ANESTHESIA WAS USED;

(II) A FRACTURE;

(III) SIGNIFICANT TRAUMA; OR

(IV) CHILDBIRTH”.

On page 11, in lines 1 and 14, strike “(D)” and “(E)”, respectively, and substitute “(C)” and “(D)”, respectively; in lines 1, 12, 14, and 17, in each instance, strike “OR PHARMACIST”; in line 13, strike “, AS DESCRIBED IN REGULATION”; in line 16, strike “(D)(2)” and substitute “(C)(2)”; and after line 22, insert:

“(E) IF A PHARMACIST OR PHARMACIST DELEGATE HAS A REASONABLE BELIEF THAT A PATIENT MAY BE SEEKING A MONITORED PRESCRIPTION DRUG FOR ANY PURPOSE OTHER THAN THE TREATMENT OF AN EXISTING MEDICAL CONDITION:



(1) BEFORE DISPENSING A MONITORED PRESCRIPTION DRUG TO THE PATIENT, THE PHARMACIST OR PHARMACIST DELEGATE SHALL REQUEST PRESCRIPTION MONITORING DATA TO DETERMINE IF THE PATIENT HAS RECEIVED OTHER PRESCRIPTIONS THAT INDICATE MISUSE, ABUSE, OR DIVERSION OF A MONITORED PRESCRIPTION DRUG; AND

(2) THE PHARMACIST SHALL HAVE THE RESPONSIBILITY DESCRIBED IN 21 C.F.R. § 1306.04.

(F) THE SECRETARY MAY ADOPT REGULATIONS TO PROVIDE ADDITIONAL CLINICAL, TECHNICAL, OR ADMINISTRATIVE EXEMPTIONS BASED ON NEW STANDARDS OF PRACTICE.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health – General

21-2A-04.3.

A PRESCRIBER OR PHARMACIST MAY AUTHORIZE A PRESCRIBER DELEGATE OR PHARMACIST DELEGATE TO REQUEST PRESCRIPTION MONITORING DATA ON BEHALF OF THE PRESCRIBER OR PHARMACIST IF:

(1) THE PRESCRIBER OR PHARMACIST TAKES REASONABLE STEPS TO ENSURE THAT THE PRESCRIBER DELEGATE OR PHARMACIST DELEGATE IS COMPETENT IN THE USE OF THE PROGRAM;

(2) THE PRESCRIBER OR PHARMACIST REMAINS RESPONSIBLE FOR:

(I) ENSURING THAT ACCESS TO THE PROGRAM BY THE PRESCRIBER DELEGATE OR PHARMACIST DELEGATE IS LIMITED TO PURPOSES AUTHORIZED BY LAW;

(II) PROTECTING THE CONFIDENTIALITY OF THE PRESCRIPTION MONITORING DATA; AND

**(III) ANY BREACH OF CONFIDENTIALITY BY THE PRESCRIBER DELEGATE OR PHARMACIST DELEGATE; AND**

**(3) THE DECISION WHETHER TO PRESCRIBE OR DISPENSE A MONITORED PRESCRIPTION DRUG FOR A PATIENT:**

**(I) REMAINS WITH THE PRESCRIBER OR PHARMACIST; AND**

**(II) IS REASONABLY INFORMED BY THE PRESCRIPTION MONITORING DATA OBTAINED FROM THE PROGRAM.”.**

**AMENDMENT NO. 4**

On page 13, in line 6, strike “and” and substitute a comma; in the same line, strike the brackets; in the same line, before “(E)” insert “, **AND**”; in lines 19, 22, and 23, in each instance, strike the brackets; in line 19, strike “**SHALL**”; in line 22, strike “**SHALL**”; strike beginning with “**OR**” in line 24 down through “**DRUG**” in line 25; and in line 27, strike “shall” and substitute “**MAY**”.

On page 14, in lines 4 and 9, in each instance, strike “**SHALL**” and substitute “**MAY**”; in line 5, after the second “A” insert “**POSSIBLE**”; in lines 6 and 9, in each instance, strike “**PHARMACIST**” and substitute “**DISPENSER**”; in line 7, strike “**IF**” and substitute “**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, IF**”; in line 8, after “**OR**” insert “**A POSSIBLE**”; strike beginning with “**APPROPRIATE**” in line 10 down through “**AGENCY**” in line 11 and substitute “**PRESCRIBER OR DISPENSER OF THE POSSIBLE VIOLATION OF LAW OR POSSIBLE BREACH OF PROFESSIONAL STANDARDS**”; strike beginning with “**INFORMATION**” in line 12 down through “**INVESTIGATION**” in line 13 and substitute “**EDUCATION TO THE PRESCRIBER OR DISPENSER**”; after line 13, insert:

**“(3) BEFORE THE PROGRAM PROVIDES NOTIFICATION OF A POSSIBLE VIOLATION OF LAW OR A POSSIBLE BREACH OF PROFESSIONAL STANDARDS TO A PRESCRIBER OR A DISPENSER, THE PROGRAM SHALL OBTAIN FROM THE TECHNICAL ADVISORY COMMITTEE:**

**(I) CLINICAL GUIDANCE REGARDING INDICATIONS OF A POSSIBLE VIOLATION OF LAW OR A POSSIBLE BREACH OF PROFESSIONAL STANDARDS; AND**

**(II) INTERPRETATION OF THE PRESCRIPTION MONITORING DATA THAT INDICATES A POSSIBLE VIOLATION OF LAW OR A POSSIBLE BREACH OF PROFESSIONAL STANDARDS.**;

in line 15, after “(6),” insert “(8).”; in the same line, after “section,” insert “**THE PROGRAM MAY REQUEST THAT**”; in the same line, strike “shall”; and strike beginning with “Notwithstanding” in line 22 down through “committee” in line 26 and substitute “**THE PROGRAM, IN CONSULTATION WITH THE BOARD, SHALL CONSIDER POLICIES AND PROCEDURES FOR DETERMINING THE CIRCUMSTANCES IN WHICH THE REVIEW OF REQUESTS FOR INFORMATION AND THE PROVISION OF CLINICAL GUIDANCE AND INTERPRETATION OF INFORMATION BY THE TECHNICAL ADVISORY COMMITTEE UNDER PARAGRAPH (1) OF THIS SUBSECTION IS FEASIBLE AND DESIRABLE**”.

**AMENDMENT NO. 5**

On page 15, in line 27, after “(3),” insert “(4).”; in the same line, strike the brackets; in the same line, after “(8)” insert a comma; in the same line, strike “and”; in line 29, after “drug” insert “**OR A POSSIBLE VIOLATION OF LAW OR A POSSIBLE BREACH OF PROFESSIONAL STANDARDS BY A PRESCRIBER OR A DISPENSER**”; in line 30, strike “21-2A-06(c)(2)” and substitute “**21-2A-06(C) AND (D)**”; and after line 30, insert:

“(c) The technical advisory committee consists of [the following members.] MEMBERS appointed by the Secretary, INCLUDING:

(1) A board certified anesthesiologist licensed and practicing in the State, nominated by the Maryland Society of Anesthesiologists;

(2) A certified addiction medicine specialist licensed and practicing in the State, nominated by the Maryland Society for Addiction Medicine;

(3) A pharmacist licensed and practicing in the State;

(4) A medical professional, licensed and practicing in the State, who is treating cancer patients; [and]

(5) A board certified physician specializing in the treatment of patients with pain, licensed and practicing in the State, nominated by the Maryland Society of Physical Medicine and Rehabilitation;

**(6) TWO MEDICAL PROFESSIONALS, LICENSED AND PRACTICING IN THE STATE WITH EXPERTISE OR EXPERIENCE IN PROVIDING CARE FOR PATIENTS WITH SUBSTANCE-RELATED OR MENTAL HEALTH DISORDERS;**

**(7) A DENTIST LICENSED AND PRACTICING IN THE STATE; AND**

**(8) A MEDICAL PROFESSIONAL LICENSED AND PRACTICING IN THE STATE IN THE FIELD OF INTERNAL MEDICINE OR FAMILY PRACTICE.”.**

**AMENDMENT NO. 6**

On page 16, after line 27, insert:

**“SECTION 5. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall report, subject to § 2–1246 of the State Government Article, to the Senate Finance Committee, the House Health and Government Operations Committee, and the Joint Committee on Behavioral Health and Opioid Use Disorders, regarding the ongoing implementation and use of the Prescription Drug Monitoring Program, including:**

**(1) on or before December 1, 2016:**

**(i) the technical capacity of the Program to analyze prescription drug monitoring data for possible violations of law and possible breaches of professional standards by a prescriber or a dispenser; and**

**(ii) an analysis of the possibility of reporting possible violations of law or possible breaches of professional standards by a prescriber or a dispenser to law enforcement agencies, licensing entities, or units of the Department of Health and Mental Hygiene; and**

**(2) on or before September 1, 2017:**

**(i) in consultation with the Advisory Board on Prescription Drug Monitoring, the status of the implementation of providing education and notice of a possible violation of law or a possible breach of professional standards to prescribers and dispensers, as authorized under § 21–2A–06(d) of the Health – General Article, as enacted by Section 4 of this Act; and**

(ii) a recommendation on whether the authority of the Program to report possible violations of law or possible breaches of professional standards should be expanded to allow reporting to law enforcement agencies, licensing boards, or units of the Department of Health and Mental Hygiene.

SECTION 6. AND BE IT FURTHER ENACTED, That, on or before November 1, 2016, the Department of Health and Mental Hygiene shall report, subject to § 2-1246 of the State Government Article, to the Joint Committee on Behavioral Health and Opioid Use Disorders on the feasibility and desirability of analyzing prescription monitoring data through the regular and ongoing use of statistical and advanced analytical techniques, including outlier detection, cluster analysis, and unsupervised data analysis techniques, for the purpose of:

(1) understanding patterns in pain management care, patient opioid use, and treatment plans;

(2) detecting possible high risk opioid behavior;

(3) improving detection of multiple provider episodes; and

(4) facilitating the sharing of information contained in State health and criminal justice records, as allowed by State and federal law, and available from interstate data sources.

SECTION 7. AND BE IT FURTHER ENACTED, That the Department of Health and Mental Hygiene shall develop and implement a plan to conduct outreach to and education of prescribers and pharmacists about the process for registering with the Prescription Drug Monitoring Program, as required by § 21-2A-04.1 of the Health – General Article, as enacted by Section 2 of this Act.

SECTION 8. AND BE IT FURTHER ENACTED, That:

(a) Section 1 of this Act is contingent on a determination by the Secretary of Health and Mental Hygiene, made in consultation with the Advisory Board on Prescription Drug Monitoring, the Joint Committee on Behavioral Health and Opioid Use Disorders, and stakeholders, that:

(1) the requirement to register with the Prescription Drug Monitoring Program will not adversely affect or delay the issuance of a new or renewal registration by

the Department of Health and Mental Hygiene under § 5–304(a) of the Criminal Law Article; and

(2) the process for obtaining a new or renewal registration from the Department of Health and Mental Hygiene under § 5–304(a) of the Criminal Law Article is capable of delivering the registrations in a timely manner.

(b) The Secretary of Health and Mental Hygiene shall notify the Department of Legislative Services and, in accordance with § 2–1246 of the State Government Article, the Senate Finance Committee and the House Health and Government Operations Committee within 5 days after the Secretary determines that the contingencies under subsection (a) of this section have been satisfied.

(c) If the notice required under subsection (b) of this section is not received by the Department of Legislative Services on or before June 30, 2022, Section 1 of this Act shall be null and void without the necessity of further action by the General Assembly.

SECTION 9. AND BE IT FURTHER ENACTED, That:

(a) Section 3 of this Act is contingent on a determination by the Secretary of Health and Mental Hygiene, made in consultation with the Advisory Board on Prescription Drug Monitoring, the Joint Committee on Behavioral Health and Opioid Use Disorders, and stakeholders, that:

(1) the technical capabilities of the Prescription Drug Monitoring Program are sufficient to achieve a reasonable standard of access and usability by prescribers and pharmacists; and

(2) requiring a prescriber to request prescription monitoring data for a patient in accordance with § 21–2A–04.2 of the Health – General Article, as enacted by Section 3 of this Act, is important to protect public health and promote good patient care.

(b) The Secretary of Health and Mental Hygiene shall notify the Department of Legislative Services and, in accordance with § 2–1246 of the State Government Article, the Senate Finance Committee and the House Health and Government Operations Committee within 5 days after the Secretary determines that the contingencies under subsection (a) of this section have been satisfied.

(c) If the notice required under subsection (b) of this section is not received by the Department of Legislative Services on or before June 30, 2023, Section 3 of this Act shall be null and void without the necessity of further action by the General Assembly.”;

in line 28, strike “2.” and substitute “10.”; and in the same line, after “That” insert “, subject to Sections 8 and 9 of this Act.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

### **Senate Bill 1 – Senator Kagan**

AN ACT concerning

#### **Health Insurance – In Vitro Fertilization – Use of Spouse’s Sperm – Exception**

**SB0001/636586/1**

BY: Health and Government Operations Committee

#### AMENDMENT TO SENATE BILL 1

(Third Reading File Bill)

On page 4, in line 19, strike “or”; in the same line, before “in” insert “, or in force”; and in line 20, strike “January 1, 2017” and substitute “July 1, 2016”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

**SB0312/216281/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 312

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “or a law enforcement officer to visit and serve a certain civil citation to” and substitute “or the State Fire Marshal, a deputy State fire marshal, a special assistant State fire marshal, or a local fire marshal to visit, and authorizing the employees of the Department to serve a civil citation to.”; in line 8, after “Department” insert “, the Department sends a warning letter to the child care provider or child care center, and the child care provider or child care center does not respond within a certain period of time or responds in a certain manner”; and strike beginning with “authorizing” in line 9 down through the semicolon in line 14 and substitute “authorizing the State Fire Marshal, a deputy State fire marshal, a special assistant State fire marshal, or a local fire marshal to take certain actions authorized by law; authorizing a certain penalty for advertising certain child care services without being licensed.”.

On page 2, in line 10, strike “through (g)” and substitute “and (f)”.



AMENDMENT NO. 2

On page 4, strike beginning with “**IF**” in line 28 down through “**AN**” in line 30 and substitute “**AN**”; in line 32, strike “**OR A LAW ENFORCEMENT OFFICER**” and substitute “**, THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL**”; and in the same line, strike “**AND**” and substitute “**OF A CHILD CARE PROVIDER, AND THE EMPLOYEE OF THE DEPARTMENT MAY**”.

On page 5, in line 2, after “**CARE**” insert “**IF**”:

**(I) THE CHILD CARE PROVIDER ADVERTISES A FAMILY CHILD CARE HOME OR LARGE FAMILY CHILD CARE HOME THAT IS NOT REGISTERED UNDER THE PROVISIONS OF THIS PART V OF THIS SUBTITLE;**

**(II) THE DEPARTMENT SENDS A WARNING LETTER TO THE CHILD CARE PROVIDER; AND**

**(III) THE CHILD CARE PROVIDER:**

**1. DOES NOT RESPOND TO THE DEPARTMENT WITHIN 10 BUSINESS DAYS AFTER THE DEPARTMENT SENDS THE WARNING LETTER; OR**

**2. RESPONDS TO THE DEPARTMENT IN A MANNER THAT DOES NOT ADEQUATELY ADDRESS THE CHARGE IN THE WARNING LETTER.**

**(4) THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL WHO VISITS A CHILD CARE CENTER UNDER PARAGRAPH (3) OF THIS SUBSECTION MAY TAKE ANY ACTION AUTHORIZED UNDER § 6-316 OF THE PUBLIC SAFETY ARTICLE, THE STATE FIRE PREVENTION CODE, OR A LOCAL FIRE PREVENTION CODE**”;

and in line 4, strike “**OR A LAW ENFORCEMENT OFFICER**”.

AMENDMENT NO. 3

On page 5, strike in their entirety lines 6 through 18, inclusive.

AMENDMENT NO. 4

On page 5, in lines 22, 23, and 29, in each instance, strike the brackets; in the same lines, strike “\$3,000”, “\$5,000”, and “\$2,500”, respectively.

On page 6, in line 1, after “§ 5-552(A)” insert “OR (C)”; strike in their entirety lines 6 through 11, inclusive; in lines 3, 4, 5, 12, 14, and 19, in each instance, strike the brackets; and in lines 3, 4, 5, 12, 14, and 19, strike “\$500”, “\$1,000”, “\$2,500”, “(3)”, “(4)”, and “\$10,000”, respectively.

On page 9, in lines 3 and 4, in each instance, strike the brackets; in the same lines, strike “\$3,000” and “\$5,000”, respectively; in lines 11 and 26, in each instance, strike the brackets; in the same lines, strike “\$2,500” and “\$10,000”, respectively; strike beginning with “(1)” in line 12 down through “(2)” in line 18; and in line 18, strike “§ 5-574(E)” and substitute “§ 5-574(A) OR (E) OR § 5-582”.

#### AMENDMENT NO. 5

On page 8, strike beginning with “IF” in line 1 down through “AN” in line 2 and substitute “AN”; in line 4, strike “OR A LAW ENFORCEMENT OFFICER” and substitute “, THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL”; in line 5, strike “AND” and substitute “, AND THE EMPLOYEE OF THE DEPARTMENT MAY”; and in line 6, after “CARE” insert “IF”:

**(I) A PERSON ADVERTISES A CHILD CARE CENTER THAT IS NOT LICENSED UNDER THE PROVISIONS OF THIS PART VII OF THIS SUBTITLE;**

**(II) THE DEPARTMENT SENDS A WARNING LETTER TO THE PERSON; AND**

**(III) THE PERSON:**

**1. DOES NOT RESPOND TO THE DEPARTMENT WITHIN 10 BUSINESS DAYS AFTER THE DEPARTMENT SENDS THE WARNING LETTER; OR**

**2. RESPONDS TO THE DEPARTMENT IN A MANNER THAT DOES NOT ADEQUATELY ADDRESS THE CHARGE IN THE WARNING LETTER.**

**(5) THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL WHO VISITS A CHILD CARE CENTER UNDER PARAGRAPH (4) OF THIS SUBSECTION MAY TAKE ANY ACTION AUTHORIZED UNDER § 6-316 OF THE PUBLIC SAFETY ARTICLE, THE STATE FIRE PREVENTION CODE, OR A LOCAL FIRE PREVENTION CODE**”;

strike in their entirety lines 7 through 19, inclusive; in line 20, strike “(G)” and substitute “(F)”; and in lines 21 and 22 and 28 and 29, in each instance, strike “OR A LAW ENFORCEMENT OFFICER”.

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 336 – Senators Kelley, Astle, Benson, Feldman, Klausmeier, Middleton, and Pugh**

AN ACT concerning

**Hospitals – Designation of Lay Caregivers**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 460 – Senator Conway**

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:

**Senate Bill 469 – Senator McFadden**

AN ACT concerning

**State Board of Pharmacy – Licensure Requirements for Pharmacists – Proof of Proficiency in English**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 516 – Washington County Senators**

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:

**Senate Bill 600 – Senator Reilly**

AN ACT concerning

**Freestanding Birthing Centers – Use of Ultrasound Imaging**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 825 – Senator Conway**

AN ACT concerning

**Health Occupations – Dental Hygienists – Administration of Nitrous Oxide**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**THE COMMITTEE ON RULES AND EXECUTIVE NOMINATIONS REPORT #13**

**CONSENT CALENDAR #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 1537 – Delegate Hixson**

AN ACT concerning

**Procurement – Priority of Purchasing Preferences – Individual With Disability Owned Business**

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

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

**House Bill 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**

The Bill was re-referred to the Committee on Environment and Transportation.

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

**House Bill 1603 – Delegates Frush, Flanagan, Healey, Krebs, Lafferty, Lam, and Morhaim**

AN ACT concerning

**Sustainable Oyster Harvest Act of 2016**

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 1642 – Delegate Oaks**

AN ACT concerning

**Higher Education – Morgan State University – Office of Technology Transfer**

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

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

**Senate Bill 980 – Senator Miller**

AN ACT concerning

**Gaming – Traditional Noncommercial Fantasy Competitions – Clarification**

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

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

**Senate Bill 1158 – ~~Senator McFadden~~ Senators McFadden and Conway**

AN ACT concerning

**Higher Education – Morgan State University – Office of Technology Transfer**

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

**CONCURRENCE CALENDAR #1**

**AMENDED IN 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**

Delegate McIntosh moved that the House concur in the Senate amendments.

**HB0368/659232/1**

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 368

(Third Reading File Bill)

On page 2, in line 7, strike “**10 CONSECUTIVE**” and substitute “**3 BUSINESS**”; in line 11, after “**SITE**” insert “**, IN A MACHINE-READABLE FORMAT,**”; and in line 22, after “**PUBLICATION**” insert “**, IN A MACHINE-READABLE FORMAT,**”.

The preceding amendment was read and concurred in.

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

Affirmative – 132    Negative – 3    (See Roll Call No. 811)

**CONFERENCE COMMITTEE REPORT**

REPORT OF THE CONFERENCE COMMITTEE ON SENATE BILL 190 - THE BUDGET BILL

(See Exhibit Q of Appendix II)

CONFERENCE COMMITTEE SUMMARY DOCUMENT ON SENATE BILL 190 –  
THE BUDGET BILL

(See Exhibit R of Appendix II)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 130    Negative – 7    (See Roll Call No. 812)

The Bill was then returned to the Senate.

## MESSAGE FROM THE SENATE

### FIRST READING OF SENATE BILLS

**Senate Bill 235 – Senators Brochin, Cassilly, Raskin, ~~and Ready~~ Lee, McFadden, Muse, Ramirez, and Ready**

AN ACT concerning

#### **Courts – Evidence of ~~Prior Sexual Offense~~ Sexually Assaultive Behavior – Admissibility**

FOR the purpose of ~~prohibiting providing that, in a prosecution for certain sexual offenses, the court from barring the introduction of certain evidence that the defendant committed a certain prior sexual offense on the ground that the admission is unfairly prejudicial unless the court makes a certain finding; prohibiting a court from finding that certain evidence is unduly prejudicial solely because it involves a prior sexual offense;~~ sexually assaultive behavior may be admissible for certain reasons; requiring that the State file a certain motion to introduce evidence of certain sexually assaultive behavior within a certain period of time; requiring a motion to include certain information; requiring a court to hold a hearing on a motion outside the presence of a jury; authorizing the court to admit certain evidence if the court makes certain findings; providing factors that a court shall consider; prohibiting a State's Attorney from introducing certain evidence under certain circumstances; prohibiting certain evidence from being disclosed to a jury or introduced at trial unless the court has held a certain hearing and made certain determinations; requiring a court to state the reasons for a certain decision in a certain manner; providing that this Act does not limit the admission or consideration of certain evidence; defining a certain term; and generally relating to the admissibility of evidence.

BY adding to

Article – Courts and Judicial Proceedings

Section 10-923

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

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

**Senate Bill 276 – Senators Klausmeier, Bates, Cassilly, DeGrange, Eckardt, Edwards, Hough, Norman, Reilly, and Salling**

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 ~~if the holder of the permit has been issued a certain license, registration, certification, or commission~~ to coincide with the expiration of a certain holder's handgun qualification license; 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.

**Senate Bill 502 – Senators Miller, ~~Bates~~, Benson, Conway, Currie, DeGrange, ~~Eckardt~~, Edwards, Guzzone, Jennings, Kagan, King, Klausmeier, Lee, Madaleno, Manno, Mathias, Middleton, ~~Norman~~, Peters, Pinsky, Pugh, Ramirez, ~~Salling~~, ~~Serafini~~, ~~Waugh~~, and Zirkin**

#### CONSTITUTIONAL AMENDMENT

AN ACT concerning

#### **Judges – Mandatory Retirement Age**

FOR the purpose of proposing amendments to the Maryland Constitution altering the mandatory retirement age for certain judges under certain circumstances; repealing certain obsolete provisions; making certain technical corrections; making certain stylistic changes; proposing an addition to the Maryland Constitution to provide for the application of certain amendments to the Maryland Constitution; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution  
Article IV – Judiciary Department  
Section 3, 3A, 5A(c) through (g), and 41D

BY proposing a repeal of the Maryland Constitution  
Article IV – Judiciary Department  
Section 18B

BY proposing an addition to the Maryland Constitution  
Article IV – Judiciary Department  
Section 18B

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

**Senate Bill 573 – Senators Mathias, Eckardt, Guzzone, and Norman**

AN ACT concerning

~~Motor Vehicles – Gross Weight and Axle Load – Poultry~~  
**Task Force to Study the Impact of Hauling Grain, Poultry, and Dairy on State Highways**

FOR the purpose of ~~exempting a certain combination of vehicles with a trailer or semitrailer from certain gross weight limits under certain circumstances; establishing the gross weight limit for a certain combination of vehicles with a trailer or semitrailer that are carrying poultry under certain circumstances; authorizing a certain combination of vehicles with a trailer or semitrailer to have a certain axle load limit tolerance and gross weight limit tolerance under certain circumstances; making stylistic changes; establishing the Task Force to Study the Impact of Hauling Grain, Poultry, and Dairy on State Highways; 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 gross weight and axle load for certain poultry carriers~~ the Task Force to Study the Impact of Hauling Grain, Poultry, and Dairy on State Highways.

~~BY repealing and reenacting, with amendments,  
 Article – Transportation  
 Section 24-100  
 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 579 – Senator Ramirez**

AN ACT concerning

**Vehicle Laws – Application – Park Model Recreational Vehicles – Definition**

FOR the purpose of establishing that a park model recreational vehicle is considered to be a travel trailer for the purposes of the Maryland Vehicle Law; defining the term “park model recreational vehicle”; making certain conforming changes; and generally relating to the application of the Maryland Vehicle Law to park model recreational vehicles.

BY renumbering  
 Article – Transportation

Section 11–144.1  
to be Section 11–144.2  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Commercial Law  
Section 12–1003(c)(2)(i)3. and 14–2301(f)(1)  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Tax – General  
Section 11–104(c)(1)  
Annotated Code of Maryland  
(2010 Replacement Volume and 2015 Supplement)

BY adding to  
Article – Transportation  
Section 11–144.1  
Annotated Code of Maryland  
(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – Transportation  
Section 11–170  
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 734 – The President (By Request – Office of the Attorney General) and  
Senators Raskin, Brochin, Feldman, Gladden, Kagan, Lee, Muse, Pugh, and  
Ramirez**

AN ACT concerning

**Courts and Judicial Proceedings – Structured Settlements – Transfers and  
Registration of Structured Settlement Transferees**

FOR the purpose of making certain legislative findings and declarations; altering the findings that an order of a court authorizing a transfer of certain structured settlement rights is required to be based on; requiring a transferee to provide to a payee a certain disclosure statement; requiring ~~an application~~ a petition for a transfer of structured settlement payment rights to be filed in a certain court; establishing certain requirements concerning a proposed transfer of structured settlement payment rights concerning certain tort claims; prohibiting a person from

filing a petition for transfer of structured settlement payment rights unless the person is registered with the Attorney General or has a pending application for registration under certain circumstances; establishing registration requirements; requiring a transferee to file a certain letter of credit or bond with the Attorney General or deposit cash in a certain amount with the Attorney General; authorizing the Attorney General to suspend or revoke the registration of a structured settlement transferee or deny an application for registration under certain circumstances; authorizing the Attorney General to impose a certain civil penalty; requiring the Attorney General to consider certain factors in making certain determinations; providing for the application of certain provisions of the Administrative Procedure Act; requiring a structured settlement obligor to submit a certain statement to certain persons under certain circumstances; authorizing the Attorney General to adopt ~~and enforce~~ certain regulations; altering ~~a~~ certain ~~definition~~ definitions; defining certain terms; and generally relating to structured settlements.

BY renumbering

Article – Courts and Judicial Proceedings  
Section 5–1104 and 5–1105, respectively  
to be Section 5–1105 and 5–1106, respectively  
Annotated Code of Maryland  
(2013 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings  
 Section ~~5–1101(e)~~ 5–1101, 5–1102, and ~~5–1103(a)~~ 5–1103  
 Annotated Code of Maryland  
 (2013 Replacement Volume and 2015 Supplement)

BY adding to

Article – Courts and Judicial Proceedings  
 Section 5–1101.1 ~~and 5–1106~~, 5–1104, and 5–1107 through 5–1112  
 Annotated Code of Maryland  
 (2013 Replacement Volume and 2015 Supplement)

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

**Senate Bill 943 – Senators Raskin, Benson, Feldman, Guzzone, Kelley, King, Lee, Madaleno, Manno, Muse, Peters, Rosapepe, Waugh, and Young**

AN ACT concerning

**Criminal Procedure – Firearms – Transfer**

FOR the purpose of providing an exception for a certain person from the prohibition against carrying or transporting a certain firearm under certain circumstances; requiring a court to inform a person convicted of a certain offense that the person is prohibited from possessing a certain firearm under certain provisions of law; requiring the court

to advise the person that certain proof must be provided to the ~~court~~ Department of Public Safety and Correctional Services that certain firearms ~~owned by the person~~ ~~or~~ in the person's possession have been transferred from the person's possession; providing for the procedure to transfer certain firearms; requiring a person accepting a transferred firearm to issue a certain notice or proof of transfers; requiring a person who is subject to a certain order to file certain proof with the ~~court~~ Department of Public Safety and Correctional Services or attest certain facts to the ~~court~~ Department of Public Safety and Correctional Services within a certain period; authorizing the disposal of a certain firearm under certain circumstances; defining certain terms; and generally relating to firearms.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 4–203(b) and 4–302

Annotated Code of Maryland

(2012 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, without amendments,

Article – Criminal Procedure

Section 6–233

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)

BY adding to

Article – Public Safety

Section 5–133(f)

Annotated Code of Maryland

(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Safety

Section 5–205(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.

**Senate Bill 1083 – Senator Conway**

AN ACT concerning

**Secretaries of Principal Departments – Supervision and Review of Decisions  
and Actions by Units Within Department**

FOR the purpose of altering a certain provision of law to authorize the Secretary of Health and Mental Hygiene to disapprove or modify a certain decision or determination of a certain board or commission under certain circumstances; requiring the secretary of each principal department to be responsible for the supervision of certain units within the jurisdiction of the secretary; requiring the secretary to adopt certain regulations for the supervision of certain units within the jurisdiction of the secretary for certain purposes; requiring that the regulations specify certain decisions or actions that require review by the secretary, or the secretary's designee, certain review processes, and that the decisions or actions are not final decisions or actions until after a certain review; prohibiting a secretary from designating a certain individual as the secretary's designee; and generally relating to the powers and regulatory authority of secretaries of principal departments.

BY repealing and reenacting, with amendments,  
Article – Health Occupations  
Section 1–203(a)  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,  
Article – State Government  
Section 8–205(b) and 8–206  
Annotated Code of Maryland  
(2014 Replacement Volume and 2015 Supplement)

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

**Senate Bill 1130 – Senator Rosapepe**

AN ACT concerning

~~**Maryland Center for Construction Education and Innovation – Codification**~~  
**Establishment of Fund**

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; requiring the Governor, each fiscal year, to include in the annual State budget an appropriation of a certain amount to the Fund to support certain operations; 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~~ and 11-1302 to be under the new subtitle  
“Subtitle 13. ~~Maryland Center For~~ Construction Education and Innovation  
Fund”

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.

**QUORUM CALL**

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

(See Roll Call No. 813)

### **ADJOURNMENT**

At 11:55 A.M. on motion of Delegate Kaiser the House adjourned until 10:00 A.M. on Legislative Day March 25, 2016, Calendar Day Wednesday, March 30, 2016.



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**Annapolis, Maryland**  
**Legislative Day: March 25, 2016**  
**Calendar Day: Wednesday, March 30, 2016**

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The House met at 10:13 A.M. and pledged Allegiance to the Flag.

Prayer by Speaker Michael E. Busch of Anne Arundel County.

**QUORUM CALL**

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

(See Roll Call No. 814)

**EXCUSES:**

Del. Barve – illness

Del. Carter – personal

Del. Kelly – late – illness

Del. Stein – left early – illness

Del. Turner – illness

Note: Prior to session today, the Chief Clerk's Office delivered House Bill 368 to the Governor's Office.

The Journal of March 24, 2016 was read and approved.

**QUORUM CALL**

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

(See Roll Call No. 815)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (SENATE BILLS) #9**

**Senate Bill 191 – The President (By Request – Administration)**

AN ACT concerning

**Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2016,  
and the Maryland Consolidated Capital Bond Loans of 2007, 2008, 2009, 2011,  
2012, 2013, 2014, and 2015**

FLOOR AMENDMENT

**SB0191/813125/1**

BY: Delegate McMillan

AMENDMENT TO SENATE BILL 191  
(Third Reading File Bill – Committee Reprint)

On page 25, in line 37, after “Fame” insert “. Provided that it is the intent of the General Assembly that the total amount of State funds used for this project may not exceed 25% of the total project cost”.

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

Affirmative – 55    Negative – 77    (See Roll Call No. 816)

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

Affirmative – 130    Negative – 7    (See Roll Call No. 817)

The Bill was then returned to the Senate.

**Recognition of Vietnam Veterans**

**THE COMMITTEE ON ECONOMIC MATTERS REPORT #20**

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

**Senate Bill 33 – Senator Astle**

AN ACT concerning

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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 130 – Senator Mathias**

AN ACT concerning

**Worcester County – Alcoholic Beverages – Refillable Container Permit for Draft Beer**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 435 – Senators Norman, Cassilly, and Jennings**

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:

**Senate Bill 480 – Senators Astle, Bates, Klausmeier, and Middleton**

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:

**Senate Bill 483 – Senator Edwards**

AN ACT concerning

**Allegany County – Alcoholic Beverages – Minimum Age to Serve Liquor**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 523 – Washington County Senators**

AN ACT concerning

**Alcoholic Beverages – Washington County – Local Penalties**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 530 – Senator Eckardt**

AN ACT concerning

**Dorchester County – Class B Beer, Wine, and Liquor License – Minimum Seating Requirement**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 539 – Senator Conway**

AN ACT concerning

**Real Estate Brokers – Licensure Requirement – Exemption for Lawyers**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 634 – Caroline County Senators**

AN ACT concerning

**Caroline County – Alcoholic Beverages – Refillable Container Permit**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 663 – Senators Benson, Feldman, Jennings, Lee, Madaleno, Pugh, Raskin, ~~and Salling~~ Salling, Middleton, Astle, Kelley, Klausmeier, Reilly, Mathias, and Hershey**

AN ACT concerning

**Commercial Sale of Dogs and Cats – Prohibited Acts  
(Companion Animal Welfare Act)**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 670 – Senator Kasemeyer**

AN ACT concerning

**Howard County – Alcoholic Beverages – Continuing Care Retirement  
Community License**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 693 – Senators Young and Hough**

AN ACT concerning

**Frederick County – Alcoholic Beverages – Hotel Lobby License**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 694 – Senators Young and Hough**

AN ACT concerning

**Frederick County – Alcohol Awareness Program – Absence From Licensed Premises**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 695 – Senators Young and Hough**

AN ACT concerning

**Frederick County – Alcoholic Beverages – Beauty Salon License**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 746 – Senators Ready, Bates, and Hough**

AN ACT concerning

**Carroll County – Alcoholic Beverages – Beer, Wine, and Liquor Tasting License**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 750 – Senator Klausmeier**

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:

**Senate Bill 824 – Senator Conway**

AN ACT concerning

**Real Estate Licensees – Verification of Service Provider Licensing Status**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 851 – Senator Astle**

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:

**Senate Bill 912 – Senator Feldman**

AN ACT concerning

**Clean Energy Loan Program – Residential Property – ~~Repayment of Loans~~  
Through Surcharge Study**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 967 – Senator Mathias**

AN ACT concerning

**Worcester County – Alcoholic Beverages – Class A Beer, Wine, and Liquor  
License**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 1069 – ~~Senator Middleton~~ Senators Middleton, Hershey, Jennings, and Kelley**

AN ACT concerning

**Public Utilities – Application for a Certificate of Public Convenience and Necessity – Public Notice**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

#### **THE COMMITTEE ON WAYS AND MEANS REPORT #15**

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

**House Bill 764 – Delegates Saab, Beidle, Carey, Chang, Frush, S. Howard, Kipke, Malone, McMillan, Simonaire, and Sophocleus**

AN ACT concerning

**Anne Arundel County – Charitable Gaming**

**HB0764/485366/1**

BY: Committee on Ways and Means

#### AMENDMENTS TO HOUSE BILL 764

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegates Saab, Beidle, Carey, Chang, Frush, S. Howard, Kipke, Malone, McMillan, Simonaire, and Sophocleus” and substitute “Anne Arundel County Delegation”; in line 9, strike “organized” and substitute “operated”; strike beginning with “providing” in line 12 down through “event;” in line 13; strike beginning



with “subject” in line 15 down through “exception” in line 16; and in line 17, strike “not occur during a certain time” and substitute “be authorized only during certain times”.

AMENDMENT NO. 2

On page 3, in line 4, after “BE” insert “:

**(1)**”;

in line 5, strike “(1)” and substitute “**(I)**”; in the same line, after “ORGANIZATION” insert “**THAT IS AN ACCREDITED NONPROFIT**”; strike in their entirety lines 6 through 10, inclusive, and substitute:

**(II) CHAMBER OF COMMERCE;**

**(III) HOSPITAL FOUNDATION;**

**(IV) PARENT-TEACHER ASSOCIATION OR ORGANIZATION FOR A SCHOOL IN THE COUNTY;**

**(V) CHARITABLE NONPROFIT FOUNDATION THAT PROVIDES SUPPORT TO MILITARY PERSONNEL AND FAMILIES OF MILITARY PERSONNEL;**

**(VI) CHARITABLE NONPROFIT ORGANIZATION THAT PROVIDES VOCATIONAL TRAINING FOR DEVELOPMENTALLY DISABLED INDIVIDUALS;**”;

in lines 11 and 12, strike “(7)” and “(8)”, respectively, and substitute “**(VII)**” and “**(VIII)**”, respectively; in line 12, after “ORGANIZATION” insert “**;**AND

**(2) AN ORGANIZATION THAT HAS BEEN LOCATED IN THE COUNTY FOR AT LEAST 3 YEARS BEFORE THE ORGANIZATION APPLIES FOR A PERMIT UNDER THIS SECTION**”;

in line 26, strike “(1)”; and in line 27, strike “FOUR PERMITS” and substitute “**ONE PERMIT**”.

On page 4, strike in their entirety lines 1 and 2, inclusive; in line 4, strike “(1)”; in lines 6 and 8, strike “(I)” and “(II)”, respectively, and substitute “**(1)**” and “**(2)**”,

respectively; strike beginning with “EXCEPT” in line 8 down through “SUBSECTION,” in line 9; strike in their entirety lines 11 through 13, inclusive; in line 14, strike “NOT”; and in line 15, strike “AFTER 1 A.M. ON SUNDAY” and substitute “ONLY ON:”

**(1) MONDAY, TUESDAY, WEDNESDAY, THURSDAY, FRIDAY, OR SATURDAY BETWEEN 4 P.M. AND 2 A.M. THE FOLLOWING DAY; OR**

**(2) SUNDAY BETWEEN 4 P.M. AND MIDNIGHT”.**

On page 5, in line 1, strike “\$10,000” and substitute “\$5,000”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

### **House Bill 1344 – Delegate Arentz**

AN ACT concerning

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

**HB1344/395662/1**

BY: Committee on Ways and Means

### AMENDMENTS TO HOUSE BILL 1344

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, in line 2, strike “and Terms” and substitute “Method”; in line 4, after “that” insert “a”; in the same line, strike “questions” and substitute “question”; in line 6, strike “issues” and substitute “issue”; and strike beginning with “and” in line 7 down through “Commissioners” in line 8.

#### AMENDMENT NO. 2

On page 1, in line 13, strike “questions” and substitute “question”; in line 15, strike the second “the” and substitute “four of the five”; in line 16, strike “four members”; strike beginning with “(except” in line 18 down through “County)” in line 19; in line 19, after “a” insert “new”; in the same line, strike “member” and substitute “of the four members”; strike beginning with “(except” in line 20 down through “County)” in line 21 and substitute “and the fifth member is elected at large and may reside in any district of the County”; and strike in their entirety lines 22 through 24, inclusive.

On page 2, in lines 3 and 5, in each instance, strike “these questions” and substitute “this question”; and in line 5, strike “questions” and substitute “question”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 111 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Lottery and Gaming Control Agency)**

AN ACT concerning

**State Lottery – Licensed Agents – Prize Payments**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**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

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 170 – Senators Kagan and Hershey**

AN ACT concerning

**Voter Registration – Affiliation With Political Party and Participation in  
Primary Election, Caucus, or Convention**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 377 – The President (By Request – Administration)**

AN ACT concerning

**Admissions and Amusement Tax – Revenue Distribution – Maryland State Arts  
Council**

Favorable report adopted.

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

The motion was adopted.

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

**Senate Bill 408 – Senator Manno**

AN ACT concerning

**Election Law – State Elected Officials – Campaign Fund–Raising During  
General Assembly Session – Civil Penalty**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

**Senate Bill 766 – Senators ~~Madaleno and Kagan~~, Kagan, King, Manno, and Peters**

AN ACT concerning

**Local Income Tax – Overpayments ~~and~~, Underpayments, and Wynne  
Repayments – Local Reserve Account Repayment**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

**QUORUM CALL**

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

(See Roll Call No. 818)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #72**

**House Bill 253 – Delegate Otto**

AN ACT concerning

**Motor Vehicle Registration – Exception for Golf Carts – City of Crisfield**

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

Affirmative – 133    Negative – 5    (See Roll Call No. 819)

The Bill was then sent to the Senate.

**House Bill 399 – Delegates Afzali ~~and K. Young~~, K. Young, Hammen, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Morhaim, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, Sample-Hughes, and West**

AN ACT concerning

**Lyme Disease – Laboratory Test – Required Notice**

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

Affirmative – 136    Negative – 0    (See Roll Call No. 820)

The Bill was then sent to the Senate.

**House Bill 437 – Delegates Barron, Hammen, Jackson, Lisanti, Sample-Hughes, ~~and K. Young~~ K. Young, Angel, Bromwell, Hayes, Kelly, Kipke, Krebs, McDonough, McMillan, Miele, Morgan, Oaks, Pena-Melnyk, Pendergrass, Rose, Saab, and West**

AN ACT concerning

**Department of Health and Mental Hygiene – Prescription Drug Monitoring Program – Modifications**

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

Affirmative – 136    Negative – 2    (See Roll Call No. 821)

The Bill was then sent to the Senate.

**House Bill 712 – ~~Delegates Crammer, Aumann, Bromwell, Brooks, Cluster, Impallaria, Jalisi, Lam, McDonough, Metzgar, Miele, Stein, Szeliga, West, and P. Young~~ Baltimore County Delegation**

AN ACT concerning

**Foreclosures – Baltimore County – Certificate of Vacancy or Certificate of Property Unfit for Human Habitation**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135    Negative – 3    (See Roll Call No. 822)

The Bill was then sent to the Senate.

**House Bill 722 – Delegates Hixson, Barkley, Barve, Brooks, Carr, Chang, Ebersole, Fraser–Hidalgo, Frick, Healey, Jackson, Kaiser, Kelly, Korman, Kramer, Lam, Luedtke, A. Miller, Moon, Morales, Pena–Melnyk, Platt, Reznik, S. Robinson, Smith, Turner, Valderrama, and Waldstreicher**

AN ACT concerning

**Capital Grant Program for Local School Systems With Significant Enrollment Growth or Relocatable Classrooms – Funding**

Read the third time and passed by yeas and nays as follows:

Affirmative – 114    Negative – 24    (See Roll Call No. 823)

The Bill was then sent to the Senate.

**House Bill 1504 – Delegates ~~Rosenberg and Waldstreicher~~, Waldstreicher, Angel, Barron, Bromwell, Hammen, Hayes, Hill, Kelly, Krebs, Morhaim, Oaks, Pena–Melnyk, Pendergrass, Sample–Hughes, West, and K. Young**

AN ACT concerning

**Department of Health and Mental Hygiene – Distribution of Tobacco Products to Minors – Prohibition and Enforcement**

Read the third time and passed by yeas and nays as follows:

Affirmative – 119    Negative – 18    (See Roll Call No. 824)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #10**

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 825)

The Bill was then returned to the Senate.

**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**Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 826)

The Bill was then returned to the Senate.**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**Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 827)

The Bill was then returned to the Senate.**Senate Bill 345 – Senator Peters (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 – 137    Negative – 0    (See Roll Call No. 828)

The Bill was then returned to the Senate.**Senate Bill 373 – Senator Peters (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 – 137 Negative – 1 (See Roll Call No. 829)

The Bill was then returned to the Senate.

**Senate Bill 378 – The President (By Request – Administration)**

AN ACT concerning

**State Employees – Merit Increases in Salary**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 830)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 831)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 832)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 92    Negative – 44    (See Roll Call No. 833)

The Bill was then returned to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #11**

**Senate Bill 54 – Senators Middleton and Ferguson**

EMERGENCY BILL

AN ACT concerning

**Public Utilities – Transportation Network Services and For-Hire  
Transportation – Clarifications**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136    Negative – 0    (See Roll Call No. 834)

The Bill was then returned to the Senate.

**Senate Bill 173 – ~~Senator Feldman~~ Senators Feldman, Middleton, Klausmeier,  
Mathias, and Pugh**

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 – 98    Negative – 37    (See Roll Call No. 835)

The Bill was then returned to the Senate.

**Senate Bill 277 – Senators Middleton and Mathias**

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 – 136    Negative – 0    (See Roll Call No. 836)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 97    Negative – 39    (See Roll Call No. 837)

The Bill was then returned to the Senate.

**Senate Bill 410 – Senators Ferguson, Brochin, Guzzone, Hough, and Klausmeier**

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 – 136    Negative – 0    (See Roll Call No. 838)

The Bill was then returned to the Senate.

**Senate Bill 471 – Senator Pugh**

AN ACT concerning

**Commercial Law – Debt Settlement Services – Fund and Sunset Repeal**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135    Negative – 0    (See Roll Call No. 839)

The Bill was then returned to the Senate.

**Senate Bill 541 – Senator Feldman**

AN ACT concerning

**Portable Electronics Insurance – Required Notices – Method of Mailing**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136    Negative – 0    (See Roll Call No. 840)

The Bill was then returned to the Senate.

**Senate Bill 544 – ~~Senator Middleton~~ Senators Middleton, Reilly, Astle, Benson, Feldman, Jennings, Kelley, Klausmeier, and Mathias**

AN ACT concerning

**Motor Vehicle Insurance – Insurance Identification Card – Carrying Proof of Coverage – Uninsured Motorist Education and Enforcement Fund**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 841)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 106    Negative – 30    (See Roll Call No. 842)

The Bill was then returned to the Senate.

**Senate Bill 687 – Senator Middleton**

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 – 137 Negative – 0 (See Roll Call No. 843)

The Bill was then returned to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #12**

**Senate Bill 51 – Senator Klausmeier**

AN ACT concerning

**Natural Resources – Aquaculture Coordinating Council – Membership**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 844)

The Bill was then returned to the Senate.

**Senate Bill 72 – Senator DeGrange**

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. 845)

The Bill was then returned to the Senate.

**Senate Bill 80 – Chair, Judicial Proceedings Committee (By Request –  
Departmental – Transportation)**

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 – 0 (See Roll Call No. 846)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134    Negative – 1    (See Roll Call No. 847)

The Bill was then returned to the Senate.

**Senate Bill 110 – Chair, Education, Health, and Environmental Affairs Committee  
(By Request – Departmental – Agriculture) and Senator Middleton**

AN ACT concerning

**Agriculture – Young Farmers Advisory Board – Membership**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 848)

The Bill was then returned to the Senate.

**Senate Bill 112 – Chair, Education, Health, and Environmental Affairs Committee  
(By Request – Departmental – Agriculture)**

AN ACT concerning

**Pest Control Compact – Repeal**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 849)

The Bill was then returned to the Senate.

**Senate Bill 113 – Chair, Education, Health, and Environmental Affairs Committee  
(By Request – Departmental – Agriculture)**

AN ACT concerning

**Department of Agriculture – Bees, Bee Colonies, and Used Bee Equipment –  
Transportation and Shipment**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 850)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136    Negative – 0    (See Roll Call No. 851)

The Bill was then returned to the Senate.

**Senate Bill 146 – ~~Senator Cassilly~~ Harford County Senators**

AN ACT concerning

**Harford County – State’s Attorney – Salary**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135    Negative – 1    (See Roll Call No. 852)

The Bill was then returned to the Senate.

**Senate Bill 194 – Senator Ready**

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 – 135    Negative – 0    (See Roll Call No. 853)

The Bill was then returned to the Senate.

**Senate Bill 309 – Senator Mathias**

AN ACT concerning

**Motor Vehicle Registration – Exception for Golf Carts – City of Crisfield**

Read the third time and passed by yeas and nays as follows:

Affirmative – 132    Negative – 4    (See Roll Call No. 854)

The Bill was then returned to the Senate.

**Senate Bill 426 – Senator Astle**

AN ACT concerning

**Maryland Emergency Management Assistance Compact – City of Annapolis**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 855)

The Bill was then returned to the Senate.

**Senate Bill 525 – Senator Edwards**

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 – 137    Negative – 0    (See Roll Call No. 856)

The Bill was then returned to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #13**

**Senate Bill 1 – Senator Kagan**

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 – 110    Negative – 24    (See Roll Call No. 857)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136    Negative – 0    (See Roll Call No. 858)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 118    Negative – 18    (See Roll Call No. 859)

The Bill was then returned to the Senate.

**Senate Bill 336 – Senators Kelley, Astle, Benson, Feldman, Klausmeier, Middleton, and Pugh**

AN ACT concerning

**Hospitals – Designation of Lay Caregivers**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 860)

The Bill was then returned to the Senate.

**Senate Bill 460 – Senator Conway**

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. 861)

The Bill was then returned to the Senate.

**Senate Bill 469 – Senator McFadden**

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 – 128    Negative – 9    (See Roll Call No. 862)

The Bill was then returned to the Senate.

**Senate Bill 516 – Washington County Senators**

AN ACT concerning

**Washington County – Fire, Rescue, and Ambulance Service – Local Authority**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 863)

The Bill was then returned to the Senate.

**Senate Bill 600 – Senator Reilly**

AN ACT concerning

**Freestanding Birthing Centers – Use of Ultrasound Imaging**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 864)

The Bill was then returned to the Senate.

**Senate Bill 825 – Senator Conway**

AN ACT concerning

**Health Occupations – Dental Hygienists – Administration of Nitrous Oxide**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 865)

The Bill was then returned to the Senate.

**MESSAGE FROM THE SENATE**

By the Majority Leader:

Ladies and Gentlemen of the House of Delegates:

**BILL:**                    **SB0191**  
**SPONSOR:**            President  
**SUBJECT:**             Maryland Consolidated Capital Bond Loan of 2016

The Senate refuses to concur in the House amendments and respectfully requests the House recede from its position.

Should the House prefer a Conference Committee to confer on the disagreeing votes of the two Houses, the Senate appoints:

Senator DeGrange, Chair  
Senator Kasemeyer  
Senator Peters  
Senator Currie  
Senator Edwards

In addition, the Senate has appointed in advisory capacity: Senators Madaleno and Ferguson.

Said Bill is returned herewith.

By Order,

William B. C. Addison, Jr.  
Secretary

Read and ordered journalized.

**MESSAGE TO THE SENATE**

**BILL:** SB0191  
**SPONSOR:** President  
**SUBJECT:** Maryland Consolidated Capital Bond Loan of 2016

By the Majority Leader:  
Ladies and Gentlemen of the Senate:

The House of Delegates does not recede in the House Amendments to the Senate Bill and agrees to a Conference Committee to confer on the disagreeing votes of the two Houses.

The Senate has appointed:

Senator DeGrange, Chairman  
Senator Kasemeyer  
Senator Peters  
Senator Currie  
Senator Edwards.

In addition, the Senate has appointed in advisory capacity: Senators Madaleno and Ferguson.

The House appoints:

Delegate Jones, Chair  
Delegate Ghrist  
Delegate Haynes  
Delegate McIntosh  
Delegate A. Miller

In addition, the House has appointed in advisory capacity: Delegates Gaines and Reznik.

Said Bill is returned herewith.

By Order,

Sylvia Siegert  
Chief Clerk

Read and adopted.

**CONCURRENCE CALENDAR #2**

## AMENDED IN THE SENATE

## House Bill 567 – Delegate Kipke

AN ACT concerning

**State Board of Cosmetologists – Mobile Beauty Salons – Permit Requirement**

Delegate Davis moved that the House concur in the Senate amendments.

**HB0567/394839/1**

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 567

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “State Board of” and substitute “Barbers and”; in the same line, after “Mobile” insert “Barbershops and”; in line 3, after “of” insert “altering the definition of “barbershop” to include a certain mobile barbershop; requiring an applicant for a barbershop permit for a mobile barbershop to hold a certain permit to operate a certain barbershop and to lease or own the motor vehicle or trailer in which a certain mobile barbershop is located for which a certain application is made;”; in line 7, strike “altering a certain definition;”; in lines 7 and 8, strike “a certain term” and substitute “certain terms”; in line 8, after “to” insert “barbershops and”; in line 9, after “the” insert “State Board of Barbers and the”; in line 12, after “Section” insert “4–101, 4–502,”; and in the same line, after “5–101” insert a comma.

AMENDMENT NO. 2

On page 1, after line 17, insert:

“4–101.

(a) In this title the following words have the meanings indicated.

(b) “Apprentice barber” means an individual who, under the supervision of a master barber, is learning to practice barbering or to provide barber–stylist services in a barbershop that holds a barbershop permit.

(c) “Barber” means an individual who practices barbering.

(d) “Barber–stylist” means an individual who provides barber–stylist services.

(e) (1) “Barbershop” means any commercial establishment, except a beauty salon, in which an individual practices barbering or provides barber–stylist services.

**(2) “BARBERSHOP” INCLUDES A MOBILE BARBERSHOP.**

~~[(2)]~~ (3) “Barbershop” does not include a clinic in a barber school.

(f) “Barbershop permit” means a permit issued by the Board to operate a barbershop.

(g) “Board” means the State Board of Barbers.

(h) (1) “License” means, unless the context requires otherwise, a license issued by the Board to practice barbering or to provide barber–stylist services.

(2) “License” includes, unless the context requires otherwise, each of the following licenses:

(i) a master barber license;

(ii) a barber license; and

(iii) a barber–stylist limited license.

(i) (1) “Limited license” means a license issued by the Board to practice barbering as limited in § 4–301 of this title.

(2) “Limited license” includes, unless the context requires otherwise, a limited license to provide barber–stylist services.

(j) “Master barber” means a barber who:

(1) has at least 15 months experience as a licensed barber; and

(2) has passed a test approved by the Board.

**(K)** “MOBILE BARBERSHOP” MEANS A BARBERSHOP THAT IS LOCATED IN A MOTOR VEHICLE OR A TRAILER THAT IS DESIGNED, CONSTRUCTED, AND EQUIPPED AS A PLACE FOR AN INDIVIDUAL TO PRACTICE BARBERING AND FOR USE AS A CONVEYANCE ON HIGHWAYS.

~~[(k)]~~ **(L)** (1) “Practice barbering” means to provide to an individual for compensation the service of:

(i) cutting, razor cutting, styling, relaxing, body waving, shampooing, or coloring the hair;

(ii) shaving or trimming the beard;

(iii) massaging the face;

(iv) designing, fitting, or cutting a hairpiece; or

(v) performing any other similar procedure on the hair, beard, face, or hairpiece of the individual.

(2) “Practice barbering” does not include:

(i) the mere sale of wigs or hairpieces; or

(ii) the services performed by an employee under the supervision of a master barber in a barbershop that holds a barbershop permit that are restricted to:

1. shampooing;

2. removal of a hair solution;

3. sterilization of equipment; or

4. similar activities.

~~[(L)]~~ **(M)** “Provide barber–stylist services” means to provide to an individual for compensation the service of:

(1) cutting, razor cutting, or styling the hair;

- (2) shaving or trimming the beard;
- (3) massaging the face; or
- (4) performing any other similar procedure on the hair, beard, or face of the individual.

4-502.

(a) To qualify for a barbershop permit, an applicant shall be a person who meets the requirements of this section.

(b) **(1) An applicant shall own the FACILITY IN WHICH THE barbershop for which the application is made IS LOCATED.**

**(2) TO QUALIFY FOR A BARBERSHOP PERMIT FOR A MOBILE BARBERSHOP, THE APPLICANT SHALL:**

**(I) HOLD A BARBERSHOP PERMIT TO OPERATE A BARBERSHOP THAT IS NOT A MOBILE BARBERSHOP; AND**

**(II) OWN OR LEASE THE MOTOR VEHICLE OR TRAILER IN WHICH THE MOBILE BARBERSHOP FOR WHICH THE APPLICATION IS MADE IS LOCATED.**

(c) An applicant shall satisfy the Board that the location and equipment of the barbershop for which the application is made meets the requirements of:

- (1) the Board;
- (2) the Department of Health and Mental Hygiene; and
- (3) the applicable local zoning code.

(d) As a condition of the issuance of a barbershop permit, the barbershop for which the application is made shall pass a pre-opening inspection conducted under § 4-512 of this subtitle.”.

The preceding 2 amendments were read and concurred in.



The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 134    Negative – 0    (See Roll Call No. 866)

**AMENDED IN THE SENATE**

**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**  
**Establishment of Fund and Centers**

Delegate Davis moved that the House concur in the Senate amendments.

**HB1404/419438/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1404

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “and Centers”; and in line 24, strike “requiring the Department of”.

On page 2, strike beginning with “Labor,” in line 1 down through “matters;” in line 7.

AMENDMENT NO. 2

On page 10, strike in their entirety lines 9 through 25, inclusive; and in line 26, strike “3.” and substitute “2.”.

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 108    Negative – 29    (See Roll Call No. 867)

## YEAS AND NAYS

## HOUSE BILLS PASSED IN THE SENATE

NUMBER	SPONSOR	CONTENT
HB 67	Chair, Ways and Means Committee	Maryland Infants and Toddlers Program – Composition
HB 72	Del. Luedtke	Ed – Sexual Abuse and Assault Awareness and Prvntn Program – Dvlp and Implementation
HB 85	Del. Luedtke	Education – Children With Disabilities – Support Services – Parental Notification
HB 107	Del. Rosenberg	Hghr Ed – Walter Sondheim Jr. Public Service Internship Schlrshp Program – Schlrshp Amount
HB 119	Del. Reznik	St Bd of Physcns – Lcnsng Exmptn – Physcns With Traveling Athletic and Sports Teams
HB 185	Del. Morhaim	State Board of Physicians – Licensed Physicians – Continuing Education Requirements
HB 186	Chair, Health and Government Operations Committee	Department of Veterans Affairs – Charlotte Hall Veterans Home Fund – Establishment

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

## QUORUM CALL

The presiding officer announced a quorum call, showing 135 Members present.

(See Roll Call No. 868)

**ADJOURNMENT**

At 11:35 A.M. on motion of Delegate Kaiser the House adjourned until 10:30 A.M. on Legislative Day March 26, 2016, Calendar Day Thursday, March 31, 2016.

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**Annapolis, Maryland**  
**Legislative Day: March 26, 2016**  
**Calendar Day: Thursday, March 31, 2016**

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The House met at 10:50 A.M. and pledged Allegiance to the Flag.

Prayer by Delegate Susan McComas of Harford County.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 136 Members present.

(See Roll Call No. 870)

**EXCUSES:**

Del. Carter – left early – personal  
Del. Cullison – late – personal  
Del. Pena–Melnik – left early – business  
Del. Turner – illness

The Journal of March 25, 2016 was read and approved.

**YEAS AND NAYS**

**HOUSE BILLS PASSED IN THE SENATE**

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NUMBER	SPONSOR	CONTENT
HB 11	Del. Hill	Health Insurance – In Vitro Fertilization – Use of Spouse’s Sperm – Exception
HB 22	Del. Krimm	Ethan Saylor Alliance for Self–Advocates as Edctrs – Mbrshp and Duties – Cmnty Incls n Trng Oversight
HB 63	Chair, Environment and Transportation Committee	Natural Resources – Fishing – Regulation and Use of Commercial Finfish Trotlines

NUMBER	SPONSOR	CONTENT
HB 65	Chair, Environment and Transportation Committee	Tree Expert License – Application and Renewal – Repeal of Sunset Provision
HB 75	Del. Barkley	Gas Companies – Infrastructure Replacement Projects – Amendment to a Plan
HB 87	Montgomery County Delegation	Montgomery County Board of Education – Student Member – Voting MC 11–16
HB 105	Del. Clippinger	Local Govt – Clean Energy Loan Programs – Commercial Prprty Owners – Renewable Energy Prjcts
HB 124	Del. Hammen	Health Insurance – Large Employers – Disclosure of Aggregate Incurred Claims
HB 132	Del. Lafferty	State Government – Pollinator Habitat Plans
HB 233	Del. Carey	Citizens Com for the Enhancement of Cmnts Surrounding BWI Thurgood Marshall Airport – Mbrshp
HB 319	Del. Jacobs	Oysters and Clams – Dredging by Auxiliary Yawl – Authorized Boats
HB 342	Del. Carey	Motor Fuel Suppliers and Retail Service Station Dealers – Promotion – Sales
HB 389 (Emerg)	Del. O'Donnell	Chesapeake and Atlantic Coastal Bays Critical Area Protection Program – Intrafamily Transfers
HB 443	Del. Fraser– Hidalgo	Agriculture – Industrial Hemp – Agricultural or Academic Research
HB 505	Charles County Delegation	Charles County Sheriff – Salaries and Collective Bargaining

NUMBER	SPONSOR	CONTENT
HB 555	Del. Kipke	Office of Cemetery Oversight – Perpetual Care Trust Funds – Report Submission Requirement
HB 575	Del. Jameson	Portable Electronics Insurance – Required Notices – Method of Mailing
HB 696	Del. Davis	Public Utilities – Maryland Underground Facilities Damage Prevention Authority – Funding
HB 745	Del. Reilly	Business Regulation – State and Harford County Juke Box Licenses – Repeal
HB 766	Chair, Environment and Transportation Committee	Natural Resources – Fish and Fisheries
HB 1161	Del. Lisanti	Municipalities – Boat Docking and Storage – User Fees – Authorized Uses
HB 1408	Del. McComas	Prprty and Casualty Ins – Commercial Plcs and Wrkrs’ Comp Ins Plcs – Notices of Prm Increases

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

### MESSAGE FROM THE SENATE

#### FIRST READING OF SENATE BILLS

**Senate Bill 559 – ~~Senator Ferguson~~ Senators Ferguson, McFadden, Pugh, Nathan-Pulliam, and Conway**

AN ACT concerning

**Department of Housing and Community Development – Strategic Demolition and Smart Growth Impact Fund – Establishment**

FOR the purpose of establishing the Strategic Demolition and Smart Growth Impact 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 purposes for which the Fund may be used; specifying certain eligibility criteria for certain fiscal years 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 for certain fiscal years and requiring the appropriation to be allocated in a certain manner; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; defining a certain term; 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; and generally relating to the Strategic Demolition and Smart Growth Impact 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 Rules and Executive Nominations.

**Senate Bill 784 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly**

AN ACT concerning

**Motor Vehicle Insurance – Personal Injury Protection – ~~Optional~~ Rejection of Coverage**

FOR the purpose of ~~requiring certain insurers to offer, instead of provide, certain motor vehicle liability insurance coverage for certain medical, hospital, and disability benefits; authorizing a certain first named insured to exclude from certain coverage benefits for certain individuals; providing that an exclusion from certain benefits constitutes an exclusion from all benefits described in certain provisions of law; authorizing certain individuals to recover certain benefits under certain circumstances; requiring an insurer to provide a certain notice to a certain first named insured; prohibiting an insurer from refusing to underwrite a certain person under certain circumstances; providing that an insurer is subject to certain penalties for a certain violation; repealing a requirement that a certain first named insured make a waiver of certain benefits under certain circumstances; repealing certain provisions of law relating to a certain waiver, including what the waiver constitutes, who is bound by the waiver, who may recover benefits if there is a waiver, when the waiver is effective, and how the waiver is made; repealing a requirement that a certain security provide certain personal injury protection benefits under certain circumstances~~ providing that, under certain circumstances, a first named insured under a certain policy of motor vehicle liability insurance is not required to obtain coverage for certain medical, hospital, and disability benefits that must be provided by certain insurers; requiring the Maryland Automobile Insurance Fund to offer a certain first named insured at a certain time the option to reject coverage for certain benefits under certain circumstances; authorizing an insurer other than the Fund to offer a certain first named insured at a certain time the option to reject coverage for certain benefits under certain circumstances; requiring a certain first named insured, at the time of application for a certain policy, to make a certain election; requiring the election to be made on a certain form; authorizing the form to be part of the insurance contract; requiring the form to contain a certain explanation in a certain manner; providing that a certain rejection of coverage for certain benefits is effective until a certain time except under certain circumstances; requiring, on renewal of a certain policy, that a certain insurer provide certain coverage under certain circumstances; altering a certain minimum security requirement; requiring the Maryland Insurance Commissioner to consult with certain insurers, insurance producers, and certain other persons in developing a certain form; requiring the Fund and certain insurers to annually report certain information to the Maryland Insurance Administration; requiring the Administration to compile certain information and, on or before a certain date, report certain findings and recommendations to certain committees of the General Assembly; making conforming changes; providing for the application of this Act; and generally relating to ~~optional~~ personal injury protection coverage under policies of motor vehicle liability insurance.

BY repealing and reenacting, with amendments,



Article – Insurance  
 Section 19–505  
 Annotated Code of Maryland  
 (2011 Replacement Volume and 2015 Supplement)

BY ~~repealing~~ repealing and reenacting, without amendments,

Article – Insurance  
 Section 19–506  
 Annotated Code of Maryland  
 (2011 Replacement Volume and 2015 Supplement)

BY adding to

Article – Insurance  
Section 19–506.1  
Annotated Code of Maryland  
(2011 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation  
 Section 17–103  
 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 926 – ~~Senator Young~~ Senators Young, Astle, Benson, Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Middleton, Pugh, and Reilly**

AN ACT concerning

### **Lyme Disease – Laboratory Test – Required Notice**

FOR the purpose of requiring certain health care providers and certain medical laboratories to provide a certain notice to a patient for whom the health care provider or the medical laboratory orders performs a laboratory test for the presence of Lyme disease; ~~providing immunity from liability, under certain circumstances, for certain health care providers for providing the notice;~~ authorizing the Department of Health and Mental Hygiene to adopt certain regulations under certain circumstances; requiring the Department to provide certain written notice to certain committees of the General Assembly before submitting certain regulations for publication in the Maryland Register; prohibiting the provision of a certain notice from being the sole basis for a cause of action; and generally relating to laboratory tests for Lyme disease.

BY adding to

Article – Health – General

Section 20–1701 to be under the new subtitle “Subtitle 17. Lyme Disease Information”

Annotated Code of Maryland  
(2015 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

**Senate Bill 973 – Senators Madaleno and Conway**

AN ACT concerning

**~~Campaign Finance – Public Officials~~ Election Law – Departmental Secretaries – Solicitation of Contributions or Donations**

FOR the purpose of prohibiting a ~~public official from soliciting, transmitting, or depositing in a campaign account contributions or donations for the benefit of a candidate from a person subject to the regulatory authority of the public official’s governmental unit; defining certain terms; and generally relating to prohibiting public officials~~ secretary of a principal department of the Executive Branch of State government from soliciting, transmitting, or depositing in a campaign account certain contributions or donations; requiring a campaign finance entity or other entity that receives a contribution or donation as a result of a violation of this Act to refund the contribution or donation to the contributor or donor; authorizing the State Board of Elections to impose a civil penalty on a campaign finance entity or other entity that knowingly receives a contribution or donation as a result of a violation of this Act; authorizing the State Board to impose a civil penalty on a secretary of a principal department of the Executive Branch of State government that engages in campaign fundraising activity prohibited by this Act; requiring a civil penalty under this Act to be distributed to the Fair Campaign Financing Fund; and generally relating to prohibiting departmental secretaries in the Executive Branch of State government from engaging in certain campaign fund-raising activities.

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 Rules and Executive Nominations.

**Senate Bill 1125 – ~~Senator Ferguson~~ Senators Ferguson, McFadden, Pugh, Nathan-Pulliam, and Conway**

AN ACT concerning

**~~Education – Maryland Extended Day and Summer Enhancement Programs~~  
Public School Opportunities Enhancement Act**

FOR the purpose of establishing the ~~Maryland Extended Day and Summer~~ Public School Opportunities 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~~ Public School Opportunities 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~~ school systems, certain community schools, and certain nonprofit organizations to expand or create extended day and summer enhancement programs ~~or~~, to establish certain new partnerships, or to expand or support certain educational programming during the school day; 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~~ Public School Opportunities Enhancement 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~~ Public School Opportunities Enhancement 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.

**Senate Bill 1163 – Senator Salling**

AN ACT concerning

**~~State Boat Act~~ Baltimore County – Marinas Infested With Midges  
– Funding for Larvicide**

FOR the purpose of requiring the Department of Natural Resources ~~to use certain funds to assist,~~ in consultation with the Department of Agriculture, to provide financial assistance for the purchase of larvicide to an owner of a certain marina in Baltimore County that is infested with midges with the purchase of larvicide; limiting certain financial assistance to not more than a certain percentage of the cost of the purchase of larvicide; and generally relating to marinas located on the waters of the State in Baltimore County.

BY adding to

Article – Natural Resources

Section 8–709.2

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 1170 – Senators Conway, Pugh, McFadden, Ferguson, and Nathan–Pulliam**

AN ACT concerning

**~~Next Generation~~ 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;~~ altering certain criteria for the prequalification of a student for a Guaranteed Access Grant; altering the name of the College Readiness Outreach Program to be the Next Generation Scholars of Maryland Program; altering the purpose and certain requirements of the Program; requiring the State Department of Education to solicit certain applications from certain nonprofit organizations and give priority to certain applications; requiring certain nonprofit organizations to provide certain guidance and certain services to certain students; requiring the Governor to make a certain appropriation in the State budget for certain fiscal years; requiring the Department to make certain grants to certain nonprofits for certain fiscal years under certain circumstances; establishing the Next Generation Scholars of Maryland Program

Fund; specifying the purpose of the Fund; requiring the Department to administer the Fund; specifying that the Fund is a special, nonlapsing fund that is not subject to a certain provision of law; requiring the State Treasurer to hold the Fund separately and the Comptroller to account for the Fund; providing for the composition and uses of the Fund; requiring the State Treasurer to invest the money of the Fund in a certain manner; providing that expenditures from the Fund may be made only in accordance with the State budget; requiring the ~~State Department of Education~~ Department and the Maryland Higher Education Commission to submit ~~a certain report~~ certain reports on or before ~~a certain date~~, certain dates; defining certain terms; and generally relating to the ~~Next Generation~~ 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)

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.

**Senate Bill 1171 – Senators Pugh, Conway, McFadden, Ferguson, and Nathan–Pulliam**

AN ACT concerning

**Enoch Pratt Free Library – Hours of Operation – Funding**

FOR the purpose of ~~establishing the hours and days of the week that each branch~~ requiring a State grant to be made available to fund certain operating expenses for certain

branches of the Enoch Pratt Free Library is open to the public that increase their operating hours above those as of a certain date; requiring the State to remit to Baltimore City each year a certain percentage of Governor to include in the State operating budget in certain fiscal years a certain amount in general funds to support certain additional operating expenses of the Enoch Pratt Free Library; requiring Baltimore City to provide funding for a certain percentage of a certain percentage match for each dollar of State funds granted to support certain additional operating expenses of the Enoch Pratt Free Library; authorizing Baltimore City to use certain funds to satisfy certain requirements; providing for a certain calculation; requiring the State Department of Education to establish a certain process; declaring the intent of the General Assembly; requiring the Mayor and City Council of Baltimore City to report to the Department of Budget and Management and to certain committees of the General Assembly on or before a certain date in certain years; requiring the State Department of Education to submit a certain report to the Department of Budget and Management and to certain committees of the General Assembly on or before a certain date; 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 Rules and Executive Nominations.

**Senate Bill 1172 – Senators Pugh, Conway, McFadden, Ferguson, and Nathan-Pulliam**

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 for certain fiscal years; 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 Rules and Executive Nominations.

### QUORUM CALL

The presiding officer announced a quorum call, showing 137 Members present.

(See Roll Call No. 871)

### THIRD READING FILE

The presiding officer submitted the following Bills for Third Reading:

#### THIRD READING CALENDAR (SENATE BILLS) #16

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 135    Negative – 0    (See Roll Call No. 872)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 873)

The Bill was then returned to the Senate.

**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**

Read the third time and passed by yeas and nays as follows:

Affirmative – 101    Negative – 33    (See Roll Call No. 874)

The Bill was then returned to the Senate.

**Senate Bill 170 – Senators Kagan and Hershey**

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 – 135 Negative – 0 (See Roll Call No. 875)

The Bill was then returned to the Senate.

**Senate Bill 408 – Senator Manno**

AN ACT concerning

**Election Law – State Elected Officials – Campaign Fund–Raising During  
General Assembly Session – Civil Penalty**

Read the third time and passed by yeas and nays as follows:

Affirmative – 134 Negative – 2 (See Roll Call No. 876)

The Bill was then returned to the Senate.

**Senate Bill 766 – Senators Madaleno ~~and Kagan~~, Kagan, King, Manno, and Peters**

AN ACT concerning

**Local Income Tax – Overpayments ~~and~~, Underpayments, and Wynne  
Repayments – Local Reserve Account Repayment**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 877)

The Bill was then returned to the Senate.

**THE COMMITTEE ON APPROPRIATIONS REPORT #16**

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

**Senate Bill 116 – The President (By Request – Department of Legislative Services)**

AN ACT concerning

**State Government – Office of Legislative Audits – Alterations in Audit  
Requirements**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

**Senate Bill 128 – Senator Serafini**

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:

**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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

**Senate Bill 218 – Senators Conway, McFadden, and Nathan–Pulliam**

AN ACT concerning

**Higher Education – University System of Maryland and Morgan State  
University – Prohibition Against Inclusion**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

**Senate Bill 785 – Senators Zucker ~~and Middleton~~, Middleton, Astle, Benson,  
Feldman, Hershey, Jennings, Kelley, Klausmeier, Mathias, Pugh, and Reilly**

AN ACT concerning

**Foster Youth Summer Internship Program**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

**Senate Bill 805 – ~~Senator Pugh~~ Senators Pugh, Benson, Kelley, and Mathias**

AN ACT concerning

**Senior Citizen Activities Center Operating Fund – ~~Funding and Distribution~~  
Distributions – Alteration**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate McIntosh, Chair, for the Committee on Appropriations reported favorably:

**Senate Bill 909 – Senators Ferguson, Benson, Feldman, Guzzone, Young, and Zucker**

AN ACT concerning

**Service, Stipends, and Scholarships – Maryland Corps Program – Established**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

#### **THE COMMITTEE ON ECONOMIC MATTERS REPORT #21**

Delegate Davis, Chair, for the Committee on Economic Matters reported favorably with amendments:

**House Bill 580 – Delegates Clippinger, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Carr, Carter, Chang, Conaway, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser-Hidalgo, Frick, Frush, Gaines, Gilchrist, Glenn, Gutierrez, Hammen, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jones, Kaiser, Kelly, Knotts, Korman, Krimm, Lafferty, Lam, 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, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valderrama, Vallario, Vaughn,**

Waldstreicher, A. Washington, M. Washington, K. Young, P. Young, and Zucker

AN ACT concerning

**Labor and Employment – Maryland Healthy Working Families Act**

**HB0580/233899/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 580

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zucker” and substitute “Zucker, and Queen”; in line 12, after “purposes;” insert “authorizing an employer to require an employee to provide certain notice under certain circumstances;”; in line 13, after “employer;” insert “authorizing an employer to deny a request for leave under certain circumstances;”; in line 15, after “time;” insert “authorizing an employee to work additional hours or trade shifts with another employee instead of taking earned sick and safe leave, under certain circumstances; providing that an employee is not required to accept a certain offer; prohibiting an employer, under certain circumstances, from being required to pay more than a certain rate or allowing an employee to work certain hours or shifts; prohibiting an employer, under certain circumstances, from deducting a certain absence from a certain employee’s earned sick and safe leave;”; and in line 16, strike “documentation” and substitute “verification”.

On page 2, in line 3, after “circumstances;” insert “requiring and”; in line 4, strike “determines certain provisions of this Act have been violated;” and substitute “receives a certain written complaint; specifying the contents that are required to be included and may be included in a certain order issued by the Commissioner; subjecting certain acts to certain hearing and notice requirements; requiring an employer to comply with a certain order within a certain time period;”; in line 6, after “Act” insert “within a certain time period”; in the same line, strike “authorizing” and substitute “requiring”; in line 14, after “Act;” insert “providing that this Act preempts the authority of a local jurisdiction to enact a law on or after a certain date that provides for certain sick and safe leave provided by certain employers;”; and in line 15, after “Act;” insert “providing for a delayed effective date;”.

AMENDMENT NO. 2

On page 3, in line 26, strike “OR”; and in line 27, after “ARTICLE” insert “;

**(3) IS UNDER THE AGE OF 18 YEARS BEFORE THE BEGINNING OF THE YEAR; OR**

**(4) IS EMPLOYED IN THE AGRICULTURAL SECTOR ON AN AGRICULTURAL OPERATION UNDER § 5-403(A) OF THE COURTS ARTICLE**".

On page 6, in line 4, before "THIS" insert "(A)"; and after line 10, insert:

**"(B) FOR THE PURPOSE OF SUBSECTION (A)(2)(I) OF THIS SECTION, AN EMPLOYEE WHO IS EMPLOYED IN THE CONSTRUCTION INDUSTRY DOES NOT INCLUDE AN EMPLOYEE EMPLOYED AS:**

**(1) A JANITOR;**

**(2) A BUILDING CLEANER;**

**(3) A BUILDING SECURITY OFFICER;**

**(4) A CONCIERGE;**

**(5) A DOORPERSON;**

**(6) A HANDYPERSON; OR**

**(7) A BUILDING SUPERINTENDENT."**

#### AMENDMENT NO. 3

On page 6, in line 12, strike "MORE THAN NINE" and substitute "15 OR MORE"; and in line 15, strike "NINE EMPLOYEES OR LESS" and substitute "14 OR FEWER EMPLOYEES".

#### AMENDMENT NO. 4

On page 9, in line 20, after "(B)" insert "(1)"; in line 21, strike "AN EMPLOYEE SHALL MAKE A GOOD FAITH EFFORT TO PROVIDE THE" and substitute "AN"; and strike beginning with "WITH" in line 22 down through "EMPLOYER" in line 23 and substitute "MAY REQUIRE AN EMPLOYEE TO PROVIDE REASONABLE ADVANCE NOTICE OF NOT

MORE THAN 7 DAYS BEFORE THE DATE THE EARNED SICK AND SAFE LEAVE WOULD BEGIN.

(2) IF THE NEED TO USE EARNED SICK AND SAFE LEAVE IS NOT FORESEEABLE, AN EMPLOYEE SHALL:

(I) PROVIDE NOTICE TO AN EMPLOYER AS SOON AS PRACTICABLE; AND

(II) GENERALLY COMPLY WITH THE EMPLOYER’S NOTICE OR PROCEDURAL REQUIREMENTS FOR REQUESTING OR REPORTING OTHER LEAVE, IF THOSE REQUIREMENTS DO NOT INTERFERE WITH THE EMPLOYEE’S ABILITY TO USE EARNED SICK AND SAFE LEAVE.

(3) AN EMPLOYER MAY DENY A REQUEST TO TAKE EARNED SICK AND SAFE LEAVE IF:

(I) AN EMPLOYEE FAILS TO PROVIDE THE NOTICE REQUIRED UNDER PARAGRAPHS (1) OR (2) OF THIS SUBSECTION; AND

(II) THE EMPLOYEE’S ABSENCE WILL CAUSE A DISRUPTION TO THE EMPLOYER”.

On page 10, in line 20, after “(G)” insert “(1)”; in line 22, strike “REASONABLE DOCUMENTATION TO VERIFY” and substitute “VERIFICATION”; and after line 23, insert:

“(2) IF AN EMPLOYEE FAILS OR REFUSES TO PROVIDE VERIFICATION AS REQUIRED BY AN EMPLOYER UNDER SUBSECTION (A) OF THIS SECTION, THE EMPLOYER MAY DENY A SUBSEQUENT REQUEST TO TAKE EARNED SICK AND SAFE LEAVE FOR THE SAME REASON.”.

AMENDMENT NO. 5

On page 10, in line 16, after “(F)” insert “(1)”; and after line 19, insert:

“(2) AN EMPLOYER MAY SATISFY THE REQUIREMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION BY PROVIDING AN ONLINE SYSTEM THROUGH

WHICH AN EMPLOYEE MAY ASCERTAIN THE BALANCE OF THE EMPLOYEE'S AVAILABLE EARNED SICK AND SAFE LEAVE."

On page 11, in line 24, strike the second "SECTION" and substitute "SUBTITLE".

AMENDMENT NO. 6

On page 5, in line 21, after "(3)" insert "EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION,"; in line 23, strike "OR"; and in line 25, after "ARTICLE" insert "; OR

(5) PROHIBIT AN EMPLOYER FROM ADOPTING A POLICY THAT LIMITS AN EMPLOYEE TO USING EARNED SICK AND SAFE LEAVE ONLY FOR THE REASONS LISTED IN § 3-1305(A) OF THIS SUBTITLE".

On page 6, after line 2, insert:

"(C) THIS SUBTITLE PREEMPTS THE AUTHORITY OF A LOCAL JURISDICTION TO ENACT A LAW ON OR AFTER JANUARY 1, 2016, THAT REGULATES SICK AND SAFE LEAVE PROVIDED BY AN EMPLOYER OTHER THAN THE LOCAL JURISDICTION."

AMENDMENT NO. 7

On page 7, in line 6, after "90" insert "CALENDAR"; in the same line, after "DAYS" insert "THE EMPLOYEE WORKS FOR THE EMPLOYER"; and in line 7, strike "THE EMPLOYEE IS EMPLOYED".

AMENDMENT NO. 8

On page 7, in line 24, strike "PARAGRAPH (2)" and substitute "PARAGRAPHS (2) AND (3)"; and after line 30, insert:

"(3) AN EMPLOYER MAY NOT BE REQUIRED TO ALLOW AN EMPLOYEE TO CARRY OVER UNUSED SICK AND SAFE LEAVE UNDER PARAGRAPH (1) OF THIS SUBSECTION IF:

(I) THE EMPLOYER AWARDS THE EMPLOYEE THE FULL AMOUNT OF EARNED SICK AND SAFE LEAVE AT THE BEGINNING OF EACH YEAR UNDER SUBSECTION (D) OF THIS SECTION; OR

**(II) THE EMPLOYMENT OF THE EMPLOYEE IS CONTINGENT ON THE EMPLOYER RECEIVING A GRANT.**

**AMENDMENT NO. 9**

On page 8, in line 1, strike “12” and substitute “9”.

On page 10, in line 7, after “EMPLOYEE” insert “**MORE THAN THE EMPLOYEE’S BASE RATE OF PAY**”; in line 8, strike “OR”; and in line 9, after “(II)” insert “**BE REQUIRED TO ALLOW AN EMPLOYEE TO WORK ADDITIONAL HOURS OR SHIFTS THAT WOULD RESULT IN THE EMPLOYER BEING REQUIRED TO PAY OVERTIME TO THE EMPLOYEE;**  
**OR**

**(III)**.

**AMENDMENT NO. 10**

On page 8, in line 23, strike “PROVIDE AND”; and in line 24, strike “USE” and substitute “**RETAIN**”.

On page 9, strike beginning with “NEEDED” in line 11 down through “BY” in line 12 and substitute “**RELATED TO**”; and in line 15, after “SERVICES” insert “**OR PROCEEDINGS**”.

**AMENDMENT NO. 11**

On pages 11 and 12, strike in their entirety the lines beginning with line 26 on page 11 through line 22 on page 12, inclusive.

On page 11, after line 25, insert:

**“(A) IF AN EMPLOYEE BELIEVES THAT AN EMPLOYER HAS VIOLATED THIS SUBTITLE, THE EMPLOYEE MAY FILE A WRITTEN COMPLAINT WITH THE COMMISSIONER.**

**(B) (1) WITHIN 90 DAYS AFTER THE RECEIPT OF A WRITTEN COMPLAINT, THE COMMISSIONER SHALL CONDUCT AN INVESTIGATION AND ATTEMPT TO RESOLVE THE ISSUE INFORMALLY THROUGH MEDIATION.**



(2) (I) IF THE COMMISSIONER IS UNABLE TO RESOLVE AN ISSUE THROUGH MEDIATION DURING THE PERIOD STATED IN PARAGRAPH (1) OF THIS SUBSECTION AND THE COMMISSIONER DETERMINES THAT AN EMPLOYER HAS VIOLATED THIS SUBTITLE, THE COMMISSIONER SHALL ISSUE AN ORDER.

(II) AN ORDER ISSUED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH:

1. SHALL DESCRIBE THE VIOLATION;

2. SHALL DIRECT THE PAYMENT OF THE FULL MONETARY VALUE OF ANY UNPAID EARNED SICK AND SAFE LEAVE AND ANY ACTUAL ECONOMIC DAMAGES;

3. MAY, IN THE COMMISSIONER'S DISCRETION, DIRECT THE PAYMENT OF AN ADDITIONAL AMOUNT UP TO THREE TIMES THE VALUE OF THE EMPLOYEE'S HOURLY WAGE FOR EACH VIOLATION; AND

4. MAY, IN THE COMMISSIONER'S DISCRETION, ASSESS A CIVIL PENALTY OF UP TO \$1,000 FOR EACH EMPLOYEE FOR WHOM THE EMPLOYER IS NOT IN COMPLIANCE WITH THIS SUBTITLE.

(3) THE ACTIONS TAKEN UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION ARE SUBJECT TO THE HEARING AND NOTICE REQUIREMENTS OF TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

(C) (1) WITHIN 30 DAYS AFTER THE COMMISSIONER ISSUES AN ORDER, AN EMPLOYER SHALL COMPLY WITH THE ORDER.

(2) IF AN EMPLOYER DOES NOT COMPLY WITH AN ORDER WITHIN THE TIME PERIOD STATED IN PARAGRAPH (1) OF THIS SUBSECTION:

(I) THE COMMISSIONER MAY:

1. WITH THE WRITTEN CONSENT OF THE EMPLOYEE, ASK THE ATTORNEY GENERAL TO BRING AN ACTION ON BEHALF OF THE EMPLOYEE IN THE COUNTY WHERE THE EMPLOYER IS LOCATED; OR

2. BRING AN ACTION TO ENFORCE THE ORDER FOR CIVIL PENALTY IN THE COUNTY WHERE THE EMPLOYER IS LOCATED; AND

(II) WITHIN 3 YEARS AFTER THE DATE OF THE ORDER, AN EMPLOYEE MAY BRING AN ACTION TO ENFORCE THE ORDER IN THE COUNTY WHERE THE EMPLOYER IS LOCATED.

(3) IF AN EMPLOYEE PREVAILS IN AN ACTION BROUGHT UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION TO ENFORCE AN ORDER, THE COURT SHALL AWARD:

(I) THREE TIMES THE VALUE OF THE EMPLOYEE’S UNPAID EARNED SICK AND SAFE LEAVE;

(II) PUNITIVE DAMAGES IN AN AMOUNT TO BE DETERMINED BY THE COURT;

(III) REASONABLE COUNSEL FEES AND OTHER COSTS;

(IV) INJUNCTIVE RELIEF, IF APPROPRIATE; AND

(V) ANY OTHER RELIEF THAT THE COURT DEEMS APPROPRIATE.”.

#### AMENDMENT NO. 12

On page 7, in lines 21 and 22, in each instance, strike “**OCTOBER 1, 2016**” and substitute “**JANUARY 1, 2017**”.

On page 13, after line 28, 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 bona fide collective bargaining agreement entered into before June 1,

2016, for the duration of the contract term, excluding any extensions, options to extend, or renewals of the term of the original agreement.”.

On page 14, in line 1, strike “2.” and substitute “3.”; and in line 2, strike “October 1, 2016” and substitute “January 1, 2017”.

The preceding 12 amendments were read and adopted.

Favorable report, as amended, adopted.

Delegate Davis moved to make the Bill a Special Order for Friday.

The motion was adopted.

### **THE COMMITTEE ON WAYS AND MEANS REPORT #16**

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

#### **House Bill 1079 – Montgomery County Delegation**

AN ACT concerning

#### **Montgomery County Student Loan Refinancing Authority MC 27-16**

**HB1079/195962/1**

BY: Committee on Ways and Means

#### AMENDMENTS TO HOUSE BILL 1079

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, strike beginning with the semicolon in line 5 down through “an” in line 6 and substitute “through an”; strike beginning with “government” in line 7 down through “powers” in line 8 and substitute “governing body”; strike beginning with the comma in line 8 down through “organization” in line 9; strike beginning with “authorizing” in line 9 down through “Authority;” in line 18 and substitute “requiring Montgomery County to take certain actions before establishing the Authority; requiring the Authority to meet certain requirements if the Authority is established; providing that the provisions of the Montgomery County Charter do not apply to the Authority unless expressly provided by”

law;” strike beginning with “stating” in line 19 down through “severable;” in line 21 and substitute “adding the Authority to the definition of “local government” for purposes of the Local Government Tort Claims Act; making certain provisions of this Act subject to a certain contingency;”; in line 25, strike “18-3122” and substitute “18-3103”; and after line 28, insert:

“BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5-301(d)(28) and (29)

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 5-301(d)(30)

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)”.

#### AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 5 on page 2 through line 7 on page 4, inclusive, and substitute “18-3101.”.

On page 4, strike beginning with “FINANCE” in line 11 down through “INSTITUTIONS.” in line 17 and substitute “PROVIDE A SYSTEM OF FINANCIAL ASSISTANCE CONSISTING OF AFFORDABLE GRANTS, LOANS, AND OTHER AIDS TO ENABLE MONTGOMERY COUNTY RESIDENTS, GRADUATES OF THE COUNTY PUBLIC SCHOOL SYSTEM, INDIVIDUALS EMPLOYED BY THE COUNTY GOVERNMENT OR PUBLIC SCHOOL SYSTEM, AND OTHER INDIVIDUALS AS DETERMINED BY THE AUTHORITY, TO OBTAIN A POSTSECONDARY EDUCATION.”.

#### AMENDMENT NO. 3

On page 4, before line 18, insert:

“18-3102.

(A) BEFORE MONTGOMERY COUNTY MAY ESTABLISH THE MONTGOMERY COUNTY STUDENT LOAN REFINANCING AUTHORITY, THE COUNTY SHALL:

(1) STUDY ASPECTS OF IMPLEMENTING THE AUTHORITY IN ACCORDANCE WITH STATE AND COUNTY LAW, INCLUDING:

(I) PERFORMING A FEASIBILITY AND DEMAND STUDY;

(II) ASSESSING THE POTENTIAL BENEFIT TO RECRUITMENT AND RETENTION OF COUNTY AND SCHOOL SYSTEM EMPLOYEES; AND

(III) STUDYING THE OPERATION OF SIMILAR PROGRAMS IN OTHER SYSTEMS, INCLUDING OPERATING COSTS;

(2) HOLD PUBLIC HEARINGS; AND

(3) PROVIDE AN OPPORTUNITY FOR PUBLIC COMMENT.”.

in line 18, strike “(C)” and substitute “(B)”; in the same line, strike “TO” and substitute “IF MONTGOMERY COUNTY DECIDES TO”; strike beginning with “SUBSECTION” in line 18 down through “COUNCIL” in line 19 and substitute “§ 18-3101 OF THIS SUBTITLE, THE COUNTY’S GOVERNING BODY”; and strike beginning with the colon in line 19 down through “FUNCTION.” in line 29 and substitute “CREATES THE AUTHORITY IN ACCORDANCE WITH THIS SUBTITLE.”.

AMENDMENT NO. 4

On page 4, in line 30, strike “18-3104.” and substitute:

“18-3103.

(A) IF MONTGOMERY COUNTY ESTABLISHES THE MONTGOMERY COUNTY STUDENT LOAN REFINANCING AUTHORITY, THE AUTHORITY SHALL MEET THE REQUIREMENTS OF THIS SECTION.

(B) THE MONTGOMERY COUNTY STUDENT LOAN REFINANCING AUTHORITY SHALL BE SUBJECT TO:

(1) THE MONTGOMERY COUNTY PUBLIC ETHICS LAW; AND

**(2) THE OPEN MEETINGS ACT UNDER TITLE 3 OF THE GENERAL PROVISIONS ARTICLE.**

**(C) IF THE MONTGOMERY COUNTY STUDENT LOAN REFINANCING AUTHORITY IS GRANTED THE POWER TO ISSUE BONDS FOR THE PURPOSE OF MAKING LOANS TO FINANCE POSTSECONDARY EDUCATION, ANY BONDS ISSUED BY THE AUTHORITY SHALL BE OBLIGATIONS OF THE AUTHORITY ONLY AND NOT OF MONTGOMERY COUNTY OR THE STATE.**

**(D) THE PROVISIONS OF THE MONTGOMERY COUNTY CHARTER DO NOT APPLY TO THE AUTHORITY UNLESS THE GOVERNING BODY OF MONTGOMERY COUNTY EXPRESSLY PROVIDES BY LAW THAT A CHARTER PROVISION APPLIES TO THE AUTHORITY.”.**

**AMENDMENT NO. 5**

On pages 5 through 20, strike in their entirety the lines beginning with line 1 on page 5 through line 13 on page 20, inclusive.

**AMENDMENT NO. 6**

On page 20, before line 14, insert:

**“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:**

**Article – Courts and Judicial Proceedings**

**5–301.**

**(d) “Local government” means:**

**(28) The nonprofit corporation serving as the local public transportation authority for Garrett County pursuant to a contract or memorandum of understanding with Garrett County (Garrett County Community Action Committee, Inc.); [and]**

**(29) The nonprofit corporation serving as the industrial development authority of Carroll County established under Title 12, Subtitle 1 of the Economic Development Article; AND**

**(30) THE MONTGOMERY COUNTY STUDENT LOAN REFINANCING AUTHORITY ESTABLISHED UNDER TITLE 18, SUBTITLE 31 OF THE EDUCATION ARTICLE.**

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect contingent on the creation of the Montgomery County Student Loan Refinancing Authority by the Montgomery County Government in accordance with Title 18, Subtitle 31 of the Education Article. The Montgomery County Office of Intergovernmental Relations shall notify the Department of Legislative Services within 10 days after the enactment of an ordinance creating the Authority. If notice of the creation of the Authority is not received by the Department of Legislative Services on or before June 30, 2019, Section 2 of this Act shall be null and void without the necessity of further action by the General Assembly.”;

and in line 14, strike “2.” and substitute “4.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably with amendments:

**House Bill 1087 – Prince George’s County Delegation**

AN ACT concerning

**Task Force to Study a Promise Scholarship Program in Prince George’s County**

**PG 438–16**

**HB1087/665369/1**

BY: Committee on Ways and Means

**AMENDMENT TO HOUSE BILL 1087**

**(First Reading File Bill)**

On page 2, in line 16, strike “and”; after line 16, insert:

“(12) the Chancellor of the University System of Maryland, or the Chancellor’s designee;

(13) the President of Bowie State University, or the President’s designee; and”;

in line 17, strike “(12)” and substitute “(14)”; in line 22, strike “and”; in line 23, strike the period and substitute “; and”; and after line 23, insert:

“(v) one representative of the Prince George’s County Educators’ Association.”.

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 1369 – Delegate Lisanti**

AN ACT concerning

### **Harford County Student Loan Refinancing Authority**

**HB1369/235965/1**

BY: Committee on Ways and Means

#### AMENDMENTS TO HOUSE BILL 1369

(First Reading File Bill)

#### AMENDMENT NO. 1

On page 1, strike beginning with the semicolon in line 4 down through “an” in line 5 and substitute “through an”; strike beginning with “government” in line 6 down through the first “powers” in line 7 and substitute “governing body”; strike beginning with the first comma in line 7 down through “organization” in line 8; strike beginning with “authorizing” in line 8 down through “Authority;” in line 16 and substitute “requiring Harford County to take certain actions before establishing the Authority; requiring the Authority to meet certain requirements if the Authority is established; providing that the provisions of the Harford County Charter do not apply to the Authority unless expressly provided by law;”; strike beginning with “stating” in line 18 down through “severable;” in line 20 and substitute “adding the Authority to the definition of “local government” for purposes of the



Local Government Tort Claims Act; making certain provisions of this Act subject to a certain contingency;"; in line 24, strike "18-3122" and substitute "18-3103"; and after line 27, insert:

"BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5-301(d)(28) and (29)

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

BY adding to

Article – Courts and Judicial Proceedings

Section 5-301(d)(30)

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)".

#### AMENDMENT NO. 2

On pages 2 through 4, strike in their entirety the lines beginning with line 3 on page 2 through line 5 on page 4, inclusive, and substitute "18-3101.".

On page 4, strike beginning with "FINANCE" in line 9 down through "INSTITUTIONS." in line 15 and substitute "PROVIDE A SYSTEM OF FINANCIAL ASSISTANCE CONSISTING OF AFFORDABLE GRANTS, LOANS, AND OTHER AIDS TO ENABLE HARFORD COUNTY RESIDENTS, GRADUATES OF THE COUNTY PUBLIC SCHOOL SYSTEM, INDIVIDUALS EMPLOYED BY THE COUNTY GOVERNMENT OR PUBLIC SCHOOL SYSTEM, AND OTHER INDIVIDUALS AS DETERMINED BY THE AUTHORITY TO OBTAIN A POSTSECONDARY EDUCATION.".

#### AMENDMENT NO. 3

On page 4, before line 16, insert:

"18-3102.

(A) BEFORE HARFORD COUNTY MAY ESTABLISH THE HARFORD COUNTY STUDENT LOAN REFINANCING AUTHORITY, THE COUNTY SHALL:

(1) STUDY ASPECTS OF IMPLEMENTING THE AUTHORITY IN ACCORDANCE WITH STATE AND COUNTY LAW, INCLUDING:

**(I) PERFORMING A FEASIBILITY AND DEMAND STUDY;**

**(II) ASSESSING THE POTENTIAL BENEFIT TO RECRUITMENT AND RETENTION OF COUNTY AND SCHOOL SYSTEM EMPLOYEES; AND**

**(III) STUDYING THE OPERATION OF SIMILAR PROGRAMS IN OTHER SYSTEMS, INCLUDING OPERATING COSTS;**

**(2) HOLD PUBLIC HEARINGS; AND**

**(3) PROVIDE AN OPPORTUNITY FOR PUBLIC COMMENT.”**

in line 16, strike “(C)” and substitute “(B)”; in the same line, strike “TO” and substitute “**IF HARFORD COUNTY DECIDES TO**”; strike beginning with “SUBSECTION” in line 16 down through “COUNCIL” in line 17 and substitute “**§ 18-3101 OF THIS SUBTITLE, THE COUNTY’S GOVERNING BODY**”; and strike beginning with the colon in line 17 down through “FUNCTION.” in line 26 and substitute “**CREATES THE AUTHORITY IN ACCORDANCE WITH THIS SUBTITLE.**”.

**AMENDMENT NO. 4**

On page 4, in line 27, strike “18-3104.” and substitute:

**“18-3103.**

**(A) IF HARFORD COUNTY ESTABLISHES THE HARFORD COUNTY STUDENT LOAN REFINANCING AUTHORITY, THE AUTHORITY SHALL MEET THE REQUIREMENTS OF THIS SECTION.**

**(B) THE HARFORD COUNTY STUDENT LOAN REFINANCING AUTHORITY SHALL BE SUBJECT TO:**

**(1) THE HARFORD COUNTY PUBLIC ETHICS LAW; AND**

**(2) THE OPEN MEETINGS ACT UNDER TITLE 3 OF THE GENERAL PROVISIONS ARTICLE.**

**(C) IF THE HARFORD COUNTY STUDENT LOAN REFINANCING AUTHORITY IS GRANTED THE POWER TO ISSUE BONDS FOR THE PURPOSE OF MAKING LOANS TO FINANCE POSTSECONDARY EDUCATION, ANY BONDS ISSUED BY THE AUTHORITY SHALL BE OBLIGATIONS OF THE AUTHORITY ONLY AND NOT OF HARFORD COUNTY OR THE STATE.**

**(D) THE PROVISIONS OF THE HARFORD COUNTY CHARTER DO NOT APPLY TO THE AUTHORITY UNLESS THE GOVERNING BODY OF HARFORD COUNTY EXPRESSLY PROVIDES BY LAW THAT A CHARTER PROVISION APPLIES TO THE AUTHORITY.**

**AMENDMENT NO. 5**

On pages 4 through 20, strike in their entirety the lines beginning with line 28 on page 4 through line 8 on page 20, inclusive.

**AMENDMENT NO. 6**

On page 20, before line 9, insert:

**“SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:**

**Article – Courts and Judicial Proceedings**

**5–301.**

**(d) “Local government” means:**

**(28) The nonprofit corporation serving as the local public transportation authority for Garrett County pursuant to a contract or memorandum of understanding with Garrett County (Garrett County Community Action Committee, Inc.); [and]**

**(29) The nonprofit corporation serving as the industrial development authority of Carroll County established under Title 12, Subtitle 1 of the Economic Development Article; AND**

**(30) THE HARFORD COUNTY STUDENT LOAN REFINANCING AUTHORITY ESTABLISHED UNDER TITLE 18, SUBTITLE 31 OF THE EDUCATION ARTICLE.**

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect contingent on the creation of the Harford County Student Loan Refinancing Authority by the Harford County Government in accordance with Title 18, Subtitle 31 of the Education Article. The Harford County Office of Government and Community Relations shall notify the Department of Legislative Services within 10 days after the enactment of an ordinance creating the Authority. If notice of the creation of the Authority is not received by the Department of Legislative Services on or before June 30, 2019, Section 2 of this Act shall be null and void without the necessity of further action by the General Assembly.”;

in line 9, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, except as provided in Section 3 of this Act.”.

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**Senate Bill 16 – Senator Eckardt**

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:

**Senate Bill 129 – Senator Conway**

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 with amendments:

**Senate Bill 145 – Senators Mathias and Eckardt**

AN ACT concerning

**Wicomico County Board of Education – Election and Appointment of Members**

**SB0145/195165/1**

BY: Committee on Ways and Means

AMENDMENT TO SENATE BILL 145

(Third Reading File Bill)

On page 16, in lines 1 and 8 and 9, in each instance, strike “the current system” and substitute “Retaining the Current System”.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**Senate Bill 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**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**Senate Bill 282 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Education)**

AN ACT concerning

**Early Childhood Development – Transfer of Provisions**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**Senate Bill 288 – Senator Kasemeyer**

AN ACT concerning

**Income Tax – Corporation Returns – Filing Date**

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Delegate Hixson, Chair, for the Committee on Ways and Means reported favorably:

**Senate Bill 314 – Senators Klausmeier, Currie, DeGrange, Eckardt, Guzzone,  
Kagan, Rosapepe, Salling, and Simonaire**

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:

**Senate Bill 823 – Senator Conway**

AN ACT concerning

**Task Force to Study the Implementation of a Dyslexia Education Program  
– Extension**

**SB0823/335663/1**

BY: Committee on Ways and Means

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “– Extension” and substitute “– Membership, Duties, and Extension”; in line 4, strike “date by which” and substitute “membership and duties of”; in line 5, after “Program” insert “; altering the date by which the Task Force”; and in line 11, strike “1(g)” and substitute “1(b), (f), and (g)”.

AMENDMENT NO. 2

On page 1, after line 16, insert:

“(b) The Task Force consists of the following members:

(1) one member of the Senate of Maryland, appointed by the President of the Senate;

(2) one member of the House of Delegates, appointed by the Speaker of the House;

(3) the State Superintendent of Schools, or the Superintendent’s designee;

(4) one representative of the Maryland Association of Boards of Education, appointed by the Executive Director of the Association;

(5) one representative of the Public School Superintendents Association of Maryland, appointed by the Executive Director of the Association;

(6) one representative of the Maryland State Education Association, appointed by the Executive Director of the Association;

(7) one representative of the Maryland School Psychologists’ Association, appointed by the President of the Association; and

(8) the following members, appointed by the Governor:

(i) one representative of an employee organization of public school teachers;

(ii) one representative of a local school system;

(iii) two representatives of the dyslexia education community;

(iv) one representative of an organization that certifies dyslexia identification methodologies;

(v) one consumer member who has experience with dyslexia identification, education, and treatment; [and]

(vi) one representative of Decoding Dyslexia Maryland;

**(VII) ONE MEMBER WHO IS AN ADMINISTRATOR OF A TEACHER TRAINING PROGRAM; AND**

**(VIII) ONE MEMBER WHO IS EMPLOYED BY AN INSTITUTION OF HIGHER EDUCATION WITH EXPERTISE IN RESEARCH METHODOLOGY.**

(f) The Task Force shall:

**(1) MAKE RECOMMENDATIONS REGARDING HOW THE TERMS “DYSLEXIA” AND “TARGETED STUDENTS” SHOULD BE DEFINED;**

[(1)] (2) determine current practices for identifying and treating dyslexia in students in Maryland public schools;

[(2)] (3) determine current practices for identifying and treating dyslexia in other states;

**(4) DETERMINE THE COMPONENTS AND COSTS OF SUCCESSFUL DYSLEXIA EDUCATION PROGRAMS ESTABLISHED IN OTHER STATES;**

[(3)] (5) determine the appropriate structure for establishing a dyslexia education program and make recommendations on:

(i) the feasibility of funding a dyslexia education program through the State Department of Education or alternative funding mechanisms and sources or both, INCLUDING RESEARCHING GRANT OPPORTUNITIES;



(ii) the methodologies that should be used to test students and identify dyslexia and pre-dyslexia tendencies in students;

(iii) the appropriate age to begin testing for dyslexia and pre-dyslexia tendencies; and

(iv) the best practices for treating and educating students identified as having dyslexia or pre-dyslexia tendencies; and

[(4)] (6) develop a pilot program to initiate the implementation of the recommendations of the Task Force in an appropriately limited geographical area.”.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

## CONFERENCE COMMITTEE REPORT

REPORT OF THE CONFERENCE COMMITTEE ON SENATE BILL 191 - THE CAPITAL BUDGET  
(See Exhibit S of Appendix II)

Conference Committee Report read and adopted.

Bill placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 121    Negative – 15    (See Roll Call No. 878)

The Bill was then returned to the Senate.

## 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 Friday, April 8, 2016.

The motion was adopted.

**QUORUM CALL**

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 879)

**THIRD READING FILE**

The presiding officer submitted the following Bills for Third Reading:

**THIRD READING CALENDAR (HOUSE BILLS) #73**

**House Bill 764 – ~~Delegates Saab, Beidle, Carey, Chang, Frush, S. Howard, Kipke, Malone, McMillan, Simonaire, and Sophocleus~~ Anne Arundel County Delegation**

AN ACT concerning

**Anne Arundel County – Charitable Gaming**

Read the third time and passed by yeas and nays as follows:

Affirmative – 136    Negative – 1    (See Roll Call No. 880)

The Bill was then sent to the Senate.

**House Bill 1344 – Delegate Arentz**

AN ACT concerning

**Queen Anne's County – County Commissioners Election ~~and Terms~~  
Method – Straw Ballot**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 881)

The Bill was then sent to the Senate.

**THIRD READING CALENDAR (SENATE BILLS) #14**

**Senate Bill 33 – Senator Astle**

AN ACT concerning

**Anne Arundel County – Alcoholic Beverages – Licenses**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 882)

The Bill was then returned to the Senate.

**Senate Bill 130 – Senator Mathias**

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 – 138    Negative – 0    (See Roll Call No. 883)

The Bill was then returned to the Senate.

**Senate Bill 435 – Senators Norman, Cassilly, and Jennings**

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 – 137    Negative – 0    (See Roll Call No. 884)

The Bill was then returned to the Senate.

**Senate Bill 480 – Senators Astle, Bates, Klausmeier, and Middleton**

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 – 137    Negative – 0    (See Roll Call No. 885)

The Bill was then returned to the Senate.

**Senate Bill 483 – Senator Edwards**

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. 886)

The Bill was then returned to the Senate.

**Senate Bill 523 – Washington County Senators**

AN ACT concerning

**Alcoholic Beverages – Washington County – Local Penalties**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 887)

The Bill was then returned to the Senate.

**Senate Bill 530 – Senator Eckardt**

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 – 138 Negative – 0 (See Roll Call No. 888)

The Bill was then returned to the Senate.

**Senate Bill 539 – Senator Conway**

AN ACT concerning

**Real Estate Brokers – Licensure Requirement – Exemption for Lawyers**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 1 (See Roll Call No. 889)

The Bill was then returned to the Senate.

**Senate Bill 634 – Caroline County Senators**

AN ACT concerning

**Caroline County – Alcoholic Beverages – Refillable Container Permit**

Read the third time and passed by yeas and nays as follows:

Affirmative – 137 Negative – 0 (See Roll Call No. 890)

The Bill was then returned to the Senate.

**Senate Bill 663 – Senators Benson, Feldman, Jennings, Lee, Madaleno, Pugh, Raskin, ~~and Salling~~ Salling, Middleton, Astle, Kelley, Klausmeier, Reilly, Mathias, and Hershey**

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 – 7 (See Roll Call No. 891)

The Bill was then returned to the Senate.

**Senate Bill 670 – Senator Kasemeyer**

AN ACT concerning

**Howard County – Alcoholic Beverages – Continuing Care Retirement  
Community License**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 892)

The Bill was then returned to the Senate.

**Senate Bill 693 – Senators Young and Hough**

AN ACT concerning

**Frederick County – Alcoholic Beverages – Hotel Lobby License**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 893)

The Bill was then returned to the Senate.

**Senate Bill 694 – Senators Young and Hough**

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. 894)

The Bill was then returned to the Senate.

**Senate Bill 695 – Senators Young and Hough**

AN ACT concerning

**Frederick County – Alcoholic Beverages – Beauty Salon License**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 895)

The Bill was then returned to the Senate.

**Senate Bill 746 – Senators Ready, Bates, and Hough**

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 – 138 Negative – 0 (See Roll Call No. 896)

The Bill was then returned to the Senate.

**Senate Bill 750 – Senator Klausmeier**

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 – 138 Negative – 0 (See Roll Call No. 897)

The Bill was then returned to the Senate.

**Senate Bill 824 – Senator Conway**

AN ACT concerning

**Real Estate Licensees – Verification of Service Provider Licensing Status**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138 Negative – 0 (See Roll Call No. 898)

The Bill was then returned to the Senate.

**Senate Bill 851 – Senator Astle**

AN ACT concerning

**Property and Casualty Insurance – Commercial Policies and Workers' Compensation Insurance Policies – Notices of Premium Increases**

Read the third time and passed by yeas and nays as follows:

Affirmative – 124    Negative – 13    (See Roll Call No. 899)

The Bill was then returned to the Senate.

**Senate Bill 912 – Senator Feldman**

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 – 112    Negative – 24    (See Roll Call No. 900)

The Bill was then returned to the Senate.

**Senate Bill 967 – Senator Mathias**

AN ACT concerning

**Worcester County – Alcoholic Beverages – Class A Beer, Wine, and Liquor  
License**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 901)

The Bill was then returned to the Senate.

**Senate Bill 1069 – ~~Senator Middleton~~ Senators Middleton, Hershey, Jennings, and  
Kelley**

AN ACT concerning

**Public Utilities – Application for a Certificate of Public Convenience and  
Necessity – Public Notice**

Read the third time and passed by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 902)

The Bill was then returned to the Senate.



**CONCURRENCE CALENDAR #3**

**AMENDED IN THE SENATE**

**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**

Delegate McIntosh moved that the House concur in the Senate amendments.

**HB0120/429434/1**

BY: Budget and Taxation Committee

AMENDMENT TO HOUSE BILL 120

(Third Reading File Bill)

On page 2, in line 2, after “SITE” insert “, IN A MACHINE-READABLE FORMAT,”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 137    Negative – 0    (See Roll Call No. 903)

**AMENDED IN THE SENATE**

**House Bill 3 – Delegate Davis**

**EMERGENCY BILL**

AN ACT concerning

**Public Utilities – Transportation Network Services and For-Hire Transportation – Clarifications**

Delegate Davis moved that the House concur in the Senate amendments.

**HB0003/597276/1**

BY: Finance Committee

AMENDMENT TO HOUSE BILL 3

(Third Reading File Bill)

On page 3, in line 3, strike “without” and substitute “with”.

On page 13, in line 26, after “**2016**” insert a comma.

On page 18, in line 12, strike “SUBPARAGRAPH (IV)2” and substitute “SUBSUBPARAGRAPH 2”; and in the same line, strike “PARAGRAPH” and substitute “SUBPARAGRAPH”.

The preceding amendment was read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 138    Negative – 0    (See Roll Call No. 904)

**AMENDED IN THE SENATE**

**House Bill 440 – Delegates Kramer and Fraser–Hidalgo**

AN ACT concerning

**Electric Companies – Installation of Solar Electric Generating Facility –  
Completion of Interconnection**

Delegate Davis moved that the House concur in the Senate amendments.

**HB0440/797079/1**

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 440

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “documentation;” insert “authorizing the Public Service Commission to waive a certain requirement under certain circumstances;”.

AMENDMENT NO. 2

On page 3, after line 16, insert:

**“(3) THE COMMISSION MAY TEMPORARILY WAIVE THE REQUIREMENTS UNDER PARAGRAPH (2) OF THIS SUBSECTION IN AN ELECTRIC COMPANY’S SERVICE TERRITORY ON A SHOWING OF GOOD CAUSE.”**

The preceding 2 amendments were read and concurred in.

The Bill, as amended, was placed on Third Reading and passed finally by yeas and nays as follows:

Affirmative – 135    Negative – 3    (See Roll Call No. 905)

**MESSAGE FROM THE SENATE****FIRST READING OF SENATE BILLS****Senate Bill 509 – Senator Waugh**

AN ACT concerning

**Real Property – Actions to Quiet Title**

FOR the purpose of authorizing a certain action to be brought to establish title against adverse claims to property; establishing that the court is deemed to have possession and control for the purpose of an action under this Act; providing for the venue and the application of certain rules in an action under this Act; establishing requirements for a complaint, an answer to a complaint, naming of defendants, joinder of parties, and service of process in an action under this Act; authorizing the court to take certain actions in an action under this Act; ~~authorizing~~ requiring the recording of a certain judgment; providing for the effect of a judgment in an action under this Act; providing for the construction of this Act; making stylistic changes; defining certain terms; and generally relating to actions to quiet title.

BY repealing and reenacting, with amendments,

Article – Real Property

Section 14–108

Annotated Code of Maryland  
(2015 Replacement Volume)

BY adding to

Article – Real Property

Section 14–601 through 14–621 to be under the new subtitle “Subtitle 6. Actions to Quiet Title”  
Annotated Code of Maryland  
(2015 Replacement Volume)

Read the first time and referred to the Committee on Rules and Executive Nominations.

### **Senate Bill 532 – Senator McFadden**

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 certain correctional case management specialists, supervisors, or managers; ~~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; providing that certain members of the Correctional Officers’ Retirement System who meet certain criteria may receive a normal service retirement allowance that is based on certain creditable service; requiring the State Retirement Agency, on or before a certain date, to notify certain individuals affected by this Act of their rights to transfer certain service credit 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(e) 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 Rules and Executive Nominations.

**Senate Bill 558 – Senators Ferguson, Currie, Guzzone, Klausmeier, Madaleno, McFadden, ~~and Pugh~~ Pugh, Nathan–Pulliam, and Conway**

AN ACT concerning

**Baltimore Regional Neighborhood Initiative Program – Codified**

FOR the purpose of establishing the Baltimore Regional Neighborhood Initiative Program; providing for the administration and purpose of the Program; establishing the type of community enhancement projects eligible to receive Program funds; authorizing certain community development organizations to apply to receive Program funds; requiring a community development organization’s application to contain certain information; providing that community enhancement projects may be located in more than one political subdivision; requiring the Department of Housing and Community Development to establish a certain quantitative system to evaluate each application; providing for the review of each application; requiring certain ~~approval from~~ notification to certain political subdivisions before an application may be approved; requiring the Department and the recipient of Program funds to enter into a certain agreement; authorizing the Department to exercise certain powers necessary to implement the Program and determine certain terms and conditions of the financial assistance; requiring the recipient of financial assistance from the Program to submit a certain quarterly progress report; establishing the Baltimore Regional Neighborhood Initiative Program Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary 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; providing for the investment of money in and expenditures from the Fund; requiring the Governor, in certain fiscal years, to include a certain appropriation in the annual budget bill to the Fund; requiring the Governor to include a certain appropriation for a certain fiscal year; defining certain terms; requiring the Department to issue a certain request for proposals on or before a certain date; and generally relating to establishing the Baltimore Regional Neighborhood Initiative Program.

BY adding to

Article – Housing and Community Development  
Section 6–501 through 6–510 to be under the new subtitle “Subtitle 5. Baltimore Regional Neighborhood Initiative Program”

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 Rules and Executive Nominations.

**Senate Bill 707 – ~~Senator Middleton~~ Senators Middleton, Hershey, and Mathias**

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 number of days before the proposed closing or partial closing of a health care facility for the filing of a certain notice by a certain person; 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; prohibiting a certain hospital from converting to a freestanding

medical facility before a certain date; 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; establishing a workgroup on rural health care delivery; providing for the membership, chair, and staff of the workgroup; requiring the workgroup to oversee a certain study of health care needs in certain counties and to hold certain public hearings; providing for the contents of a certain study; requiring the workgroup to review certain policy options and to report on a certain study and certain recommendations on or before a certain date; authorizing the use of certain funds for a certain purpose; 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 Rules and Executive Nominations.

**Senate Bill 771 – The President (By Request – Office of the Attorney General)**

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~~ certain actions may not revive or extend a certain statute of limitations; 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; providing for the application of this Act; 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~~ 5-1204 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 Rules and Executive Nominations.

**Senate Bill 1097 – Senators Mathias, Eckardt, Edwards, Hershey, and Middleton**

AN ACT concerning

**Local Government Tort Claims Act – Regional Development Councils**

FOR the purpose of altering the definition of a “local government” under the Local Government Tort Claims Act to include certain regional development councils; providing for the application of this Act; and generally relating to the inclusion of certain regional councils under the Local Government Tort Claims Act.

BY repealing and reenacting, with amendments,

Article – Courts and Judicial Proceedings

Section 5-301

Annotated Code of Maryland

(2013 Replacement Volume and 2015 Supplement)

Read the first time and referred to the Committee on Rules and Executive Nominations.

**Senate Bill 1143 – Senators Muse, Astle, Bates, Benson, Brochin, Cassilly, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Gladden, Guzzone, Hershey, Hough, Jennings, Kagan, Kasemeyer, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Nathan-Pulliam, Norman, Peters, Pinsky, Pugh, Ramirez, Raskin, Ready, Reilly, Rosapepe, Salling, Serafini, Simonaire, Waugh, Young, Zirkin, and Zucker**

AN ACT concerning



~~Prince George's County~~ — **Neshante and Chloe Davis Domestic Violence Prevention Task Force**

FOR the purpose of establishing the Neshante and Chloe Davis Domestic Violence Prevention 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 reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its preliminary findings to the Governor and the General Assembly on or before a certain date; ~~requiring the Task Force to meet with the Prince George's County Delegation to the General Assembly to discuss its preliminary findings within a certain number of days after reporting to the Governor and the General Assembly;~~ requiring the Task Force to report its final 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 Neshante and Chloe Davis Domestic Violence Prevention Task Force.

Read the first time and referred to the Committee on Rules and Executive Nominations.

**Senate Bill 1173 – Senators Pugh, Conway, McFadden, Ferguson, and Nathan-Pulliam**

AN ACT concerning

~~Department of Labor, Licensing and Regulation – Adult Education – Adult High Schools~~

**Task Force to Study the Adult High School Concept**

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~~ establishing the Task Force to Study the Adult High School Concept; 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 the adult high school concept; requiring the Task Force to report its findings and recommendations to the presiding officers of the General Assembly and certain committees of the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to the Task Force to Study the Adult High School Concept.

~~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 Rules and Executive Nominations.

### QUORUM CALL

The presiding officer announced a quorum call, showing 138 Members present.

(See Roll Call No. 906)

### RECESS

At 12:16 P.M. on motion of Delegate Kaiser the House recessed until 5:00 P.M. on Legislative Day March 26, 2016, Calendar Day Thursday, March 31, 2016.