

Executive Orders 2018

STATE OF MARYLAND

The Executive Orders are published under "Title 3. Governor and Lieutenant Governor" in the State Government Article of the Annotated Code of Maryland.

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General Assembly of Maryland
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EXECUTIVE ORDER OF JANUARY 3, 2018

01.01.2018.01

Declaration of a State of Emergency

WHEREAS, The State of Maryland is subject to a variety of hazards or disasters including but not limited to severe storms and significant winter weather with snow and ice accumulations, and other weather related events;

WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency there may be a need to take actions to protect the lives and property of citizens being currently impacted by this winter weather;

WHEREAS, Because of the potential impacts of this winter weather on the State of Maryland and in preparation for all contingencies, an emergency exists in Wicomico, Worcester and Somerset Counties;

WHEREAS, In order to waive certain regulations to facilitate emergency response and restoration activities, to activate certain emergency contracts, and to facilitate the deployment of requisite resources within provisions of Maryland law;

WHEREAS, Use of resources of the Maryland National Guard may be required;

WHEREAS, An Executive Order to implement the emergency powers of the Governor is a prerequisite for potential federal emergency and disaster assistance; and

WHEREAS, In order to implement the emergency powers of the Governor, an Executive Order of the Governor is appropriate.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, DECLARE THAT A STATE OF EMERGENCY EXISTS IN WICOMICO, WORCESTER AND SOMERSET COUNTIES, AND CALL THE MARYLAND NATIONAL GUARD INTO STATE SERVICE, AND HEREBY AUTHORIZE THE MARYLAND EMERGENCY MANAGEMENT AGENCY OR OTHER APPROPRIATE STATE AUTHORITY, DURING THIS

EMERGENCY PERIOD, TO ENGAGE, DEPLOY, AND COORDINATE ALL AVAILABLE RESOURCES.

EXECUTIVE ORDER OF JANUARY 5, 2018

01.01.2018.02

Access to Services for Human Trafficking Victims and Survivors

- WHEREAS, There is a National Human Trafficking Hotline which is a national hotline that serves victims and survivors of human trafficking in the United States;
- WHEREAS, The National Human Trafficking Hotline is a resource identified and required by State law to be posted in various locations to assist victims of human trafficking;
- WHEREAS, Human trafficking occurs throughout the United States including in the State of Maryland;
- WHEREAS, The “BeFree Textline,” which is operated by the same organization as the National Human Trafficking Hotline, allows victims and survivors to send a text message to get help or find local services;
- WHEREAS, Both of these services provide an important public benefit for citizens and data and technology are important tools for pursuing traffickers; and
- WHEREAS, The Executive Branch of State government (“State Government”) can assist victims of human trafficking by directing them to these resources on their websites.

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

- A. Each State Government unit and agency shall prominently display information on the homepage of their web sites regarding the National Human Trafficking Hotline and the BeFree Textline.

- B. The Maryland Department of Information Technology (DoIT) shall assist State Government units and agencies in this endeavor.
- C. Each State Government unit and agency shall complete this task by April 1, 2018.

EXECUTIVE ORDER OF JANUARY 9, 2018

01.01.2018.03

Rescission of Executive Order 01.01.2018.01

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2018.01 due to the threat to the public health and safety caused by the impact of significant winter weather in Wicomico, Worcester and Somerset Counties; and

WHEREAS, The emergency conditions caused by the impact of significant winter weather no longer exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE EMERGENCY THAT EXISTED IN WICOMICO, WORCESTER AND SOMERSET COUNTIES IS TERMINATED AND HEREBY RESCIND EXECUTIVE ORDER 01.01.2018.01.

EXECUTIVE ORDER OF JANUARY 15, 2018

01.01.2018.04

Reorganization of State Government –
Office of Small Business Regulatory Assistance

Submitted to the President of the Senate and the Speaker of the House of Delegates of Maryland

Date: January 15, 2018

AN EXECUTIVE ORDER PURSUANT TO ARTICLE II, SECTION 24 OF THE CONSTITUTION OF MARYLAND

AN EXECUTIVE ORDER concerning

**Reorganization of State Government –
Office of Small Business Regulatory Assistance**

FOR the purpose of establishing an Office of Small Business Regulatory Assistance in the Department of Labor, Licensing, and Regulation and assigning the duties formerly exercised by the Office of the Business Ombudsman in the Office of the Governor to the Office of Small Business Regulatory Assistance; requiring the Office of Small Business Regulatory Assistance to perform certain new duties; and generally relating to reorganization of State government.

BY adding to,

Article – Business Regulation
Section 2–103.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing,

Article – Economic Development
Section 14–201 through 14–205 and the subtitle “Office of the Business Ombudsman”
(2008 Volume and 2017 Supplement)

Preamble

WHEREAS, House Bill 1 of the 2017 Session of the Maryland General Assembly (“Maryland Healthy Working Families Act”) was vetoed on May 25, 2017, the veto was subsequently overridden by the Maryland General Assembly, and the bill became Chapter 1 of the Acts of 2018;

WHEREAS, a strong and healthy workforce benefits all Marylanders and the State of Maryland has a commitment to expand access to paid leave in the workforce in a manner that does not burden job creators;

WHEREAS, the Committee on Paid Leave Policy submitted its findings in a final report after six months conducting in–person interviews with impacted organizations, individuals, employees, and employers from across the entire state;

- WHEREAS, the findings of the report reveal that the Maryland Healthy Working Families Act contains potentially unintended consequences that negatively impact small businesses and workers;
- WHEREAS, small businesses are concerned about fully complying with the prescriptive and complicated provisions of the Maryland Healthy Working Families Act in order to minimize the risk of being found in violation of the law with the presumption of guilt, which carries with it severe civil penalties;
- WHEREAS, the Maryland Healthy Working Families Act creates unnecessary hardships and lacks clarity regarding verification for leave used between the 107 and 120 calendar days for employers in the tourism and hospitality industries, especially in places around the state that have a high demand for seasonal workers during peak seasons;
- WHEREAS, working Marylanders have expressed concern about revealing intimate personal details to their employers in order to access sick leave;
- WHEREAS, Maryland workers should not be unnecessarily laid off and small businesses should not be forced to shut their doors in order to comply with overly strict, burdensome, and costly regulations;
- WHEREAS, small-businesses job creators who desire to remain in compliance with sick leave and other labor laws may need additional resources;
- WHEREAS, personal employee information and required employer documentation must be handled with sensitivity; and
- WHEREAS, the Business Ombudsman serves as a liaison between businesses, economic development organizations, communities, and federal, State, and local units and agencies; now, therefore,

SECTION 1. BE IT ORDERED BY THE GOVERNOR OF MARYLAND, PURSUANT TO ARTICLE II, SECTION 24, OF THE CONSTITUTION OF MARYLAND, That Sections 14–201 through 14–205 of the Economic Development Article and the subtitle “Office of the Business Ombudsman” be repealed.

SECTION 2. AND BE IT FURTHER ORDERED, That:

Article – Business Regulation

2–103.1.

(A) (1) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “OFFICE” MEANS THE OFFICE OF SMALL BUSINESS REGULATORY ASSISTANCE.

(3) “EXECUTIVE DIRECTOR” MEANS AN INDIVIDUAL APPOINTED BY THE GOVERNOR WHO DIRECTS THE ACTIVITIES OF THE OFFICE OF SMALL BUSINESS REGULATORY ASSISTANCE AND SERVES AS A LIAISON BETWEEN BUSINESSES, ECONOMIC DEVELOPMENT ORGANIZATIONS, COMMUNITIES, AND FEDERAL, STATE, AND LOCAL UNITS AND AGENCIES.

(B) (1) THERE IS AN OFFICE OF SMALL BUSINESS REGULATORY ASSISTANCE IN THE DEPARTMENT.

(2) THE PURPOSE OF THE OFFICE IS TO:

(I) ASSIST BUSINESSES WITH THE IMPLEMENTATION OF THE MARYLAND HEALTHY WORKING FAMILIES ACT AND OTHER LABOR AND LICENSING LAWS AND REGULATIONS;

(II) RESOLVE PROBLEMS ENCOUNTERED BY BUSINESSES INTERACTING WITH STATE AGENCIES;

(III) FACILITATE RESPONSIVENESS OF STATE GOVERNMENT TO BUSINESS NEEDS;

(IV) SERVE AS A CENTRAL CLEARINGHOUSE OF INFORMATION FOR BUSINESS ASSISTANCE PROGRAMS AND SERVICES AVAILABLE IN THE STATE;

(V) ASSIST BUSINESSES BY REFERRING BUSINESSES AND INDIVIDUALS TO RESOURCES THAT PROVIDE THE BUSINESS SERVICES OR ASSISTANCE REQUESTED;

(VI) PROVIDE COMPREHENSIVE PERMIT INFORMATION AND ASSISTANCE;

(VII) ESTABLISH AND MAINTAIN METRICS IN ORDER TO MONITOR THE PROGRESS OF THE OFFICE AND REPORT THE DATA TO THE GOVERNOR AND THE GENERAL ASSEMBLY; AND

(VIII) REPORT AND MAKE RECOMMENDATIONS TO THE GOVERNOR AND THE GENERAL ASSEMBLY REGARDING BREAKDOWNS IN THE DELIVERY OF ECONOMIC DEVELOPMENT RESOURCES AND PROGRAMS, INCLUDING PROBLEMS ENCOUNTERED BY BUSINESSES INTERACTING WITH STATE AGENCIES.

(c) THE OFFICE SHALL:

(1) ASSIST IN THE ADOPTION OF REGULATIONS NECESSARY FOR THE IMPLEMENTATION OF THE MARYLAND HEALTHY WORKING FAMILIES ACT;

(2) ESTABLISH, MAINTAIN, AND UPDATE EACH YEAR A LIST OF THE BUSINESS ASSISTANCE PROGRAMS AND SERVICES IN THE STATE, INCLUDING THE NAMES, LOCATIONS, WEB SITE ADDRESSES, AND TELEPHONE NUMBERS OF THE ENTITIES PROVIDING THE PROGRAMS AND SERVICES;

(3) IMPLEMENT A BUSINESS FAIRNESS AND RESPONSIVENESS SERVICE THAT:

(i) RESOLVES PROBLEMS ENCOUNTERED BY BUSINESSES WITH OTHER STATE AGENCIES AND REGIONAL AND LOCAL ECONOMIC DEVELOPMENT ORGANIZATIONS;

(ii) COORDINATES PROGRAMS AND SERVICES IMPLEMENTED BY FEDERAL, STATE, AND LOCAL AGENCIES;

(iii) FACILITATES RESPONSIVENESS OF STATE GOVERNMENT TO BUSINESS NEEDS; AND

(iv) REPORTS TO THE GOVERNOR AND THE GENERAL ASSEMBLY REGARDING ANY BREAKDOWNS IN THE DELIVERY OF ECONOMIC DEVELOPMENT RESOURCES AND PROGRAMS;

(4) DEVELOP AND MAINTAIN A PROGRAM TO PROVIDE COMPREHENSIVE INFORMATION TO THE PUBLIC REGARDING PERMITS REQUIRED FOR BUSINESS INITIATIVES, PROJECTS, AND ACTIVITIES;

(5) ESTABLISH AND IMPLEMENT PROCEDURES TO ASSIST PERMIT APPLICANTS WHO HAVE ENCOUNTERED DIFFICULTIES IN OBTAINING TIMELY AND EFFICIENT PERMIT REVIEW; AND

(6) ADMINISTER AND OVERSEE THE STATE CUSTOMER SERVICE AND BUSINESS DEVELOPMENT EFFORTS TRAINING PROGRAM UNDER SUBSECTION (D) OF THIS SECTION.

(D) (1) THERE IS A STATE CUSTOMER SERVICE AND BUSINESS DEVELOPMENT EFFORTS TRAINING PROGRAM.

(2) THE PURPOSE OF THE PROGRAM IS TO INCREASE THE RESPONSIVENESS OF AND IMPROVE CUSTOMER SERVICE PROVIDED BY STATE AGENCIES TO BUSINESSES AND CUSTOMERS IN THE STATE.

(3) THE OFFICE SHALL DEVELOP STATE CUSTOMER SERVICE STANDARDS THAT INCORPORATE BEST PRACTICES FOR PROVIDING EXCELLENT CUSTOMER SERVICE.

(4) EACH AGENCY SHALL:

(I) CREATE A CUSTOMER SERVICE IMPROVEMENT PLAN;

(II) REVIEW AND INCORPORATE THE OFFICE'S STATE CUSTOMER SERVICE STANDARDS IN THE AGENCY'S CUSTOMER SERVICE IMPROVEMENT PLAN;

(III) DEVELOP AND CONDUCT CUSTOMER SERVICE TRAINING FOR EACH EMPLOYEE WHO INTERACTS WITH BUSINESSES AND MEMBERS OF THE PUBLIC ON A REGULAR BASIS;

(IV) ADOPT AND DISTRIBUTE A STANDARD CUSTOMER SERVICE SATISFACTION SURVEY FOR EACH PERSON THE AGENCY SERVES;

(V) ESTABLISH AN INCENTIVE OR RECOGNITION PROGRAM FOR EMPLOYEES WHO PROVIDE EXCELLENT CUSTOMER SERVICE; AND

(VI) REPORT EACH YEAR ON:

1. THE TRAINING PROVIDED TO EMPLOYEES, INCLUDING:

A. THE NUMBER OF TRAININGS;

B. THE FREQUENCY OF TRAININGS; AND

C. THE SPECIFIC SUBJECT OF EACH TRAINING;

2. THE RESPONSES RECEIVED FROM CUSTOMER SERVICE SATISFACTION SURVEYS DISTRIBUTED UNDER PARAGRAPH (IV) OF THIS SUBSECTION;

3. THE PROGRESS OF THE AGENCY'S CUSTOMER SERVICE, INCLUDING THE METRICS THE AGENCY USES TO ASSESS THE CUSTOMER SERVICE OF THE AGENCY; AND

4. THE AGENCY'S MEASURABLE GOALS FOR CONTINUING TO IMPROVE CUSTOMER SERVICE FOR THE UPCOMING YEAR.

(5) EACH YEAR THE OFFICE SHALL EVALUATE THE STATE CUSTOMER SERVICE AND BUSINESS DEVELOPMENT EFFORTS TRAINING PROGRAM AND MAKE RECOMMENDATIONS REGARDING THE PROGRAM.

(E) (1) EACH YEAR, THE OFFICE SHALL SUBMIT A REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE STANDING COMMITTEES OF THE GENERAL ASSEMBLY HAVING JURISDICTION OVER ECONOMIC DEVELOPMENT MATTERS.

(2) THE REPORT SHALL CONTAIN:

(I) INFORMATION REGARDING THE PERFORMANCE OF THE OFFICE, INCLUDING DATA INDICATING THE EFFECTIVENESS OF PROGRAMS AND PROCEDURES REGARDING PERMITTING;

(II) DATA SPECIFYING THE NUMBER OF BUSINESSES AND INDIVIDUALS THAT HAVE CONTACTED THE OFFICE OR USED THE SERVICES OF THE OFFICE; AND

(III) RECOMMENDATIONS REGARDING IMPROVEMENTS TO EXISTING LAWS RELATING TO ECONOMIC DEVELOPMENT.

(3) THE REPORT SHALL INCLUDE INFORMATION AND RECOMMENDATIONS DEVELOPED FOR THE STATE CUSTOMER SERVICE AND BUSINESS DEVELOPMENT EFFORTS TRAINING PROGRAM UNDER SUBSECTION (D) OF THIS SECTION.

(F) THE GOVERNOR SHALL INCLUDE FUNDS IN THE STATE BUDGET TO IMPLEMENT THIS SUBTITLE, INCLUDING FUNDS TO:

(1) EMPLOY A FULL-TIME EXECUTIVE DIRECTOR; AND

(2) OPERATE AND MAINTAIN AN OFFICE.

SECTION 3. AND BE IT FURTHER ORDERED, That all persons who, as of the effective date of this Order, are employed in the Office of Business Ombudsman in the Office of the Governor are hereby transferred to the Office of Small Business Regulatory Assistance in the Department of Labor, Licensing and Regulation without any change or loss of rights or status, and shall retain their merit system and retirement system status.

SECTION 4. AND BE IT FURTHER ORDERED, That any transaction affected by or arising from any statute here amended, repealed, or transferred, and validly entered into before the effective date of this Order and every right, duty, or interest flowing from it remains valid after the effective date and may be terminated, completed, consummated, or enforced pursuant to law.

SECTION 5. AND BE IT FURTHER ORDERED, That all rules and regulations, proposed rules and regulations, standards and guidelines, proposed standards and guidelines, orders and other directives, forms, plans, memberships, special funds, appropriations, grants, applications for grants, contracts, property, investigations, administrative and judicial proceedings, rights to sue and be sued, and all other duties and responsibilities associated with those functions transferred by this Order shall continue in effect under the Office of Small Business Regulatory Assistance upon transfer to the Department of Labor, Licensing and Regulation.

SECTION 6. AND BE IT FURTHER ORDERED, That any unexpended appropriation for the purpose of financing the Office of the Business Ombudsman shall be transferred by approved budget amendment to the Department of Labor, Licensing and Regulation.

SECTION 7. AND BE IT FURTHER ORDERED, That this executive order shall become effective and have the force of law on this 15th day of January, 2018, unless specifically disapproved within 50 days after submission, by a resolution of disapproval concurred in by a majority vote of all members of either House of the General Assembly.

EXECUTIVE ORDER OF JANUARY 25, 2018

01.01.2018.05

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE ON JANUARY 26, 2018, AND SHALL EXPIRE ON FEBRUARY 25, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF FEBRUARY 9, 2018

01.01.2018.06

Gubernatorial Considerations in Parole of Inmates Serving Terms of Life Imprisonment

WHEREAS, The Governor has discretion to approve or disapprove a decision of the Maryland Parole Commission to grant parole to an inmate serving a term of life imprisonment with the possibility of parole;

WHEREAS, An inmate serving a term of life imprisonment with the possibility of parole for a crime committed before he or she reached 18 years of age (a “juvenile offender”) must be afforded a meaningful opportunity to obtain release based on maturity and rehabilitation demonstrated since the commission of the crime;

WHEREAS, Maryland’s parole process affords juvenile offenders such a meaningful opportunity for release;

WHEREAS, The degree to which maturity and rehabilitation have been demonstrated by a juvenile offender is considered by both the

Maryland Parole Commission in deciding whether to grant parole and the Governor in deciding whether to approve parole;

WHEREAS, The Maryland Parole Commission considers certain statutory and regulatory factors and information in determining whether to grant parole to an inmate serving a term of life imprisonment;

WHEREAS, The Governor also considers, among other relevant information, the same statutory and regulatory factors and information in determining whether to approve parole for an inmate serving a term of life imprisonment;

WHEREAS, The Maryland Parole Commission provides the Governor with records, documents, and materials that bear upon those statutory and regulatory factors and information, and that the Governor considers in determining whether to approve parole for an inmate serving a term of life imprisonment; and

WHEREAS, Positive changes in such inmates' character, attitudes, conduct, and behavior during incarceration are important factors in considering whether parole should be granted or approved;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

- A. In deciding whether to approve or disapprove a decision of the Maryland Parole Commission to grant parole to an inmate serving a term of life imprisonment, the Governor shall assess and consider, among other lawful factors deemed relevant by the Governor, the same factors and information assessed by the Maryland Parole Commission as provided by the Maryland Parole Commission's governing statutes and regulations.
- B. If the Governor disapproves parole for an inmate serving a term of life imprisonment, the Governor shall issue a written decision delivered to the Maryland Parole Commission confirming that the Governor has considered, among other relevant and lawful factors and information, the same factors and information assessed by the Maryland Parole Commission as provided by its governing statutes and regulations.
- C. *Additional factors and information for juvenile offenders.* In deciding whether to approve or disapprove a decision of the Maryland Parole Commission to grant parole to an inmate serving a term of life imprisonment with the possibility of parole for a crime committed before he or she reached 18 years of age (a "juvenile offender"), the Governor shall consider, in addition to other lawful factors deemed relevant by the

Governor and the factors and information assessed by the Maryland Parole Commission as provided by the Maryland Parole Commission's governing statutes and regulations:

- i. The juvenile offender's age at the time the crime was committed and the lesser culpability of juvenile offenders as compared to adult offenders;
 - ii. The degree to which the juvenile offender has demonstrated maturity since the commission of the crime; and
 - iii. The degree to which the juvenile offender has demonstrated rehabilitation since the commission of the crime.
2. If the Governor disapproves parole for a juvenile offender, the Governor shall issue a written decision delivered to the Maryland Parole Commission that:
- i. confirms that the Governor has considered the applicable statutory and regulatory factors and information and the factors and information set forth in this executive order; and
 - ii. states reasons supporting the decision to disapprove parole.
- D. This executive order may not be construed to have any retroactive effect on any decision or recommendation of the Maryland Parole Commission or any decision of the Governor, made prior to the effective date of this order, to approve, disapprove, grant, deny, or modify the conditions of a parole.

EXECUTIVE ORDER OF FEBRUARY 27, 2018

01.01.2018.07

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the "Crisis"); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM FEBRUARY 25, 2018, AND SHALL EXPIRE ON MARCH 27, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF FEBRUARY 28, 2018

01.01.2018.08

Active–Assailant Incident Preparedness and Coordination

- WHEREAS, Active assailants are individuals who participate in ongoing, random, or systematic killings in a short time, or who use improvised explosive devices or other weapons with the intent to inflict mass casualties;
- WHEREAS, The State of Maryland is susceptible to a wide range of threats that have the potential to negatively impact individual Marylanders, education, commerce, critical infrastructure, and the government prior to, during, and following active–assailant incidents;
- WHEREAS, Law enforcement officers who are in tactical situations may need to provide initial lifesaving care for victims, and emergency medical, fire, or rescue services personnel may need to enter areas experiencing an active–assailant incident;
- WHEREAS, Sectors deemed to constitute critical infrastructure are chemical, commercial facilities, communications, critical manufacturing, dams, defense industrial base, emergency services, energy, financial services, food and agriculture, government facilities, healthcare and public health, information technology, nuclear reactors, material and waste, transportation systems, and water and wastewater;

WHEREAS, To ensure a safe, secure, and resilient Maryland, the Governor is committed to a coordinated effort throughout the state, including on and in public gathering areas, educational campuses and grounds, and the 16 critical infrastructure sectors, to prevent, identify, and protect against threats;

WHEREAS, The Federal Emergency Management Agency defines a “whole community” approach to public safety as “a means by which residents, emergency management practitioners, organizational and community leaders, and government officials can collectively understand and assess the needs of their respective communities and determine the best ways to organize and strengthen their assets, capabilities and interests”;

WHEREAS, The Maryland Emergency Management Agency is responsible for coordinating the efforts of State agencies and ensuring that Maryland families, communities, and key stakeholders are provided the tools they need to prevent, prepare for, mitigate the effects of, respond to, and recover from the consequences of emergency events and disasters, including active–assailant incidents;

WHEREAS, The Maryland State Police is responsible for leading statewide protection efforts; and

WHEREAS, Guidance for the preparedness, prevention, protection, response, and recovery for active–assailant incidents is provided by the Maryland Active Assailant Interdisciplinary Work Group;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND BASED ON THE ABOVE FINDINGS, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

- A. Executive Branch units subject to the supervision and direction of the Governor (“Executive agencies”), and persons who deal with or are under the jurisdiction of those units, shall systematically identify, assess, prepare for, prevent, protect from, respond to, recover from, and mitigate the risk and impacts of active–assailant incidents.
- B. Each Executive agency shall participate in a coordinated active–assailant initiative and share threat information between and among all sectors.

- C. Each Executive agency shall develop, review, or update internal plans, policies, and procedures related to active–assailant incidents.
- D. Each Executive agency, and persons who deal with or are under the jurisdiction of each agency, shall develop, plan, and collaborate for active–assailant training relevant to each agency’s respective area of responsibility, involving public and nongovernmental participants when appropriate and feasible.
- E. Using a “whole community” approach, Executive–agency public–safety officials shall conduct annual assessments to determine the need for mitigation, planning, and training appropriate for their agency’s jurisdiction.
- F. Maryland’s public educational institutions shall be encouraged to share and coordinate their emergency plans with Executive–agency law enforcement, emergency management officials, and emergency responders.
- G. Maryland’s private and nonpublic educational institutions shall be encouraged to share and coordinate their emergency plans with Executive–agency law enforcement, emergency management officials, and emergency responders.
- H. The Maryland State Police shall seek to maintain its position as co–chair and member of the Maryland Active Assailant Interdisciplinary Work Group and use that role to promote the purposes and objectives of this Executive Order.
- I. The following Executive agencies shall seek to obtain or maintain membership in the Maryland Active Assailant Interdisciplinary Work Group and use that role to promote the purposes and objectives of this Executive Order:
 - 1. Governor’s Office of Homeland Security;
 - 2. Maryland Department of Health;
 - 3. Governor’s Office of Crime Control & Prevention of Maryland;
 - 4. Maryland Fire–Rescue Education and Training Commission; and
 - 5. Maryland Emergency Management Agency.
- J. The Maryland Active Assailant Interdisciplinary Work Group shall be encouraged to:

1. Update the State's existing "Guidance to First Responders for the Active Assailant Incident" (the "Active-Assailant Guidance"), issued October 2, 2014, to incorporate protocols for prevention, protection, information-sharing, community preparedness, outreach, and education;
 2. Continue to monitor best practices and revise the Active-Assailant Guidance as needed to ensure Maryland remains prepared and resilient;
 3. Include in its membership subject matter experts from State and federal departments and agencies including, but not limited to:
 - i. Maryland Center for School Safety;
 - ii. Maryland State Department of Education;
 - iii. Maryland Higher Education Commission;
 - iv. U.S. Department of Homeland Security;
 - v. U.S. Secret Service; and
 - vi. U.S. Department of Defense; and
 4. Meet at least quarterly to identify, update, and share best practices and current activities, and maintain the Active-Assailant Guidance.
- K. The Maryland Emergency Management Agency shall provide leadership, policy oversight, support, and assistance to Executive agencies and other applicable persons in their efforts to comply with this Executive Order.

EXECUTIVE ORDER OF MARCH 2, 2018

01.01.2018.09

Declaration of a State of Emergency

WHEREAS,

The State of Maryland is subject to a variety of hazards or disasters including, but not limited to, a severe storm;

WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency there may be a need to take protective actions to protect the lives and property of citizens expected to be impacted by this severe storm;

WHEREAS, Because of the potential impacts of this severe storm on the State of Maryland, to include power outages, damage to infrastructure, and severe flooding, and because we must prepare for all contingencies, an emergency exists in all jurisdictions of the State of Maryland;

WHEREAS, Use of resources of the Maryland National Guard may be required;

WHEREAS, An order to implement the emergency powers of the Governor is a prerequisite for potential federal emergency and disaster assistance; and

WHEREAS, In order to implement the emergency powers of the Governor, waive certain regulations to facilitate emergency response and restoration activities, activate certain emergency contracts, and facilitate the deployment of requisite resources within provisions of Maryland law, an executive order of the Governor is appropriate;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. A State of Emergency exists in all Maryland Counties and Baltimore City.

B. I call the Maryland National Guard into state service.

C. I authorize the Maryland Emergency Management Agency and all other appropriate State authorities to engage, deploy, use, and coordinate available resources in support of local jurisdictions and the citizens of Maryland, and activate their emergency preparedness plans.

D. I authorize all Executive Branch Departments and Agencies to take administrative or other actions including, but not limited to, the powers enumerated in § 14–107 of the Public Safety Article, including the clearance and removal of debris and wreckage as necessary, in order to protect the public health, welfare, or safety, and to facilitate the safe, rapid, and orderly delivery of resources and critical public safety services by said agencies, local jurisdictions, and private sector providers during the effective period of this order.

EXECUTIVE ORDER OF MARCH 8, 2018

01.01.2018.10

Rescission of Executive Order 01.01.2018.09

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2018.09 due to the threat to the public health and safety caused by the impact of a significant storm effecting all jurisdictions in the State of Maryland; and

WHEREAS, The emergency conditions caused by the impact of the significant storm no longer exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE EMERGENCY THAT EXISTED IN ALL JURISDICTIONS IN THE STATE OF MARYLAND IS TERMINATED AND HEREBY RESCIND EXECUTIVE ORDER 01.01.2018.09.

EXECUTIVE ORDER OF MARCH 26, 2018

01.01.2018.11

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the "Crisis"); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE

OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM MARCH 27, 2018, AND SHALL EXPIRE ON APRIL 26, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF APRIL 25, 2018

01.01.2018.12

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM APRIL 26, 2018, AND SHALL EXPIRE ON MAY 26, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF MAY 24, 2018

01.01.2018.13

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM MAY 26, 2018, AND SHALL EXPIRE ON JUNE 25, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF MAY 27, 2018

01.01.2018.14

Declaration of a State of Emergency

WHEREAS, The State of Maryland is subject to a variety of hazards or disasters including, but not limited to, a severe storm;

WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency there may be a need to take protective actions to protect the lives and property of citizens expected to be impacted by this severe storm;

WHEREAS, Because of the potential impacts of this severe storm on the State of Maryland, to include power outages, damage to infrastructure, and severe flooding, and because we must prepare for all contingencies, an emergency exists in all jurisdictions of the State of Maryland;

WHEREAS, Use of resources of the Maryland National Guard may be required;

WHEREAS, An order to implement the emergency powers of the Governor is a prerequisite for potential federal emergency and disaster assistance; and

WHEREAS, In order to implement the emergency powers of the Governor, waive certain regulations to facilitate emergency response and restoration activities, activate certain emergency contracts, and facilitate the deployment of requisite resources within provisions of Maryland law, an executive order of the Governor is appropriate;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

- A. A State of Emergency exists in all Maryland Counties and Baltimore City.
- B. I call the Maryland National Guard into state service.
- C. I authorize the Maryland Emergency Management Agency and all other appropriate State authorities to engage, deploy, use, and coordinate available resources in support of local jurisdictions and the citizens of Maryland, and activate their emergency preparedness plans.
- D. I authorize all Executive Branch Departments and Agencies to take administrative or other actions including, but not limited to, the powers enumerated in § 14–107 of the Public Safety Article, including the clearance and removal of debris and wreckage as necessary, in order to protect the public health, welfare, or safety, and to facilitate the safe, rapid, and orderly delivery of resources and critical public safety services by said agencies, local jurisdictions, and private sector providers during the effective period of this order.

EXECUTIVE ORDER OF JUNE 14, 2018

01.01.2018.15

Rescission of Executive Order 01.01.2018.14

WHEREAS, Executive Order 01.01.2018.14 was issued to address the threat to the public health and safety caused by a significant storm affecting all jurisdictions in the State of Maryland; and

WHEREAS, The emergency conditions caused by the significant storm no longer exist;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE EMERGENCY THAT EXISTED IN ALL JURISDICTIONS IN THE STATE OF MARYLAND IS TERMINATED AND HEREBY RESCIND EXECUTIVE ORDER 01.01.2018.14.

EXECUTIVE ORDER OF JUNE 22, 2018

01.01.2018.16

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the "Crisis"); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM JUNE 25, 2018, AND SHALL EXPIRE ON JULY 25, 2018,

UNLESS SOONER TERMINATED OR EXTENDED IN WRITING
BY ME.

EXECUTIVE ORDER OF JUNE 17, 2018

01.01.2018.17

Student Loan Repayment Benefits to Relieve State Workforce Shortages

- WHEREAS, Critical workforce shortage areas exist in the State that if left unaddressed will compromise the safety of State workplaces and adversely impact the delivery of services;
- WHEREAS, When State government is properly staffed, efficiencies are created, safety is enhanced, and services to the citizens of Maryland are improved;
- WHEREAS, Student loan debt in the United States currently totals more than \$1 trillion, and is the second largest total debt balance after mortgage debt;
- WHEREAS, Nearly 60 percent of Maryland college students are graduating with student loan debt, averaging more than \$27,000 per student;
- WHEREAS, Student loan debt is preventing Marylanders from buying houses and investing in their retirement;
- WHEREAS, Repayment of student loan debt is an important pathway to achieving financial and family stability; and
- WHEREAS, Providing employees with relief from student loan debt will create a robust recruitment and retention tool for critical workforce shortage areas;
- NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Establishment.

There shall be State employee loan repayment benefits for eligible employees working in critical workforce shortage areas for units in the State Personnel Management System and the Transportation Services Human Resources System.

B. Eligibility

1. Applicants for the benefits must:
 - i. work in a critical workforce shortage area, as designated by the Secretary; and
 - ii. have remained in the service of the employing unit for a duration established by the Secretary.
2. A participating employee whose employment is terminated is not eligible to receive further benefits.

C. Administration.

1. The Secretary of the Department of Budget and Management shall administer the benefits to enhance the recruitment and retention of employees in critical workforce shortage areas.
2. The benefits shall be administered centrally by the Department of Budget and Management's Office of Personnel Services and Benefits.
3. The Secretary may delegate the administration of the benefits for the Transportation Services Human Resources System to the Secretary of the Department of Transportation or the Secretary's designee.
4. By January 1, 2019, the Secretary shall establish guidelines for the administration of the benefits.

EXECUTIVE ORDER OF JULY 24, 2018

01.01.2018.18

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM JULY 25, 2018, AND SHALL EXPIRE ON AUGUST 24, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF AUGUST 9, 2018

01.01.2018.19

Statewide Human Trafficking Response Director

WHEREAS, Human trafficking is an insidious crime that strikes at the very heart of Maryland’s communities, families, and children;

WHEREAS, Maryland is committed to ending human trafficking, protecting victims and prosecuting traffickers;

WHEREAS, An effective approach to addressing human trafficking provides supportive services and resources to those who have been trafficked while targeting, apprehending, and prosecuting those who victimize others;

WHEREAS, Individuals traumatized by human trafficking need prompt and streamlined responses including crisis assistance and long term care;

WHEREAS, As early identification of youth at risk for trafficking and trafficking victims improves, the need for supportive services will continue to grow; and

WHEREAS, Maryland State and local governments, federal entities, and community and nonprofit partners must coordinate their responses to human trafficking;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVELY IMMEDIATELY:

A. Director.

1. There is a Statewide Human Trafficking Response Director (the “Director”) at the Governor’s Office of Crime Control & Prevention (the “Office”).
2. The Director shall:
 - a. Serve as the Governor’s coordinator for human trafficking issues and provide information and policy guidance to the Governor, the Governor’s Cabinet, and the executive director of the Office;
 - b. Collaborate with State units, local governments and departments of social services, child advocacy centers and other nonprofit entities, law enforcement agencies, and other appropriate parties identified by the Director to:
 - 1) promote statewide coordination of:
 - a) supportive services and resources for victims of human trafficking;
 - b) law enforcement responses to human trafficking;
 - 2) collect, maintain, and disseminate to stakeholders information about human trafficking and related supportive services in Maryland;
 - 3) map current local supportive services and resources that provide care to victims of human trafficking; and
 - 4) establish statewide best practices for serving victims of human trafficking;

- c. Monitor and pursue, on behalf of the State, federal funding for efforts to combat human trafficking;
 - d. Serve as the Governor's liaison to the Maryland Human Trafficking Task Force; and
 - e. Serve as the Governor's liaison to the Crime Research and Innovation Center at the University of Maryland to assist its efforts to provide research to the State about human trafficking, including best practices in collecting data to identify victims of human trafficking.
- B. By December 1 of each year, the Director shall provide to the Governor a report on the status of the Director's work including:
- (1) Progress made in establishing statewide best practices for serving victims of human trafficking;
 - (2) A summary of State and federal funding available to serve and support victims of human trafficking;
 - (3) An update on the work of the Crime Research and Innovation Center at the University of Maryland related to human trafficking; and
 - (4) Recommendations for administrative, regulatory, or statutory changes that would further the State's efforts to address human trafficking.
- C. The Office shall dedicate a portion of its funding to serve victims of human trafficking.

EXECUTIVE ORDER OF AUGUST 20, 2018

01.01.2018.20

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

- WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the "Crisis"); and
- WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM AUGUST 24, 2018, AND SHALL EXPIRE ON SEPTEMBER 23, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF SEPTEMBER 4, 2018

01.01.2018.21

Accountability in Elementary and Secondary Education

- WHEREAS, There are widespread accountability concerns from parents, students, and teachers about public elementary and secondary education systems across the state due to repeated allegations of wrongdoing and mismanagement;
- WHEREAS, Confidence must be restored in Maryland's public elementary and secondary education systems;
- WHEREAS, Marylanders expect and deserve accountability from, better local management of, and the strongest oversight possible of their public elementary and secondary education systems;
- WHEREAS, Accountability in Maryland public elementary and secondary education systems is critical to implementation of the recommendations of the Commission on Innovation and Excellence in Education;
- WHEREAS, Maryland taxpayers spend more than \$6.5 billion a year on education;
- WHEREAS, It is the duty of the State to promote stable, safe, and healthy environments for children; and

WHEREAS, There is a need for an Office of Education Accountability to ensure and promote open, ethical, and accountable public elementary and secondary education systems that will operate at maximum efficiency and integrity;

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. The Governor's Office for Children shall:

1. Establish an electronic tip system to allow anonymous reporting of concerns about Maryland public elementary and secondary education ("public school") systems; and
2. Develop and maintain a database that tracks such concerns and their resolutions.

B. Office of Education Accountability.

1. The Office of Education Accountability is hereby established within the Office for Children to enhance and promote integrity and accountability in Maryland's public school systems.
2. The Director of the Office of Education Accountability shall:
 - i. Provide outreach to students, parents, and teachers;
 - ii. Serve as a clearinghouse for concerns regarding public school safety, grading, graduation requirements, assessments, educational facilities, procurement, and budgets;
 - iii. Refer concerns to a public school official, agency, department, or resource as appropriate;
 - iv. Refer possible violations of criminal law to the State Prosecutor or State's Attorneys with jurisdiction to prosecute them;
 - v. Receive and track allegations of violations of applicable whistleblower protections for individuals who raise concerns about public school systems;
 - vi. Identify systemic concerns related to fraud, abuse, waste, and unethical conduct within Maryland's public school systems;

- vii. Provide to the Maryland State Board of Education and local boards of education recommendations, solutions, and strategies for improving Maryland's public school systems and communication between schools and parents;
 - viii. Facilitate responses by State units subject to the supervision and direction of the Governor (the "Executive Branch") to concerns about public school systems; and
 - ix. Serve as a liaison between the Executive Branch and the Maryland State Board of Education and local boards of education.
3. The Director shall serve at the pleasure of the Governor.
4. The Director shall be provided with adequate staff selected by the Governor.
5. Reports.
- i. The Director shall report annually to the Governor, the President of the Senate, the Speaker of the House of Delegates, the Superintendent of Schools, and the Maryland State Board of Education with:
 - 1. recommendations related to alleged cases of fraud, waste, abuse, or unethical conduct within Maryland's public school systems;
 - 2. goals and priorities indicated by a periodic assessment of existing and emerging issues affecting Maryland's public school systems; and
 - 3. recommendations for legislation to enhance the integrity and accountability of Maryland's public school systems.
 - ii. The report shall be submitted no later than December 31 of each year.
 - iii. The Director may issue additional reports.

01.01.2018.22

Declaration of a State of Emergency

- WHEREAS, The State of Maryland is subject to a variety of hazards or disasters, including an impending emergency as defined in Section 14–101(c)(1) of the Public Safety Article of the Maryland Code;
- WHEREAS, Having been advised and informed by the Maryland Emergency Management Agency that, as a result of the impending impact of Hurricane Florence moving into the Mid–Atlantic, and the associated intense and powerful winds, severe rains, flooding, and other significant hazards, there is a need for special preparedness and response for which State resources may be requested;
- WHEREAS, Hurricane Florence continues to move toward the East Coast of the United States;
- WHEREAS, Action is needed to protect the lives and property of Maryland citizens expected to be impacted by the effects of Hurricane Florence;
- WHEREAS, Transportation, water utility, and other critical infrastructure may be negatively affected by power outages, wind damage, and flooding;
- WHEREAS, State and local government agencies may require additional resources and support to implement protective actions and meet the public safety and welfare needs of Maryland citizens that could be affected by the storm and related winds, flooding, and power outages;
- WHEREAS, Maryland citizens may require direct assistance in repairing damaged homes and businesses;
- WHEREAS, Certain regulations related to commercial vehicles may need to be waived;
- WHEREAS, Use of the resources of the Maryland National Guard may be required; and
- WHEREAS, In order to implement the emergency powers of the Governor and facilitate the deployment of needed resources, an executive order is necessary and appropriate;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR, GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE OF THE MARYLAND CODE, AND BASED ON THE ABOVE FINDINGS, HEREBY DECLARE THAT AN EMERGENCY EXISTS IN THE STATE AND THAT PREPARATIONS MUST BE MADE FOR HURRICANE FLORENCE, AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

- A. The Maryland National Guard is hereby called into State service.
- B. The Maryland Emergency Management Agency, the Maryland State Police, and all other appropriate State authorities are hereby authorized to activate their emergency preparedness plans and engage, deploy, use, and coordinate available resources in furtherance of those plans.
- C. Given the uncertain path, severity, and impact on the State of Hurricane Florence, all State employees are to report for work as they would in the ordinary course, unless otherwise directed.

EXECUTIVE ORDER OF SEPTEMBER 18, 2018

01.01.2018.23

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY

RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM SEPTEMBER 23, 2018, AND SHALL EXPIRE ON OCTOBER 23, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF SEPTEMBER 21, 2018

01.01.2018.24

Rescission of Executive Order 01.01.2018.22

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2018.22 because of the threat to the public health and safety posed by the impact of significant weather statewide; and

WHEREAS, The emergency conditions caused by the impact of significant weather no longer exist;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, DO HEREBY PROCLAIM THAT THE EMERGENCY THAT EXISTED IN THE STATE OF MARYLAND IS TERMINATED AND HEREBY RESCIND EXECUTIVE ORDER 01.01.2018.22.

EXECUTIVE ORDER OF OCTOBER 1, 2018

01.01.2018.25

(Amends Executive Order 01.01.2017.20)

COMMISSION ON THE FUTURE OF THE PIKESVILLE ARMORY

WHEREAS, The Pikesville Armory (the “Armory”) was built in 1903 as part of the National Guard’s 20th Century reorganization and expansion and is the second oldest armory in Maryland built during this period;

- WHEREAS, The Armory was added to the National Register of Historic Places in 1985;
- WHEREAS, The Armory has played an important role as a center of the community and had many uses over the years, including hosting many Presidential candidates, craft fairs, dances, and other public events;
- WHEREAS, The Armory property is an historic military complex with more than 14 acres of beautiful, scenic grounds and historic structures;
- WHEREAS, The Armory property has been declared to be superfluous by the Maryland Military Department and is available for re-use; and
- WHEREAS, The Armory property presents a unique opportunity for development of a plan that could inspire further investment and engagement in the historic community of Pikesville and provide and important cultural and community resource.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Commission. There is a Commission on the Future of the Pikesville Armory (the "Commission").

B. Membership. The Commission membership shall consist of the following:

- (1) The Governor shall appoint a chair of the Commission.
- (2) Membership will include:
 - (a) Two members from the 1000 Friends of Pikesville, Inc.
 - (b) Two members from the Pikesville Chamber of Commerce
 - (c) The Councilwoman from the 2nd Council District, or her designee
 - (d) Five members representing five community associations surrounding the

Pikesville Armory

- (e) Two members representing the Greater Pikesville Recreation Council
- (f) Three additional members appointed by the Governor

(3) Six members of the Commission shall constitute a quorum for the transaction of any business.

(4) To the extent practicable, the members of the Commission shall reflect the diversity of the population of the State.

C. Duties.

(1) Consult with stakeholders in the Pikesville community and individuals with relevant expertise concerning the potential future uses of the Armory property.

(2) The Commission shall hold publicly announced meetings at such times and such places as it deems necessary. The meetings shall be open and accessible to the general public in accordance with the State Open Meetings Act or other applicable law.

(3) The Commission shall recommend options for the future use of the Armory property to be presented to the Governor no later than October 1, 2019, which options shall be consistent with the Armory's designation as a member of the National Register of Historic Places.

D. Disbandment. The Commission shall automatically be disbanded on November 1, 2019, unless its term is extended by executive order.

EXECUTIVE ORDER OF OCTOBER 11, 2018

01.01.2018.26

(Amends Executive Order 01.01.2009.13)

Governor's Commission on Suicide Prevention

- WHEREAS, Suicide is a preventable public–health problem;
- WHEREAS, In 2016, suicide ranked as the 11th–leading cause of death in Maryland;
- WHEREAS, In 2016, 581 Marylanders died by suicide, a rate of 9.3 per 100,000 people — a 6.8 percent increase from the suicide rate in 2015;
- WHEREAS, Suicidal behavior is complex, as risk factors vary with age, gender, and ethnicity and may occur in combination or change in time;
- WHEREAS, Ninety percent of people who die from suicide have depression, a substance–abuse disorder, or other mental disorders;
- WHEREAS, In 2009, Maryland established the Governor’s Commission on Suicide Prevention;
- WHEREAS, The Behavioral Health Administration publishes an annual State Behavioral Health Plan that incorporates suicide prevention objectives and indicators; and
- WHEREAS, Updating the Commission’s makeup and responsibilities will better enable it to respond to rising suicide rates;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. The Governor’s Commission on Suicide Prevention shall continue and be constituted as follows:

1. The Commission consists of the following Executive Branch members, with all designees approved by the Secretary of Health:
 - a. The Deputy Secretary for Behavioral Health or the Deputy Secretary’s designee;
 - b. The Deputy Secretary for Public Health Services or the Deputy Secretary’s designee;
 - c. The Secretary of the Department of Juvenile Services or the Secretary’s designee;

- d. The Secretary of the Department of Public Safety and Correctional Services or the Secretary's designee;
 - e. The Secretary of the Department of Aging or the Secretary's designee;
 - f. The Secretary of the Department of Veterans Affairs or the Secretary's designee;
 - g. The Executive Director of the Governor's Office for Children or the Executive Director's designee; and
 - h. The Secretary of the Department of Disabilities or the Secretary's designee.
2. The State Superintendent of Schools shall be invited to be an ex officio member or submit a designee as an ex officio member.
 3. The President of the Maryland Senate and Speaker of the Maryland House of Delegates shall each be invited to appoint a member of their respective chambers to serve as an ex officio member.
 4. The following organizations shall also be invited to designate a representative as an ex officio member:
 - a. The Mental Health Association of Maryland;
 - b. The National Organization for People of Color Against Suicide; and
 - c. The Maryland Addictions Directors Council.
 5. The Maryland Association of County Health Officials shall be invited to select a local health officer to serve as an ex officio member.
 6. Governor's Appointments.
 - a. The following members shall be appointed by the Governor for no more than two consecutive four-year terms:
 - i. One representative of the faith community;
 - ii. One representative of the academic community;

- iii. One representative of a suicide–prevention group;
 - iv. One active or former member of the U.S. Armed Forces;
 - v. One member of either police, local corrections, or fire and rescue services;
 - vi. One member of the LGBTQ community;
 - vii. One young adult between the ages of 18 and 25;
 - viii. One representative of the substance–abuse recovery community;
 - ix. One survivor of a suicide attempt;
 - x. One family member of an individual who died by suicide;
 - xi. One representative of the American Indian community;
 - xii. One representative of the Asian Pacific American community; and
 - xiii. One representative of the Hispanic or Latino community.
- b. High–School Member.
- i. The Governor shall appoint a high–school student in his or her junior or senior year as a member.
 - ii. The High–School Member is appointed for a term of one academic year.
 - iii. The High–School Member may be reappointed, while he or she is still in high school, to a second term ending in the July following his or her graduation.
- c. The Governor’s Appointments serve at the Governor’s pleasure.

- d. In the event of a vacancy among the Governor's Appointments, the Governor shall appoint a successor to fill the remainder of the term.
7. Chair and Vice–Chair.
 - a. The Governor shall designate a Chair from among the members.
 - b. The Chair serves in that position at the pleasure of the Governor.
 - c. The Commission may designate a Vice Chair from the remaining membership.
- B. The Commission shall be staffed by the Maryland Department of Health as determined by the Secretary of Health.
 - C. The Commission shall:
 1. Assess suicide's economic and social costs, and impact on the health and wellbeing of Maryland citizens;
 2. Establish a list of existing support systems for survivors, attempters, and their families;
 3. Develop a comprehensive, coordinated, and strategic plan for suicide prevention, intervention, and post–suicide services across the State;
 4. Identify the resources needed to adequately provide those services; and
 5. Promote the delivery of those services by local and State agencies through collaborative efforts that ensure effective and efficient use of local and State resources.
 - D. State Plan.
 1. The Commission shall prepare a two–year plan that establishes, for the organization, delivery, and funding of suicide prevention, intervention, and post–suicide services:
 - a. Emerging needs;

- b. Priorities and strategies;
 - c. Promising practices and programs;
 - d. Recommendations for coordination and collaboration among State agencies; and
 - e. Training.
2. The plan shall be developed in consideration of the priorities and strategies in plans established by local jurisdictions.
 3. The plan shall be submitted to the Governor by December 1, 2018, and biennially thereafter, with interim updates provided as deemed appropriate.
- E. Meetings.
1. The Commission shall meet at least four times a year.
 2. The Chair may schedule additional work sessions as necessary.
 3. A majority of members of the Commission shall constitute a quorum for the transaction of any business.
- F. The Commission may adopt such procedures as may be necessary to ensure the orderly transaction of business, including the creation of committees or task forces.
- G. Members of the Commission may not receive any compensation for their services, but may be reimbursed for reasonable expenses incurred in the performance of their duties, in accordance with the Standard State Travel Regulations and as provided in the State budget.
- H. The Chair may, with the consent of the Commission, designate additional individuals — including interested citizens, educators, or specialists with relevant expertise — to serve on any committee or task force.
- I. The Commission may consult with State units to obtain technical assistance and advice as it deems necessary to fulfill its duties.

- J. All Executive Branch units subject to the supervision and direction of the Governor shall cooperate with and assist the Commission in fulfilling its duties.

EXECUTIVE ORDER OF OCTOBER 22, 2018

01.01.2018.27

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM OCTOBER 23, 2018, AND SHALL EXPIRE ON NOVEMBER 22, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF NOVEMBER 19, 2018

01.01.2018.28

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM NOVEMBER 22, 2018, AND SHALL EXPIRE ON DECEMBER 22, 2018, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

EXECUTIVE ORDER OF NOVEMBER 26, 2018

01.01.2018.29

Emergency Commission on Sixth Congressional District Gerrymandering

WHEREAS, The United States District Court for the District of Maryland (the “U.S. District Court”) in *Benisek v. Lamone*, Case No. 1:13-cv-03233-JKB, found that the State’s 2011 congressional redistricting plan violated Maryland citizens’ rights established by the First Amendment to the United States Constitution;

WHEREAS, The U.S. District Court permanently enjoined the State from conducting any further elections for members of the U.S. House of Representatives from Maryland under the 2011 congressional redistricting plan;

WHEREAS, The U.S. District Court ordered the State to redraw Maryland’s Sixth Congressional District boundaries on the basis of compactness and geographic contiguity, and with regard for natural boundaries, boundaries of political subdivisions, and geographic and other communities of interest, and without

considering how citizens are registered to vote or have voted in the past or to what political party they belong;

WHEREAS, The U.S. District Court further ordered that the State submit a constitutional redistricting plan to the U.S. District Court;

WHEREAS, The U.S. District Court's order is currently stayed until no later than July 1, 2019;

WHEREAS, The threat of federal judicial intervention in the drawing of the Sixth Congressional District necessitates proactive State measures to remedy the unconstitutional boundaries;

WHEREAS, Correcting this serious constitutional injury with new lawful maps will enable a large number of Maryland voters to more fully participate in congressional elections;

WHEREAS, The integrity of the redistricting process is essential to the success of democracy;

WHEREAS, Fairness in the redistricting process is what the citizens of Maryland expect and deserve; and

WHEREAS, The process of redistricting should be fully transparent and subject to public input and scrutiny;

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. There is an Emergency Commission on Sixth Congressional District Gerrymandering (the "Commission").

B. Membership.

1. The Commission consists of the following members appointed by the Governor:
 - a. One registered with the Democratic Party;
 - b. One registered with the Republican Party;
 - c. One not registered with either the Democratic Party or the Republican Party; and

- d. Six selected from a public application process, apportioned as follows:
 - i. Two registered with the Democratic Party;
 - ii. Two registered with the Republican Party; and
 - iii. Two not registered with either the Democratic Party or the Republican Party.
2. Each appointee shall be a voter who, for at least three years immediately preceding the date of appointment, has been registered in the State continuously with the same political party or continuously with neither the Democratic Party nor the Republican Party.
3. No appointee may be:
 - a. A representative or candidate for representative in the U.S. Congress;
 - b. An officer or employee of a political party or political committee;
 - c. A member of staff of the Governor, Maryland General Assembly, or U.S. Congress; or
 - d. A current or former registered lobbyist.
4. The selection of members shall be intended to produce a Commission that is independent from legislative influence and reasonably representative of the State's diversity and geography.
5. The Governor shall appoint one or more members to chair the Commission.
6. A vacancy shall be filled in the same manner that the initial appointments are made.

C. Duties.

1. The Commission shall prepare a plan adjusting the boundary lines of the Sixth Congressional District, and any other districts for Maryland's representatives in the U.S. Congress (the "congressional districts") as it may deem necessary or appropriate to address the constitutional violations with regard to that district, in conformance with the following standards:

- a. Each member of Congress shall be elected from a single-member district;
- b. The population of all congressional districts shall be equal to the extent practicable; and
- c. Adjusted congressional districts shall:
 - i. Comply with the U.S. Constitution;
 - ii. Comply with federal law, including the Voting Rights Act;
 - iii. Comply with all applicable judicial direction, rulings, judgments, or orders;
 - iv. Respect natural boundaries and the geographic integrity and continuity of any municipal corporation, county, or other political subdivision to the extent practicable;
 - v. Be geographically compact and include nearby areas of population, to the extent practicable;
 - vi. Not account for how citizens are registered to vote, how they have voted in the past, or what political party they belong to; and
 - vii. Not account for the domicile or residence of any individual, including an incumbent officeholder or a potential candidate for office.

2. The Commission shall exercise judgment that is impartial and that reinforces public confidence in the integrity of the redistricting process.

D. Procedures.

1. A majority of the members of the Commission shall constitute a quorum for the transaction of any business.
2. The Commission shall hold meetings at such times and such places as it deems necessary, provided that public notice is given at least three days in advance. The meetings shall be accessible to the general public in accordance with the Maryland Open Meetings Act or other applicable law.

3. Public participation. The Commission shall:
 - a. With at least seven days' public notice, conduct regional summits — including at least one in the Sixth Congressional District — to allow citizens to offer comment on the boundaries of the congressional districts to be adjusted;
 - b. Provide an electronic portal for citizens to review redistricting data and submit their comments about redistricting; and
 - c. Undertake any other activities it deems appropriate to solicit public input in the redistricting process.
4. The Commission may adopt such other procedures as may be necessary to ensure the orderly transaction of business, including the creation of committees.
5. The Commission may designate additional individuals, including interested citizens, elected officials, educators, or specialists with relevant expertise, but excluding the individuals identified in Section B(3), to serve on any committee.
6. The Commission may consult with units of State government and outside experts to obtain such technical assistance and advice as it deems necessary to complete its duties.
7. By March 4, 2019, the Commission shall:
 - a. With at least seven affirmative votes of the members, approve and certify a proposed redistricting plan that separately sets forth adjusted district boundary lines for the Sixth Congressional District and other congressional districts as it may deem necessary or appropriate to address the constitutional violations with regard to that district;
 - b. Approve and certify a proposed map that corresponds to the redistricting plan; and
 - c. Publicize the proposed plan and map in a manner reasonably designed to achieve broad public availability and access.
8. Until March 26, 2019, the Commission shall accept and review public comments about the proposed plan and map.

9. By April 2, 2019, the Commission shall:

- a. With at least seven affirmative votes of the members, approve and certify a final redistricting plan that separately sets forth adjusted district boundary lines for the Sixth Congressional District and other congressional districts as it may deem necessary or appropriate to address the constitutional violations with regard to that district;
- b. Approve and certify a final map that corresponds to the redistricting plan;
- c. Submit the final plan and map to the Legislative Office of the Office of the Governor; and
- d. Issue a report that explains the basis for the Commission's decisions, including the standards used and applied.

10. The Commission may issue additional reports as directed by the Governor.

E. The Office of the Governor shall prepare and transmit the final, certified redistricting plan and map for introduction in the General Assembly as emergency legislation in its session commencing on January 9, 2019.

F. Membership on the Commission shall not be compensated, but members are entitled to reimbursement for expenses as provided by law.

G. The Commission shall terminate on July 1, 2019, unless the Governor declares before that date that the Commission shall remain in operation.

H. The Office of the Governor shall provide the Commission with staff and consultants as necessary and feasible.

I. All units of State government subject to the supervision and direction of the Governor shall cooperate with and assist the Commission in carrying out its responsibilities.

EXECUTIVE ORDER OF DECEMBER 12, 2018

01.01.2018.30

Inter-Agency Heroin and Opioid Coordinating Council

(Amends Executive Order 01.01.2017.01)

- WHEREAS, The State of Maryland faces a heroin and opioid epidemic;
- WHEREAS, Heroin and opioid drug dependency surged in Maryland over the last decade, resulting in a dramatic increase in heroin-related emergency room visits;
- WHEREAS, The rise in the number of heroin and opioid overdose deaths represents an urgent and growing public health threat, cutting across all demographics and geographical settings in Maryland, and also represents a serious threat to the security and economic well-being of the State;
- WHEREAS, Maryland State agencies have different expertise, capabilities, and data that, when shared, can better inform a coordinated, statewide response to the opioid overdose epidemic;
- WHEREAS, Coordinated action among State agencies has made a greater impact in reducing abuse and overdose deaths; [and]
- WHEREAS, Local collaboration in the sharing of data, expertise, and capabilities, and in the delivery of services, can further reduce abuse and overdose deaths[.];
- WHEREAS, FOLLOWING THE MARCH 1, 2017, DECLARATION OF A STATE OF EMERGENCY IN RESPONSE TO THE HEROIN, OPIOID, AND FENTANYL CRISIS, THE OPIOID OPERATIONAL COMMAND CENTER ESTABLISHED A RESPONSE FRAMEWORK THAT EMPHASIZED A MULTIDISCIPLINARY, MULTIAGENCY INCIDENT MANAGEMENT STRUCTURE TO MOBILIZE AND COORDINATE STATE AND LOCAL STAKEHOLDERS; AND**
- WHEREAS, THE HEROIN, OPIOID, AND FENTANYL CRISIS REQUIRES THE CONTINUATION OF THIS HEIGHTENED RESPONSE FRAMEWORK AND ONGOING COOPERATION AND MOBILIZATION OF STATE AND LOCAL STAKEHOLDERS;**
- NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, HEREBY AMEND EXECUTIVE ORDER 01.01.2017.01 AND PROCLAIM THE FOLLOWING EXECUTIVE ORDER, EFFECTIVE IMMEDIATELY:

A. Establishment. There is a Governor's Inter-Agency Heroin and Opioid Coordinating Council (**THE "Council"**).

B. Membership.

(1) The Council is a subcabinet of the Governor and shall consist of the heads of the following State **UNITS** [agencies] or their designees and such other [e]Executive B[b]ranch **UNITS** [agencies] as the Governor may designate:

(a) The Department of Health [and Mental Hygiene];

(b) The Department of State Police;

(c) The Department of Public Safety and Correctional Services;

(d) The Department of Juvenile Services;

(e) The Institute for Emergency Medical Services Systems; [and]

(f) The Maryland State Department of Education; **AND**

(G) THE MARYLAND EMERGENCY MANAGEMENT AGENCY.

(2) Staff members from the Offices of the Governor and Lieutenant Governor, including the Governor's Office of Crime Control and Prevention [and the Office of Problem Solving Courts], will also be regular participants.

(3) Other State **UNITS** [agencies] may be asked to participate at the invitation of the Chair.

C. Duties.

(1) The [member] State **UNITS** [agencies (Agencies)] listed in Paragraph B (1) (**THE "AGENCIES"**) shall seek opportunities to share data with one another and with the Office of the Governor for the purpose of supporting public health and public safety responses to the heroin and opioid epidemic. The Agencies shall share the data in their possession relevant to the epidemic to the maximum extent permitted by law.

(2) The Council shall develop recommendations for policy, regulations, or legislation to facilitate improved sharing of public health and public safety information among State **UNITS** [agencies].

(3) The Council shall update the Governor within 45 days of the date of this Executive Order, and biannually thereafter, on **THE AGENCIES'** [each agency's] efforts to address heroin and opioid education, treatment, interdiction, overdose, and recovery.

(4) On behalf of the Council, the [Department of Mental Health and Hygiene] **OPIOID OPERATIONAL COMMAND CENTER** shall submit an annual report to the Governor and the public in the form of the Inter-Agency Heroin and Opioid Coordination Plan.

D. Procedures.

(1) The [Secretary of the Department of Health and Mental Hygiene] **LIEUTENANT GOVERNOR** shall chair the Council. The Chair shall:

- (a) Oversee the implementation of this Executive Order and the work of the Council;
- (b) Determine the Council's agenda; and
- (c) Identify additional support as needed.

(2) The Council shall meet on a quarterly basis, or more frequently if the members deem appropriate.

(3) In advance of each meeting of the Council, each of the Agencies shall provide updates to the Chair regarding **ITS** [the agency's] efforts to share public safety and public health information relating to the heroin and opioid epidemic.

(4) A majority of the Council members shall constitute a quorum for the transaction of any business.

(5) The Council may adopt other procedures as necessary to ensure the orderly transaction of business.

E. Opioid Operational Command Center.

(1) **TO REFLECT THE NEED FOR AN ONGOING HEIGHTENED RESPONSE FRAMEWORK TO THE HEROIN, OPIOID, AND FENTANYL CRISIS, [T]There is an Opioid Operational Command Center (THE "Center") within the [Council] THE MARYLAND EMERGENCY MANAGEMENT AGENCY.**

(2) **THE CENTER SHALL BE MANAGED BY AN EXECUTIVE DIRECTOR, WHO SHALL BE PRIMARILY RESPONSIBLE FOR COORDINATING INTERAGENCY ACTIVITIES IN RESPONSE TO THE HEROIN, OPIOID, AND FENTANYL CRISIS THROUGHOUT THE STATE AND SHALL BE THE STATE'S PRINCIPAL COORDINATOR WITH LOCAL, REGIONAL, AND FEDERAL COUNTERPART ORGANIZATIONS ON ISSUES RELATED TO THE HEROIN, OPIOID, AND FENTANYL CRISIS.**

(3) **THE EXECUTIVE DIRECTOR IS RESPONSIBLE FOR THE DAILY OPERATION AND ADMINISTRATION OF THE CENTER. THE EXECUTIVE DIRECTOR SHALL SERVE AT THE PLEASURE OF THE GOVERNOR.**

(4) The Center shall:

(a) Develop operational strategies to continue implementing the recommendations of the Heroin and Opioid Emergency Task Force authorized by Executive Order 01.01.2015.12;

(b) **CONTINUE TO CARRY OUT MARYLAND'S CENTRALIZED, COORDINATED RESPONSE TO THE HEROIN, OPIOID, AND FENTANYL CRISIS THROUGH THE IMPLEMENTATION OF THE INTER-AGENCY HEROIN AND OPIOID COORDINATION PLAN REQUIRED BY PARAGRAPH (C)(4);**

([B]C) Collect, analyze, and facilitate the sharing of data relevant to the epidemic from state and local sources while maintaining the privacy and security of sensitive personal information;

([C]D) Develop [a] memoranda[um] of understanding among state and local agencies that provide[s] for the sharing and collection of health and public safety information and data relating to the heroin [and], opioid, **AND FENTANYL** epidemic;

([D]E) Assist and support local agencies in the creation of Opioid Intervention Teams that will share such data; [and]

([E]F) Coordinate the training of and provide resources for UNITS OF state and local GOVERNMENT [agencies] addressing the threat to the public health, security, and economic well-being of the State POSED BY THE HEROIN, OPIOID, AND FENTANYL CRISIS[.]; AND

(G) PROVIDE STAFF TO THE COUNCIL.

F. OPIOID INTERVENTION TEAMS.

(1) PRIOR TO RECEIVING FUNDS FROM THE CENTER, EACH COUNTY AND THE CITY OF BALTIMORE (“COUNTIES”) SHALL ESTABLISH AN OPIOID INTERVENTION TEAM. AN OPIOID INTERVENTION TEAM SHALL INCLUDE, BUT IS NOT LIMITED TO, INDIVIDUALS WITH EXPERIENCE IN:

(A) EMERGENCY MANAGEMENT;

(B) HEALTH;

(C) LAW ENFORCEMENT;

(D) SOCIAL SERVICES;

(E) EDUCATION; AND

(F) PRIVATE SECTOR, NON-PROFIT, COMMUNITY, AND FAITH-BASED ORGANIZATIONS.

(2) A COUNTY MAY DESIGNATE MULTIDISCIPLINARY AND MULTIAGENCY DRUG OVERDOSE FATALITY REVIEW TEAMS AS ESTABLISHED UNDER HEALTH – GENERAL ARTICLE § 5-902, LOCAL ADDICTION AUTHORITIES AS DEFINED IN HEALTH – GENERAL ARTICLE § 7.5-101, OR LOCAL BEHAVIORAL HEALTH AUTHORITIES AS DEFINED IN HEALTH – GENERAL ARTICLE § 7.5-101 AS THE OPIOID INTERVENTION TEAM.

(3) OPIOID INTERVENTION TEAMS WILL DISTRIBUTE ANY FUNDS THE CENTER PROVIDES TO LOCAL GOVERNMENTS AND UNITS AS PROVIDED FOR IN THE STATE BUDGET.

G. OPIOID SPENDING PLANS.

(1) EACH UNIT OF STATE GOVERNMENT SUBJECT TO THE SUPERVISION AND DIRECTION OF THE GOVERNOR THAT SPENDS FUNDS TO ADDRESS THE HEROIN, OPIOID, AND FENTANYL CRISIS SHALL SUBMIT TO THE CENTER:

- (A) BY SEPTEMBER 1 OF EACH YEAR, AN ANNUAL SPENDING PLAN FOR ALL FUNDING USED TO ADDRESS THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS;
- (B) ALTERATIONS TO THE PLAN THAT EXCEED \$2 MILLION; AND
- (C) ACCOUNTS OF NEW SPENDING OF FUNDS THAT EXCEED \$2 MILLION USED TO ADDRESS THE HEROIN, OPIOID, AND FENTANYL CRISIS.

(2) THE CENTER SHALL PROVIDE ADVICE AND CONSENT ON EACH ANNUAL PLAN, ALTERATIONS TO THE PLAN THAT EXCEED \$2 MILLION, AND NEW SPENDING OF FUNDS THAT EXCEED \$2 MILLION.

EXECUTIVE ORDER OF DECEMBER 20, 2018

01.01.2018.31

Renewal of Executive Order 01.01.2017.02 (Executive Order Regarding the Heroin, Opioid, and Fentanyl Overdose Crisis Declaration of Emergency)

WHEREAS, I, Lawrence J. Hogan, Jr., Governor of the State of Maryland, issued Executive Order 01.01.2017.02 due to the heroin, opioid, and fentanyl overdose crisis (the “Crisis”); and

WHEREAS, The emergency conditions relating to the Crisis continue to exist.

NOW THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE,

DECLARE THAT THE STATE OF EMERGENCY CONTINUES TO EXIST PERTAINING TO THE NEED TO CONTROL AND ELIMINATE THE HEROIN, OPIOID, AND FENTANYL OVERDOSE CRISIS AND HEREBY RENEW EXECUTIVE ORDER 01.01.2017.02, EFFECTIVE FROM DECEMBER 22, 2018, AND SHALL EXPIRE ON JANUARY 21, 2019, UNLESS SOONER TERMINATED OR EXTENDED IN WRITING BY ME.

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