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of the

Senate
of
Maryland

2018 Regular Session

Volume III

Compiled and edited by:

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Journal Clerk

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William B.C. Addison, Jr.
Secretary of the Senate

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Annapolis, Maryland
Tuesday, March 13, 2018
10:00 A.M. Session

The Senate met at 10:08 A.M.

Prayer by Senator Reilly.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 504)

On motion of Senator Peters it was ordered that Senator Zucker be excused from today's session.

The Journal of March 12, 2018 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 555 – Senator Johnny Ray Salling:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Sparrows Point High School
Boys Varsity Soccer Team
in recognition of
winning the Maryland Class 1A State Soccer Championship. We applaud your
outstanding season and wish you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 13th day of March 2018.

Read and adopted by a roll call vote as follows:

Affirmative – 43 Negative – 0 (See Roll Call No. 505)

Senate Resolution No. 556 – Senator Johnny Ray Salling:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Sparrow's Point High School
Girls Varsity Soccer Team
in recognition of
winning the Maryland Class 1A State Soccer Championship. We applaud your
outstanding season and wish you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 13th day of March 2018.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 506)

LAID OVER CALENDAR NO. 8

Senate Bill 185 – The President (By Request – Administration)

Budget Bill

(Fiscal Year 2019)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (138) AND THE FAVORABLE REPORT.

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE
TO THE SENATE OF MARYLAND – 2018 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO SENATE BILL 185

(See Exhibit K of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE
COMMITTEE REPRINT TO SENATE BILL 185 – THE BUDGET BILL

(See Exhibit L of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE
SUMMARY REPORT ON SENATE BILL 185 – THE BUDGET BILL AND
SENATE BILL 187 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit M of Appendix III)

The preceding 138 amendments were read only.

Senator Kasemeyer moved to make the Bill and Amendments a Special Order for March 14, 2018.

The motion was adopted.

Senate Bill 187 – The President (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2018

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (43) AND THE FAVORABLE REPORT.

SENATE BUDGET AND TAXATION COMMITTEE
COMMITTEE REPRINT TO SENATE BILL 187 – BUDGET RECONCILIATION AND FINANCING ACT OF 2018

(See Exhibit N of Appendix III)

SB0187/399834/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 187
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "repealing" in line 5 down through "purpose;" in line 6 and substitute "requiring that any increase in judicial salary be included in the portion of the budget bill relating to the judiciary department; establishing the Commission on Innovation and Excellence in Education Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring a certain amount of certain revenue to be distributed to a certain Fund on or before a certain date;"; strike beginning with "reducing" in line 6 down through "Works;" in line 10; in line 10, after "services;" insert "clarifying the

calculation for certain local health services funding;"; in line 11, strike "altering certain rate increases for community service providers;" and substitute "altering the definition of an "interagency agreement" for the purposes of the Department of Budget and Management's review of those agreements; repealing the provision of law requiring a certain report to include a certain review; altering the cap on a certain adjustment to a certain revenue estimate relating to nonwithholding income tax revenues; requiring a certain period for review and comment, rather than approval, by a certain committee before certain funds may be transferred from certain accounts; altering a certain date by which the State is required to discontinue a certain prescription drug benefit for certain retirees, spouses, and dependent children; authorizing certain retirees who participate in a certain prescription drug benefit plan with a certain spouse or dependent child to elect to have the spouse or dependent child covered under a certain State prescription drug benefit plan under certain circumstances; authorizing certain surviving spouses and surviving dependent children to elect to enroll in a certain State prescription drug benefit plan under certain circumstances; requiring the Secretary of Budget and Management to provide a certain notice to certain individuals of certain changes no later than a certain date; requiring that a certain notice include information concerning certain coverage options in certain prescription drug plans and the potential for certain penalties under certain circumstances; requiring that a certain distribution to the Local Reserve Account continue after a certain fiscal year;"; strike beginning with "altering" in line 11 down through "Taxation;" in line 13 and substitute "altering the deadline for the submission of a certain financial forecast; repealing certain provisions allocating certain work zone speed control system revenues to fund certain activities;"; in line 18, after "may" insert "not"; strike beginning with "providing" in line 20 down through "provision;" in line 22 and substitute "requiring that certain money received by the State as a result of the approval of a certain merger be expended only in a certain manner; requiring the Maryland Department of Health and the Health Services Cost Review Commission to develop certain cost savings targets; requiring certain cost savings targets to be in addition to certain goals; requiring the Department and the Commission to report to the Governor and the General Assembly on or before certain dates certain information on certain cost savings targets; defining a certain term; repealing certain obsolete provisions;"; and strike in their entirety lines 24 through 28, inclusive, and substitute:

"BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 1–704
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 5–219
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)".

On page 2, in line 2, strike "6–117.1(a)(1) and (3), 7–123(a)(1), 7–1702(a), 12–306(a)(1), and" and substitute "6–117.1(a)(1) and (3) and"; in line 8, strike "6–306(b) and (c), 7–1704, 12–306(d), 16–512(a), 17–104(a)(1)," and substitute "6–306(c),"; in line 14, strike "7–123(c) and"; strike in their entirety lines 17 through 21, inclusive; in line 24, strike "2–302(a), 5–626(a), 13–3003(a), 16–201.3(a), and 19–2201(a) and (e)(1)" and substitute "2–302(a)"; strike in their entirety lines 29 and 30 and substitute "Section 2–302(b)(4) and (5)"; and strike in their entirety lines 33 through 37, inclusive.

On page 3, in line 10, strike "5–903(a)(1)" and substitute "5–903(a)"; in line 15, after "Section" insert "6–104(a)(1), 6–226(a)(2)(i), 7–310(a),"; in the same line, after "7–311(a)" insert ", and 7–324(a)"; in line 20, after "Section" insert "3–207, 6–104(e), 6–226(a)(2)(ii)101. and 102., 7–310(d),"; in the same line, after "7–311(j)" insert ", and 7–324(d)"; after line 22, insert:

"BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–509.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – General
Section 2–605.1
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – General
Section 2–606(a) and (h)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)";

in line 25, strike "2–106(b) and (c) and"; strike in their entirety lines 28 through 32, inclusive; and after line 32, insert:

"BY repealing and reenacting, without amendments,
Article – Transportation
Section 4–210(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 4–210(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 12–118(c)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 12–118(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)".

On pages 3 and 4, strike in their entirety the lines beginning with line 39 on page 3 through line 6 on page 4, inclusive.

On page 20, in lines 24, 28, 31, and 35, strike "4.", "5.", "6.", and "7.", respectively, and substitute "5.", "6.", "10.", and "11.", respectively.

On page 21, in line 28, strike "10." and substitute "16.".

AMENDMENT NO. 2

On page 4, strike in their entirety lines 9 through 20, inclusive.

AMENDMENT NO. 3

On page 4, after line 20, insert:

"Article – Courts and Judicial Proceedings

1–704.

Any increase in judicial salary shall be included in the portion of the budget bill relating to the [executive department, and not the portion relating to the] judiciary department. Any proposed increase in judicial salary is subject to legislative review and approval.".

AMENDMENT NO. 4

On page 4, after line 21, insert:

"**5–219.**

(A) IN THIS SECTION, "FUND" MEANS THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.

(B) THERE IS A COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.

(C) THE PURPOSE OF THE FUND IS TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION TO PROVIDE A WORLD–CLASS EDUCATION TO STUDENTS SO THEY ARE PREPARED FOR COLLEGE AND A CAREER IN THE GLOBAL ECONOMY OF THE 21ST CENTURY, BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.

(D) THE DEPARTMENT SHALL ADMINISTER THE FUND.

(E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7–302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(F) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 2–605.1 OF THE TAX – GENERAL ARTICLE;

(2) MONEY APPROPRIATED IN THE STATE BUDGET FOR THE FUND; AND

(3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(G) THE FUND MAY BE USED ONLY TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION THROUGH REVISED EDUCATION FUNDING FORMULAS BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.

(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

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

(I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.".

On page 16, strike in its entirety line 7 and substitute:

"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:

101. the Advance Directive Program Fund; **[**and**]**

102. the Make Office Vacancies Extinct Matching Fund**; AND**

103. THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.".

On page 17, in line 16, strike "Article – Tax – Property" and substitute:

"Article – Tax – General

2–605.1.

AFTER MAKING THE DISTRIBUTIONS REQUIRED UNDER §§ 2–604 AND 2–605 OF THIS SUBTITLE, ON OR BEFORE JUNE 30, 2019, THE COMPTROLLER SHALL DISTRIBUTE $200,000,000 OF THE INCOME TAX REVENUE FROM INDIVIDUALS TO THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND ESTABLISHED UNDER § 5–219 OF THE EDUCATION ARTICLE.

2–606.

(a) After making the distributions required under **[**§§ 2–604 and 2–605**] §§ 2–604, 2–605, AND 2–605.1** of this subtitle, from the remaining income tax revenue from individuals, the Comptroller shall distribute to an unallocated individual revenue account the income tax revenue:

(1) with respect to which an income tax return is not filed; and

(2) that is attributable to:

(i) income tax withheld from salary, wages, or other compensation for personal services under Title 10 of this article; or

(ii) estimated income tax payments by individuals.".

AMENDMENT NO. 5

On page 4, in line 30, after "**(II)**" insert "**FOR FISCAL YEAR 2019, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF $3,000,000 FOR THE PROGRAM.**

(III)";

and in the same line, strike "**2019**" and substitute "**2020**".

On page 5, in line 1, strike "**MAY INCLUDE FUNDING**" and substitute "**SHALL INCLUDE**"; and in line 2, after "**BILL**" insert "**AN APPROPRIATION OF $5,000,000**".

AMENDMENT NO. 6

On pages 5 and 6, strike in their entirety the lines beginning with line 4 on page 5 through line 6 on page 6, inclusive.

AMENDMENT NO. 7

On pages 6 and 7, strike in their entirety the lines beginning with line 28 on page 6 through line 2 on page 7, inclusive.

AMENDMENT NO. 8

On page 7, strike in their entirety lines 3 through 12, inclusive.

AMENDMENT NO. 9

On page 7, strike in their entirety lines 13 through 22, inclusive.

AMENDMENT NO. 10

On pages 7 through 10, strike in their entirety the lines beginning with line 23 on page 7 through line 2 on page 10, inclusive.

AMENDMENT NO. 11

On pages 10 and 11, strike in their entirety the lines beginning with line 3 on page 10 through line 14 on page 11, inclusive.

AMENDMENT NO. 12

On page 11, in line 25, after "**(2)**" insert "**FOR FISCAL YEAR 2019, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF $4,700,000 FOR THE PROGRAM.**

(3)";

in the same line, strike "**YEAR 2019 AND EACH FISCAL YEAR THEREAFTER**" and substitute "**YEARS 2020 THROUGH 2023**"; strike in its entirety line 26 and substitute "**THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF $5,000,000 TO THE PROGRAM.**"; and in line 27, strike "**(3)**" and substitute "**(4)**".

AMENDMENT NO. 13

On page 12, in line 6, strike "**$2,000,000**" and substitute "**$3,000,000**".

AMENDMENT NO. 14

On page 12, in lines 14 and 17, in each instance, strike the brackets; in line 14, strike "**YEARS**"; in the same line, strike "**AND 2019**"; in line 17, strike "**2020**"; in line 18, after "funding" insert "**PROVIDED THROUGH THE FORMULA**"; and in lines 20 and 23, in each instance, strike "for" and substitute "**ON JUNE 30 OF**".

AMENDMENT NO. 15

On pages 12 and 13, strike in their entirety the lines beginning with line 25 on page 12 through line 3 on page 13, inclusive.

AMENDMENT NO. 16

On page 13, strike in their entirety lines 4 through 8, inclusive.

AMENDMENT NO. 17

On page 13, strike in their entirety lines 9 through 14, inclusive.

AMENDMENT NO. 18

On pages 13 and 14, strike in their entirety the lines beginning with line 15 on page 13 through line 3 on page 14, inclusive.

AMENDMENT NO. 19

On page 14, strike in their entirety lines 4 through 29, inclusive.

AMENDMENT NO. 20

On pages 14 and 15, strike in their entirety the lines beginning with line 30 on page 14 through line 5 on page 15, inclusive.

AMENDMENT NO. 21

On page 15, in line 11, before "For" insert "**(1)**"; in the same line, strike "years" and substitute "**YEAR**"; in the same line, strike "through 2022"; and after line 13, insert:

"**(2) FOR FISCAL YEARS 2020 THROUGH 2022, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL BUDGET BILL AN APPROPRIATION OF $5,000,000 FOR THE FUND.**".

AMENDMENT NO. 22

On page 15, in line 17, before "For" insert "**(1)**"; in the same line, strike "years" and substitute "**YEAR**"; in the same line, strike "through 2022"; in the same line, strike the second set of brackets; in the same line, strike "**MAY**"; in lines 18 and 19, in each instance, strike the bracket; in line 19, strike "$12,000,000" and substitute "**$8,000,000**"; and after line 19, insert:

"**(2) FOR FISCAL YEARS 2020 THROUGH 2022, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL BUDGET BILL AN APPROPRIATION FOR THE FUND IN THE AMOUNT OF $12,000,000.**".

AMENDMENT NO. 23

On page 15, in line 22, strike "Subject to subparagraph (ii) of this paragraph, of" and substitute "**OF**"; and in line 24, strike "$6,000,000" and substitute "**$3,000,000**".

On pages 15 and 16, strike in their entirety the lines beginning with line 29 on page 15 through line 1 on page 16, inclusive.

On page 16, in line 2, strike "**(III)**" and substitute "**(II)**"; and after line 5, insert:

"(2) (i) 1. Of the remaining funds not appropriated under paragraph (1) of this subsection:

A. One half of the funds shall be used for recreation and open space purposes by the Department and the Historic St. Mary's City Commission; and

B. 20% of the funds or $21,000,000, whichever is greater, shall be appropriated to the Forest and Park Service in the Department to operate State forests and parks.

2. Except as otherwise provided in this section, any funds the General Assembly appropriates to the State under this subsection shall be used only for land acquisition projects.

(ii) 1. As specified in subsubparagraph 2 of this subparagraph, a portion of the State's share of funds available under subparagraph (i)1A of this paragraph for this program shall be utilized to make grants to Baltimore City for projects which meet park purposes. The grants shall be in addition to any funds Baltimore City is eligible to receive under subsection (b) of this section, and may be used for acquisition or development. In order for Baltimore City to be eligible for a State grant, the Department shall review projects or land to be acquired within Baltimore City, and upon the Department's recommendation, the Board of Public Works may approve projects and land including the cost. Title to the land shall be in the name of the Mayor and City Council of Baltimore City. The State is not responsible for costs involved in the development or maintenance of the land.

2. The grants to Baltimore City under subsubparagraph 1 of this subparagraph shall be made in the following amounts:

A. For fiscal year 2017, $1,500,000;

B. For fiscal year 2018, $3,500,000;

C. For fiscal year 2019, $5,500,000; and

D. For fiscal year 2020, and for each subsequent fiscal year, $6,000,000.

3. The grants made under this subparagraph supplement rather than supplant any other funding for park purposes in Baltimore City, no matter the source.

4. For fiscal year 2018, the grant funds to Baltimore City in excess of $1,500,000 under subsubparagraph 1 of this subparagraph may only be used for capital purposes related to the following projects in the amounts specified:

A. $400,000 for Herring Run Park;

B. $500,000 for Clifton Park;

C. $300,000 for Druid Hill Park Trail Head;

D. $300,000 for athletic field renovations at Gwynns Falls Park;

E. $300,000 for Patterson Park; and

F. $200,000 for field lights and other improvements at Frederic B. Leidig Recreation Center.

5. For fiscal year 2019, a portion of the grant funds to Baltimore City in excess of $1,500,000 under subsubparagraph 1 of this subparagraph may only be used for capital purposes related to the following projects in the amounts specified:

A. $100,000 for Herring Run Park;

B. $100,000 for Clifton Park; and

C. $100,000 for field lights and other improvements at Frederic B. Leidig Recreation Center.

(iii) 1. A portion of the State's share of funds available under subparagraph (i)1A of this paragraph for this program not to exceed $8,000,000 for each fiscal year may be transferred by an appropriation in the State budget to the Rural Legacy Program under Subtitle 9A of this title.

2. In each fiscal year, up to $2 million of the funds transferred under this subparagraph to the Rural Legacy Program may be used to purchase zero coupon bonds for easements.

3. Sums allocated to the Rural Legacy Program may not revert to the General Fund of the State.

(IV) IN ADDITION TO THE $3,000,000 UNDER SUBSECTION (A)(1)(I) OF THIS SECTION THAT MAY BE TRANSFERRED TO THE MARYLAND HERITAGE AREAS AUTHORITY FINANCING FUND, UP TO $3,000,000 OF THE STATE'S SHARE OF FUNDS AVAILABLE UNDER SUBPARAGRAPH (I)1A OF THIS PARAGRAPH MAY BE TRANSFERRED BY AN APPROPRIATION IN THE STATE BUDGET OR BY AN AMENDMENT TO THE STATE BUDGET UNDER TITLE 7, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE TO THE MARYLAND HERITAGE AREAS AUTHORITY FINANCING FUND ESTABLISHED UNDER TITLE 13, SUBTITLE 11 OF THE FINANCIAL INSTITUTIONS ARTICLE TO BE USED FOR THE PURPOSES PROVIDED IN THAT SUBTITLE.

[(iv)**](V)** The Department may acquire real property under subparagraph (i)1A of this paragraph based on an offer by the State that is less than the lowest approved appraisal for the property.

[(v)**](VI)** For each of fiscal years 2010 through 2015, $1,217,000 of the State's share of funds available under subparagraph (i)1A of this paragraph may be appropriated in the budgets of the Department, the Department of General Services, and the Department of Planning for expenses necessary to administer this Program.".

AMENDMENT NO. 24

On page 16, after line 6, insert:

"3–207.

(a) In this section, "interagency agreement" means an agreement between an agency or unit of the Executive Branch of State government and a public institution of higher education that:

(1) has **[**been in place for**] A DURATION OF** 3 years or more; **[**and**]**

(2) WAS IN PLACE DURING ANY PART OF THE IMMEDIATELY PRECEDING FISCAL YEAR; AND

[(2)**](3)** has a total **VALUE** of more than $750,000 **[**in actual expenditures in the last 3 fiscal years**]**.

(b) At least once every 3 years, the Department shall review each interagency agreement to determine:

(1) whether the agreement is necessary and should continue;

(2) whether the services can be provided more cost effectively by the agency or unit or through a competitive procurement; and

(3) whether the agreement is being utilized due to the agency's or unit's inability to recruit or retain positions and, if so, whether an annual salary review should be conducted to address recruitment or retention issues.

(c) The Department shall establish a cycle to review one–third of the interagency agreements each year.

(d) (1) Subject to paragraphs (2) and (3) of this subsection, on or before December 1 each year, the Department shall report a summary of the findings of the review required under subsection (b) of this section to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the Department of Legislative Services, in accordance with § 2–1246 of the State Government Article.

(2) **[**The report due on or before December 1, 2017, shall include a review of interagency agreements that have a total of more than $750,000 in actual expenditures in fiscal years 2015 through 2017.

(3)**]** In each report required under paragraph (1) of this subsection, the Department shall provide the following information:

(i) the interagency agreements that will continue;

(ii) services that will be competitively procured;

(iii) services that will be provided by the agency or unit as a result of the review;

(iv) services that have been or will be canceled as a result of the review; and

(v) actions taken to address recruitment or retention issues identified as a result of the review.".

AMENDMENT NO. 25

On page 16, before line 7, insert:

"6–104.

(a) (1) In this section, "nonwithholding income tax revenues" means the State share of income tax quarterly estimated and final payments with returns made by individuals, as defined in § 10–101 of the Tax – General Article.

(e) (1) Beginning with the revenue estimate for fiscal year 2020, the Bureau shall calculate the share of General Fund revenues represented by nonwithholding income tax revenues in accordance with this subsection.

(2) (i) For each fiscal year, the Bureau shall calculate the 10–year average share of General Fund revenues represented by nonwithholding income tax revenues.

(ii) 1. For each fiscal year, the 10–year average shall use the 10 most recently completed fiscal years for which data are available when the estimate is prepared in the September before the beginning of the fiscal year.

2. The same 10–year average shall be used in all subsequent revisions to the revenue estimate for that fiscal year.

(3) (i) Subject to subparagraph (ii) of this paragraph, for each fiscal year, if the Bureau's estimate of the share of General Fund revenues from nonwithholding income tax revenues is above the 10–year average share, the Bureau shall adjust the revenue estimate by reducing General Fund revenues from nonwithholding income tax revenues by an amount sufficient to align the estimated share of General Fund revenues from nonwithholding income tax revenues with the 10–year average share of General Fund revenues from nonwithholding income taxes.

(ii) The adjustment made under subparagraph (i) of this paragraph may not exceed **[**2%**]** **THE FOLLOWING PERCENTAGE** of total General Fund revenues**:**

1. 0.5% FOR FISCAL YEAR 2020;

2. 1% FOR FISCAL YEAR 2021; AND

3. 2% FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER.

(iii) The capped estimate calculated under this paragraph shall be incorporated in the revenue estimate the Bureau shall report to the Board in the report required under subsection (b)(2) of this section.";

and before line 8, insert:

"7–310.

(a) In this section, "Account" means the Dedicated Purpose Account.

(d) For each appropriation to the Account, the Governor may:

(1) include the funds in the State budget subject to appropriation by the General Assembly; or

(2) transfer the funds by budget amendment from the Account to the expenditure account of the appropriate unit of State government only after the proposed budget amendment has been:

(i) submitted to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly; and

(ii) **[**approved**] SUBJECT TO A 45–DAY REVIEW AND COMMENT PERIOD** by the Legislative Policy Committee.

7–311.".

On page 17, after line 15, insert:

"7–324.

(a) In this section, "Account" means the Catastrophic Event Account.

(d) After [notice to and approval] **A 15–DAY REVIEW AND COMMENT PERIOD** by the Legislative Policy Committee, the Governor may transfer funds by budget amendment from the Account to the expenditure accounts of the appropriate unit of State government.".

AMENDMENT NO. 26

On page 17, before line 16, insert:

"Article – State Personnel and Pensions

2–509.1.

(a) Except as provided in subsection (b) of this section, the State shall continue to include a prescription drug benefit plan in the health insurance benefit options established under the Program and available to retirees under §§ 2–508 and 2–509 of this subtitle notwithstanding the enactment of the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 or any other federal law permitting states to discontinue prescription drug benefit plans to retirees of a state.

(b) [The] **EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, ON JANUARY 1, 2019, THE** State shall discontinue prescription drug benefits for**:**

(1) A Medicare–eligible [retirees in fiscal year 2020] **RETIREE;**

(2) THE MEDICARE–ELIGIBLE SPOUSE OR SURVIVING SPOUSE OF A RETIREE; AND

(3) A MEDICARE–ELIGIBLE DEPENDENT CHILD OR SURVIVING DEPENDENT CHILD OF A RETIREE.

(C) (1) IF A RETIREE IS ELIGIBLE TO PARTICIPATE IN THE PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE, BUT THE RETIREE'S SPOUSE OR DEPENDENT CHILD IS NOT ELIGIBLE TO PARTICIPATE IN A MEDICARE PRESCRIPTION DRUG BENEFIT PLAN, THE RETIREE MAY ELECT TO COVER THE RETIREE'S SPOUSE OR DEPENDENT CHILD UNDER THE STATE PRESCRIPTION DRUG BENEFIT PLAN.

(2) IF THE SURVIVING SPOUSE OR SURVIVING DEPENDENT CHILD OF A RETIREE IS ELIGIBLE TO ENROLL IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN UNDER § 2–509 OF THIS SUBTITLE, BUT IS NOT ELIGIBLE TO PARTICIPATE IN THE PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE, THE SURVIVING SPOUSE OR SURVIVING DEPENDENT CHILD MAY ELECT TO ENROLL IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN.

(D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, NOT LATER THAN OCTOBER 1, 2018, THE SECRETARY SHALL PROVIDE WRITTEN CERTIFIED NOTICE TO THE INDIVIDUALS LISTED IN SUBSECTION (B) OF THIS SECTION OF THE CHANGE IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN UNDER THIS SECTION.

(2) THE NOTICE SHALL INCLUDE INFORMATION REGARDING:

(I) COVERAGE OPTIONS AVAILABLE IN THE MEDICARE PRESCRIPTION DRUG BENEFIT PLAN; AND

(II) THE POTENTIAL FOR SIGNIFICANT PENALTIES IF AN INDIVIDUAL DOES NOT PROMPTLY CHOOSE A MEDICARE PRESCRIPTION DRUG BENEFIT PLAN IMMEDIATELY ON TERMINATION OF THE INDIVIDUAL'S PARTICIPATION IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN.".

AMENDMENT NO. 27

On page 17, in line 17, strike "2–106." and substitute:

"(h) **[**(1) On or before June 30, 2015, the Comptroller shall distribute $100,000,000 from the Local Reserve Account established to comply with this section to the General Fund of the State.

(2) In each of fiscal years 2017 through 2025,**] FOR FISCAL YEAR 2017 AND EACH FISCAL YEAR THEREAFTER,** in addition to the amounts distributed under subsection (b) of this section, the Comptroller shall distribute $10,000,000 of the remaining income tax revenue from individuals to the Local Reserve Account **[**to repay the $100,000,000 transfer to the General Fund required under paragraph (1) of this subsection**] ESTABLISHED TO COMPLY WITH THIS SECTION**.

Article – Tax – Property".

AMENDMENT NO. 28

On pages 17 and 18, strike in their entirety the lines beginning with line 18 on page 17 through line 17 on page 18, inclusive.

AMENDMENT NO. 29

On page 19, after line 4, insert:

"Article – Transportation

4–210.

(a) Each year, the Authority shall develop and adopt a 6–year financial forecast for the operations of the Authority.

(b) In accordance with § 2–1246 of the State Government Article, the Authority shall submit to the General Assembly:

(1) A draft of the financial forecast on submission of the budget bill to the presiding officers of the General Assembly; and

(2) The financial forecast as approved by the Authority on or before **[**July**]** **SEPTEMBER** 1 of each year.".

AMENDMENT NO. 30

On page 19, before line 5, insert:

"12–118.

(c) (2) The Comptroller shall distribute revenue from the civil fines collected through use of a work zone speed control system under § 21–810 of this article to a special fund, to be used only as provided in subsection (e) of this section.

(e) **[**(1) Subject to paragraph (2) of this subsection, money**]** **MONEY** in the special fund established under subsection (c)(2) of this section:

[(i)**]** **(1)** Shall be distributed first to the Department of State Police and the State Highway Administration to cover the costs of implementing and administering work zone speed control systems; and

[(ii)**] (2)** After the distribution under item **[**(i)**] (1)** of this **[**paragraph:

1. For each of fiscal years 2013 through 2015 only, $3,000,000**] SUBSECTION,** shall be distributed to the Department of State Police to be used only for the purchase of replacement vehicles and related motor vehicle equipment used to outfit police vehicles**[**; and

2. For each of fiscal years 2016 through 2018 only, at least $7,000,000 shall be distributed to the Department of State Police to be used only for the purchase of replacement vehicles and related motor vehicle equipment used to outfit police vehicles.

(2) The balance of the money in the special fund shall be distributed to the Department of State Police to fund roadside enforcement activities**]**.".

AMENDMENT NO. 31

On page 19, in line 18, strike "**$339,825,000**" and substitute "**$334,825,000**".

AMENDMENT NO. 32

On pages 19 and 20, strike in their entirety the lines beginning with line 30 on page 19 through line 8 on page 20, inclusive.

AMENDMENT NO. 33

On page 20, strike in their entirety lines 9 through 15, inclusive.

AMENDMENT NO. 34

On page 20, in line 19, strike "$193,000,000" and substitute "$150,329,000".

AMENDMENT NO. 35

On page 20, after line 23, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer $1,820,520 from the Tuition Stabilization Trust established under § 15–106.6 of the Education Article to the Need–based Student Financial Assistance Fund established under § 18–107 of the Education Article.".

AMENDMENT NO. 36

On page 20, in line 26, strike "1%" and substitute "3%".

AMENDMENT NO. 37

On page 20, in line 30, strike "exceed $249,874,106" and substitute "not exceed $256,324,264".

AMENDMENT NO. 38

On page 20, after line 30, insert:

"SECTION 7. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a monthly benefit increase for the Temporary Disability Assistance Program under the Assistance Payments Program (N00G00.08) within the Department of Human Services that was restricted in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by $1,423,240 in general funds, which shall revert to the General Fund.

SECTION 8. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a utilization review audit contract in Community Services (M00M01.02) within the Department of Health Developmental Disabilities Administration, that was included in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by $2,389,562 in federal funds and $3,232,937 in general funds, which shall revert to the General Fund.

SECTION 9. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a financial management services contract for self–directed services in Community Services (M00M01.02) within the Department of Health Developmental Disabilities Administration that was included in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by $602,758 in federal funds and $815,496 in general funds, which shall revert to the General Fund.".

AMENDMENT NO. 39

On page 20, after line 38, insert:

"SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor may transfer the appropriation for the Major Information Technology Development Project Fund (F50A01.01) within the Department of Information Technology to the Help America Vote Act Program (D38I01.02) within the State Board of Elections to be used for election support services.

SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor may appropriate by budget amendment up to $450,000 of the unappropriated revenue deposited in the Special Fund for Preservation of Cultural Arts in fiscal year 2018 for the Maryland Academy of Sciences.”.

AMENDMENT NO. 40

On page 21, strike in their entirety lines 1 through 21, inclusive.

AMENDMENT NO. 41

On page 21, strike in their entirety lines 22 through 27, inclusive.

AMENDMENT NO. 42

On page 21, after line 27, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That any money received by the State as a result of conditions of an approved merger between AltaGas Ltd. and WGL Holdings, Inc. shall be expended only as specifically authorized in the annual budget bill or other legislation as enacted and not subject to transfer by budget amendment.”.

AMENDMENT NO. 43

On page 21, before line 28, insert:

“SECTION 15. AND BE IT FURTHER ENACTED, That:

(a) (1) The Maryland Department of Health and the Health Services Cost Review Commission shall develop 5–year and 10–year Medicaid–specific cost savings targets, which shall include a reduction in total hospital costs, total cost–of–care, and quality measures.

(2) The Medicaid–specific cost savings targets developed under paragraph (1) of this subsection shall be established in addition to, and apart from, any Medicaid–related or Medicaid–specific goals included in the successor all–payer model contract.

(b) On or before December 15, 2018, the Department and the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article,

the General Assembly on the Medicaid–specific targets developed and an implementation plan to achieve the targets.

(c) On or before December 15, 2019, the Department and the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on its progress in meeting the Medicaid–specific targets that have been developed.".

The preceding 43 amendments were read only.

Senator Kasemeyer moved to make the Bill and Amendments a Special Order for March 14, 2018.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 45 (GENERAL SENATE BILLS)

Senate Bill 647 – Senators Madaleno, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, Zirkin, ~~and Zucker~~ Zucker, Eckardt, Edwards, and Serafini

AN ACT concerning

Earned Income Tax Credit – Individuals Without Qualifying Children – ~~Expansion~~ Repeal of Minimum Age Requirement

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

Affirmative – 45 Negative – 0 (See Roll Call No. 507)

The Bill was then sent to the House of Delegates.

SPECIAL ORDER CALENDAR NO. 28

Senate Bill 747 – Senator Astle

AN ACT concerning

Wildlife Management – Shooting at Nighttime

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0747/504234/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 747
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "Department" insert "of Natural Resources"; in line 4, after "Permit" insert "or a holder or an agent of a holder of a Deer Cooperator Permit operating in certain areas".

AMENDMENT NO. 2

On page 2, in line 31, after "**AUTHORIZE**" insert "**SHOOTING OR DISCHARGING A FIREARM AT NIGHTTIME FOR**"; in line 32, strike the second "**A**" and substitute "**:**

(I) **A**";

in lines 32 and 33, strike "**TO SHOOT OR DISCHARGE A FIREARM AT NIGHTTIME**" and substitute "**; OR**

(II) **IF THE PERMIT HOLDER OR AGENT OF THE PERMIT HOLDER IS OPERATING ON AGRICULTURAL LAND, A DEER COOPERATOR PERMIT**".

The preceding 2 amendments were read only.

Senator Conway moved to make the Bill and Amendments a Special Order for March 14, 2018.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 20

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 54 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Accountable Care Organizations – Technical Correction

SB0054/267173/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 54
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Insurance – Accountable Care Organizations – Technical Correction" and substitute "Health Insurance – Technical Corrections and Required Conformity With Federal Law"; in line 3, strike "an" and substitute "certain"; in the same line, strike "cross–reference" and substitute "cross–references"; in line 4, strike "and" and substitute a comma; in line 5, after "compensation" insert ", and the renewal of certain health benefit plans"; in the same line, after the semicolon insert "altering the triggering events for which certain carriers are required to provide a certain open enrollment period; altering the definition of "small employer" for purposes of certain provisions of law governing the Maryland Health Benefit Exchange;"; in the same line, strike "accountable care organizations" and substitute "health insurance and conformity with federal law"; and in line 8, after "15–113(c)" insert ", 15–1208.2(d), 15–1309(b), and 31–101(z)(1)".

AMENDMENT NO. 2

On page 2, after line 26, insert:

"15–1208.2.

(d) (1) A carrier shall provide an open enrollment period for each individual who experiences a triggering event described in paragraph (4) of this subsection.

(2) The open enrollment period shall be for at least 30 days, beginning on the date of the triggering event.

(3) During the open enrollment period for an individual who experiences a triggering event, a carrier shall permit the individual to enroll in or change from one health benefit plan offered by the small employer to another health benefit plan offered by the small employer.

(4) A triggering event occurs when:

(i) subject to paragraph (5) of this subsection, an eligible employee or dependent loses minimum essential coverage;

(ii) an eligible employee or a dependent loses pregnancy–related coverage described under § 1902(a)(10)(A)(i)(IV) and (a)(10)(A)(ii)(IX) of the Social Security Act, which is considered to occur on the last day the eligible employee or dependent would have pregnancy–related coverage;

(iii) an eligible employee or a dependent loses medically needy coverage as described under § 1902(a)(10)(C) of the Social Security Act, which is considered to occur on the last day the eligible employee or dependent would have medically needy coverage;

(iv) an eligible employee or a dependent who is enrolled in a qualified health plan in the SHOP Exchange**[**:

1.**]** adequately demonstrates to the SHOP Exchange that the qualified health plan in which the eligible employee or a dependent is enrolled substantially violated a material provision of the qualified health plan's contract in relation to the eligible employee or a dependent;

[2. gains access to new qualified health plans as a result of a permanent move and either:

A. had minimum essential coverage as described in 26 C.F.R. § 1.5000a–1(b) for 1 or more days during the 60 days before the date of the permanent move; or

B. was living outside the United States or in a United States territory at the time of the permanent move; or

3. demonstrates to the SHOP Exchange, in accordance with guidelines issued by the federal Department of Health and Human Services, that the eligible employee or a dependent meets other exceptional circumstances as the SHOP Exchange may provide;**]**

(v) an eligible employee or a dependent:

1. loses eligibility for coverage under a Medicaid plan under Title XIX of the Social Security Act or a state child health plan under Title XXI of the Social Security Act; or

2. becomes eligible for assistance, with respect to coverage under the SHOP Exchange, under a Medicaid plan or state child health plan, including any waiver or demonstration project conducted under or in relation to a Medicaid plan or a state child health plan;

(vi) for SHOP Exchange health benefit plans:

1. an eligible employee's or a dependent's enrollment or nonenrollment in a qualified health plan is, as evaluated and determined by the Exchange:

A. unintentional, inadvertent, or erroneous; and

B. the result of the error, misrepresentation, misconduct, or inaction of an officer, employee, or agent of the Exchange or the federal Department of Health and Human Services, or its instrumentalities, or a non–Exchange entity providing enrollment assistance or conducting enrollment activities; **[**or**]**

2. an eligible employee is an Indian as defined in § 4 of the federal Indian Health Care Improvement Act;

3. an eligible employee or dependent adequately demonstrates to the Exchange that a material error related to plan benefits, service area, or premium influenced the eligible employee's or dependent's decision to purchase a qualified health plan through the Exchange; or

4. AN ELIGIBLE EMPLOYEE OR DEPENDENT DEMONSTRATES TO THE SHOP EXCHANGE, IN ACCORDANCE WITH GUIDELINES ISSUED BY THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES, THAT THE ELIGIBLE EMPLOYEE OR A DEPENDENT MEETS OTHER EXCEPTIONAL CIRCUMSTANCES AS THE SHOP EXCHANGE MAY PROVIDE;

(vii) an eligible employee or dependent:

1. is a victim of domestic abuse or spousal abandonment, as defined by 26 C.F.R. § 1.36B–2T;

2. is enrolled in minimum essential coverage; and

3. seeks to enroll in coverage separate from the perpetrator of the abuse or abandonment;

(viii) an eligible employee or dependent:

1. applies for coverage through the Individual Exchange during the annual open enrollment period or a special enrollment period;

2. is assessed by the Individual Exchange as potentially eligible for the Maryland Medical Assistance Program or the Maryland Children's Health Program; and

3. is determined ineligible for the Maryland Medical Assistance Program or the Maryland Children's Health Program by the Maryland Department of Health either:

A. after open enrollment has ended; or

B. more than 60 days after the qualifying event; **[**or**]**

(ix) an eligible employee or dependent:

1. applies for coverage through the Maryland Medical Assistance Program or the Maryland Children's Health Program during the annual open enrollment period; and

2. is determined ineligible for the Maryland Medical Assistance Program or the Maryland Children's Health Program after open enrollment has ended**; OR**

(X) AN ELIGIBLE EMPLOYEE OR DEPENDENT GAINS ACCESS TO NEW QUALIFIED HEALTH PLANS AS A RESULT OF A PERMANENT MOVE AND EITHER:

1. HAD MINIMUM ESSENTIAL COVERAGE AS DESCRIBED IN 26 C.F.R. § 1.5000A–1(B) FOR 1 OR MORE DAYS DURING THE 60 DAYS BEFORE THE DATE OF THE PERMANENT MOVE; OR

2. LIVED IN A FOREIGN COUNTRY OR IN A UNITED STATES TERRITORY FOR 1 OR MORE DAYS DURING THE 60 DAYS BEFORE THE DATE OF THE PERMANENT MOVE.

(5) Loss of minimum essential coverage under paragraph (4)(i) of this subsection does not include loss of coverage due to:

(i) voluntary termination of coverage;

(ii) failure to pay premiums on a timely basis, including COBRA premiums prior to expiration of COBRA coverage; or

(iii) a rescission authorized under 45 C.F.R. § 147.128.

(6) The triggering event described in paragraph (4)(iii) of this subsection is permitted only once per year per individual.

(7) If an eligible employee or a dependent meets the requirements for the triggering event described in paragraph (4)(vi)1 of this subsection, the Exchange may take any action necessary to correct or eliminate the effects of the error, misrepresentation, or inaction.

(8) If an eligible employee meets the requirements for the triggering event described in paragraph (4)(vi)2 of this subsection, the eligible employee and a dependent may enroll in a qualified health plan or change from one qualified health plan to another one time per month.

(9) An eligible employee or a dependent who meets the requirements for the triggering event described in paragraph (4)(v) of this subsection shall have 60 days from the triggering event to select a health benefit plan.

(10) If a victim of domestic abuse or spousal abandonment meets the requirements for the triggering event described in paragraph (4)(vii) of this subsection, the victim's dependents may enroll in a qualified health plan at the same time as the victim.

15–1309.

(b) Changes in benefits made to comply with federal or State requirements are not subject to the plus or minus 2 percentage points referenced in **[**subsection (a)(4)(ii)5 of this section**] 45 C.F.R. § 147.106(E)(3)(V)**.

31–101.

(z) (1) "Small employer" means an employer that, during the preceding calendar year, employed an average of not more than**[**:

(i)**]** 50 employees **[**for plan years that begin before January 1, 2016; and

(ii) 100 employees for plan years that begin on or after January 1, 2016, or another number of employees or date as provided under federal law**]**.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 202 – Senators Lee, Ferguson, Guzzone, Kelley, King, Pinsky, Rosapepe, Smith, and Zucker

AN ACT concerning

Consumer Protection – Credit Report Security Freezes – Notice and Fees

SB0202/177577/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 202
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, and Reilly"; in line 5, strike "under certain circumstances"; and in line 12, strike "14–1212.2(g)" and substitute "14–1212.2(c)(1), (g),".

AMENDMENT NO. 2

On page 1, in line 19, strike "(1) Except as provided in paragraph (2) of this subsection, a" and substitute "**A**".

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 10 on page 2, inclusive.

On page 2, in line 20, after the period insert "**A CONSUMER REPORTING AGENCY MAY NOT CHARGE YOU A FEE FOR ANY SERVICE RELATING TO A SECURITY FREEZE, INCLUDING FOR ANY PLACEMENT, TEMPORARY LIFT, OR REMOVAL OF A SECURITY FREEZE.**".

On page 3, strike in their entirety lines 13 through 21, inclusive; and after line 25, insert:

"(c) (1) A consumer reporting agency shall place a security freeze for a protected consumer if:

(i) The consumer reporting agency receives a request from the protected consumer's representative for the placement of the security freeze under this section; and

(ii) The protected consumer's representative:

1. Submits the request to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency;

2. Provides to the consumer reporting agency sufficient proof of identification of the protected consumer and the representative; **AND**

3. Provides to the consumer reporting agency sufficient proof of authority to act on behalf of the protected consumer**[**; and

4. Pays to the consumer reporting agency a fee as provided in subsection (i) of this section**]**.".

On page 4, in line 11, strike "(1) Except as provided in paragraph (2) of this subsection, a" and substitute "**A**"; and strike in their entirety lines 13 through 31, inclusive.

On page 5, strike beginning with "charge" in line 2 down through "consumer" in line 3 and substitute "**NOT CHARGE A FEE FOR ANY SERVICE PERFORMED**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 278 – Senators Feldman, Klausmeier, Mathias, Rosapepe, and Zucker

AN ACT concerning

Prevailing Wage – Tax Increment Financing Developments – Application

SB0278/717975/1
BY: Finance Committee

AMENDMENT TO SENATE BILL 278
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Middleton, and Benson"; and in line 4, after "development" insert "district".

On page 2, in line 32, after "**DISTRICT**" insert "**CREATED ON OR AFTER JULY 1, 2018,**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 279 – Senator Feldman

AN ACT concerning

Metro Board Member Act

SB0279/427878/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 279
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after "directors;" insert "encouraging each signatory of the Washington Metropolitan Area Transit Authority Compact to support certain reforms of the Authority;".

AMENDMENT NO. 2

On page 5, after line 31, insert:

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

(a) Each signatory of the Washington Metropolitan Area Transit Authority Compact is encouraged to support reform of the Washington Metropolitan Area Transit Authority's governance structure to improve efficiency, accountability, and effectiveness of the Authority's performance, oversight, safety, accessibility, environmental quality, economic development, and quality of life in Maryland.

(b) Reforms of the Authority's governance structure may include:

(1) reducing the size of the Washington Metropolitan Area Transit Authority's Board of Directors;

(2) improving the independent investigation and oversight of the Authority;

(3) prohibiting elected officials from serving on the Board of Directors;

(4) removing a Compact signatory's veto authority;

(5) requiring eligibility criteria for Board members, such as possessing qualifications in relevant fields;

(6) providing equitable compensation for each Board member;

(7) enhancing transparency; and

(8) improving stakeholder input, including input from users of the Authority's services.";

and in line 32, strike "3." and substitute "4.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 554 – Senator Michael J. Hough:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Oakdale High School Volleyball Team
in recognition of
winning the 2017 Maryland 2A State Volleyball Championship. We applaud your
outstanding season and wish you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 13th day of March 2018.

Read and adopted by a roll call vote as follows:

Affirmative – 42 Negative – 0 (See Roll Call No. 508)

FINANCE COMMITTEE REPORT NO. 20

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 748 – Senators Astle, Cassilly, and Norman

AN ACT concerning

Interception of Communication – Financial Institutions

SB0748/387873/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 748
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Norman" and substitute "Norman, Middleton, Benson, and Reilly"; in line 4, after the first "a" insert "certain"; in line 8, after "a" insert "certain"; in line 9, after "circumstances;" insert "requiring a certain financial institution to adopt a certain record retention policy for audio recordings;".

AMENDMENT NO. 2

On page 2, in lines 19 and 24, in each instance, after "**INSTITUTION**" insert "**THAT ACCEPTS DEPOSITS IN THE STATE**"; and in line 29, strike "**INTERCEPTION**" and substitute "**COMMUNICATION**".

AMENDMENT NO. 3

On page 3, in line 5, strike "**, ON WRITTEN REQUEST,**"; and in line 7, after "**INVESTIGATION**" insert "**, ON WRITTEN REQUEST, TO ASSIST IN AN ONGOING CRIMINAL INVESTIGATION OF A ROBBERY, UNDER § 3–402 OR § 3–403 OF THE CRIMINAL LAW ARTICLE, OR ANY OTHER CRIMINAL ACT CARRIED OUT IN FURTHERANCE OF A ROBBERY.**

(C) A FINANCIAL INSTITUTION THAT INTERCEPTS AND RECORDS ORAL COMMUNICATIONS UNDER THIS SECTION SHALL ADOPT A RECORD RETENTION POLICY THAT SPECIFIES THE PERIOD OF TIME AFTER WHICH AN AUDIO RECORDING IS PERMANENTLY INACCESSIBLE".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 835 – Senator Madaleno

AN ACT concerning

Maryland Medical Assistance Program – Collaborative Care Pilot Program

SB0835/197379/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 835
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Madaleno" and substitute "Senators Madaleno, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe".

AMENDMENT NO. 2

On page 2, in line 34, after "**PSYCHIATRIC**" insert "**AND SUBSTANCE USE DISORDER**".

On page 3, in line 1, strike "**OR ANY OTHER PSYCHIATRIC PROVIDER**" and substitute "**, AN ADDICTION MEDICINE SPECIALIST, OR ANY OTHER BEHAVIORAL HEALTH MEDICINE SPECIALIST AS ALLOWED UNDER FEDERAL REGULATIONS GOVERNING THE MODEL**"; and after line 15, insert:

"**(3) TO THE EXTENT PRACTICABLE, ONE OF THE SITES SELECTED BY THE DEPARTMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE LOCATED IN A RURAL AREA OF THE STATE.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 968 – Senator Eckardt

AN ACT concerning

Task Force on Rural Internet, Broadband, Wireless, and Cellular Service – Study and Extension

SB0968/647970/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 968
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Eckardt" and substitute "Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe".

AMENDMENT NO. 2

On page 1, in line 22, strike "Western"; and strike beginning with the first comma in line 22 down through "Harford counties" in line 23.

On page 2, strike beginning with "Western" in line 1 down through "counties" in line 2 and substitute "**RURAL AREAS OF MARYLAND**"; in line 6, after "**UNDERSERVED**" insert "**RURAL**"; in lines 6 and 7, strike "**IN WESTERN**" and substitute "**OF**"; and strike beginning with the comma in line 7 down through the second "**COUNTIES**" in line 8.

On page 3, in line 10, strike "Western"; strike beginning with the first comma in line 10 down through "Harford counties" in line 11; strike beginning with "Western" in line 13 down through "counties" in line 14 and substitute "**RURAL AREAS OF MARYLAND**"; in line 18, after "**UNDERSERVED**" insert "**RURAL**"; in lines 18 and 19, strike "**IN WESTERN**" and substitute "**OF**"; and strike beginning with the first comma in line 19 down through the second "**COUNTIES**" in line 20.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 979 – Senator Klausmeier

AN ACT concerning

Workers' Compensation – Third–Party Actions – Subsequent Injury Fund

SB0979/567478/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 979
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "repealing" in line 3 down through "changes;" in line 8 and substitute "requiring that, if a self–insured employer, insurer, or the Uninsured Employers' Fund has not waived third–party reimbursement, the Subsequent Injury Fund be reimbursed after the self–insured employer, insurer, or Uninsured Employers' Fund in a certain third–party action;".

AMENDMENT NO. 2

On page 1 in lines 20 and 23, and on page 2 in lines 2, 3, 8, 21, 22, 29, and 30, in each instance, strike the bracket.

On page 2, in line 21, after the first comma insert "**SUBJECT TO SUBSECTION (G) OF THIS SECTION,**"; and after line 32, insert:

"**(G) IN DETERMINING REIMBURSEMENT UNDER SUBSECTION (E)(2) OF THIS SECTION, IF THE SELF–INSURED EMPLOYER, INSURER, OR UNINSURED EMPLOYERS' FUND HAS NOT WAIVED THIRD–PARTY REIMBURSEMENT:**

(1) FIRST, THE SELF–INSURED EMPLOYER, INSURER, OR UNINSURED EMPLOYERS' FUND SHALL BE REIMBURSED; AND

(2) NEXT, THE SUBSEQUENT INJURY FUND SHALL BE REIMBURSED.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 21

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 662 – Senators Middleton and Benson

AN ACT concerning

Business Regulation – Wireless Security Systems – Local Government Licenses and Permits

SB0662/227675/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 662
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "systems;" insert "authorizing a local government to require providers and operators of wireless security systems to comply with certain ordinances and obtain certain registrations or permits; prohibiting a local government from requiring providers and operators of wireless security systems to obtain electrical permits; providing that wireless security systems are not exempt from certain laws; requiring wireless security systems to meet certain State and local codes;".

AMENDMENT NO. 2

On page 2, in line 4, after "**IS**" insert "**DESIGNED TO CARRY A VOLTAGE OF 50 VOLTS OR LESS AND**"; in line 12, strike "**A**" and substitute "**AN ELECTRICAL**"; in the same line, after the first "**OR**" insert "**AN ELECTRICAL**"; and after line 13, insert:

"**(C) (1) A LOCAL GOVERNMENT MAY:**

(I) REQUIRE A PERSON WHO PROVIDES WIRELESS SECURITY SYSTEMS TO COMPLY WITH A LOCAL ALARM ORDINANCE OR OBTAIN AN ALARM BUSINESS REGISTRATION OR PERMIT; AND

(II) REQUIRE A PERSON WHO OPERATES WIRELESS SECURITY SYSTEMS OR CAUSES WIRELESS SECURITY SYSTEMS TO BE OPERATED TO COMPLY WITH A LOCAL ALARM ORDINANCE OR OBTAIN AN ALARM SYSTEM REGISTRATION OR PERMIT.

(2) A LOCAL GOVERNMENT MAY NOT REQUIRE A PERSON DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION TO OBTAIN AN ELECTRICAL PERMIT.

(D) WIRELESS SECURITY SYSTEMS ARE NOT EXEMPT FROM TITLE 18 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE.

(E) WIRELESS SECURITY SYSTEMS MUST COMPLY WITH ANY STATE OR LOCAL BUILDING CODES.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 758 – Senator Reilly

AN ACT concerning

Business Regulation – Micro Markets – Licensure

SB0758/797679/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 758
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "Department" in line 11 down through "Regulation" in line 12 and substitute "Comptroller"; in line 12, after "regulatory" insert "or law enforcement"; and in line 22, strike "(f)" and substitute "(c)".

On page 2, after line 13, insert:

"(c) "Comptroller" means the Comptroller of the State.";

and strike line 14 in its entirety.

AMENDMENT NO. 2

On page 5, in line 18, strike "**DEPARTMENT**" and substitute "**COMPTROLLER**"; in the same line, after "**REGULATORY**" insert "**OR LAW ENFORCEMENT**"; in line 19, strike "**DEPARTMENT**" and substitute "**COMPTROLLER**"; and in the same line, after "**REGULATORY**" insert "**OR LAW ENFORCEMENT**".

On page 6, in line 2, strike "**DEPARTMENT**" and substitute "**COMPTROLLER**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

Senate Bill 973 – Senator Manno

AN ACT concerning

Maryland Transportation Authority – Video Tolls – Collection

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 25

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 23 – Senator Waugh

AN ACT concerning

Alcoholic Beverages – Distilleries – Farmers' Markets and Other Events

SB0023/304430/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 23
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "allowing" in line 3 down through "fair;" in line 5; in line 5, strike "increasing" and substitute "removing the limit on"; and strike beginning with "altering" in line 6 down through "used;" in line 8.

AMENDMENT NO. 2

On page 2, in lines 10 and 12, in each instance, strike the bracket; strike beginning with "**ANY**" in line 12 down through "**FAIR**" in line 13; in line 14, strike the first set of brackets; in the same line, strike "**(2)**"; in line 15, strike "**(3)**" and substitute "**(5)**"; in the same line, strike "**36**"; in the same line, strike the colon; in line 16, strike "**(I)**"; strike beginning with the semicolon in line 17 down through "**LOCATED**" in line 19; in line 20, strike "**(4)**" and substitute "**(6)**"; in line 21, strike "**(5)**" and substitute "**(7)**"; and in the same line, strike "**36**" and substitute "**32**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 218 – Senators Young, Salling, and Smith

AN ACT concerning

Alcoholic Beverages – Retail Wine Sellers – Shochu and Soju

SB0218/624335/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 218
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Smith" and substitute "Smith, Eckardt, Guzzone, and Manno".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 909 – Senator Waugh

AN ACT concerning

Alcoholic Beverages – Class 1 Distillery License – On–Site Consumption Permit

SB0909/764138/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 909
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "other" insert "nonalcoholic"; and in line 7, after "permit;" insert "establishing a limit on a certain permit;".

AMENDMENT NO. 2

On page 2, in line 28, after "**OTHER**" insert "**NONALCOHOLIC**".

On page 3, in line 2, strike "subsection" and substitute "**SUBSECTIONS**"; in the same line, after "(c)(5)" insert "**AND (I)(2)**"; in line 11, after "**PERMIT**" insert "**FOR USE AT THE LOCATION OF THE CLASS 1 DISTILLERY LICENSE**"; in line 12, after "**(2)**" insert "**(I)**"; in line 13, after "**OTHER**" insert "**NONALCOHOLIC**"; and after line 14, insert:

"**(II) THE HOLDER MAY NOT USE MORE THAN AN AGGREGATE OF 7,750 GALLONS ANNUALLY OF LIQUOR THE HOLDER PRODUCES FOR MIXED DRINKS SOLD UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 910 – Senator Waugh

AN ACT concerning

Alcoholic Beverages – Class 9 Limited Distillery License – On–Site Consumption Permit

SB0910/964030/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 910
(First Reading File Bill)

On page 3, in line 21, after "**PERMIT**" insert "**AT THE LOCATION OF A CLASS 9 DISTILLERY LICENSE**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 26

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 118 – Senator Ferguson

EMERGENCY BILL

AN ACT concerning

Baltimore City – Alcoholic Beverages – License Transfers

SB0118/104235/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 118
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Beverages" insert "– Waivers"; in line 3, after the first "of" insert "authorizing the Board of License Commissioners of Baltimore City to waive the minimum capital investment requirement and the minimum seating requirement for an additional licensed restaurant under certain circumstances;"; and in line 16, after "Section" insert "12–1609 and".

AMENDMENT NO. 2

On page 1, after line 23, insert:

"12–1609.

(a) The Board may:

(1) subject to subsection (c) of this section, issue an additional Class B (on–sale — hotels and restaurants) beer, wine, and liquor license for premises used as a restaurant that meets the requirements of subsection (b) of this section to the holder of a Class B (on–sale — hotels and restaurants) beer, wine, and liquor license; and

(2) define "restaurant" by regulation.

(b) (1) **[**A**] EXCEPT AS PROVIDED IN SUBSECTION (E) OF THIS SECTION, A** restaurant under this section is required to have:

(i) a minimum capital investment of $500,000 for restaurant facilities; and

(ii) a minimum seating capacity of 125 individuals.

(2) The capital investment described in paragraph (1)(i) of this subsection may not include the cost of land or buildings.

(c) The Board may not issue more than five licenses under this section to or for the use of the same person.

(d) Additional licenses shall be limited to providing alcoholic beverages for on–premises consumption.

(E) THE BOARD MAY WAIVE THE MINIMUM CAPITAL INVESTMENT REQUIREMENT AND THE MINIMUM SEATING CAPACITY REQUIREMENT UNDER SUBSECTION (B)(1) OF THIS SECTION FOR AN ADDITIONAL RESTAURANT THAT A LICENSE HOLDER SEEKS UNDER THIS SECTION IF THE BOARD:

(1) HOLDS A PUBLIC MEETING AT WHICH THE BOARD REVIEWS THE BUSINESS PRACTICE OF THE LICENSE HOLDER; AND

(2) DETERMINES THAT THE LICENSE HOLDER IS IN GOOD STANDING AND HAS A REPUTABLE BUSINESS PRACTICE.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 172 – Senator Hershey

AN ACT concerning

Kent County – Alcoholic Beverages – Sales in Restaurants

SB0172/564237/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 172
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Sales in Restaurants" and substitute "Licenses"; in line 3, after "of" insert "requiring a restaurant in Kent County to have average daily receipts from the sale of food that are at least a certain percentage of the total average daily receipts of the restaurant; requiring certain restaurants in Kent County to be equipped with a certain dining area and facilities; repealing certain requirements for Sunday sales for certain license holders in Kent County;"; strike beginning with "applying" in line 5 down through "beverages;" in line 8 and substitute "repealing the Kent County beer or wine tasting (BWT) license and establishing a beer, wine, and liquor tasting (BWLT) license; specifying the license holder to whom the license may be issued; authorizing the tasting of certain alcoholic beverages under certain circumstances; specifying certain maximum amounts of alcoholic beverages that may be tasted under certain circumstances; establishing a certain fee; altering the hours of sale for holders of certain licenses in Kent County;"; in line 17, after "Section" insert "24–101(a), 24–803,"; in the same line, after "24–902" insert ", 24–2002, 24–2003, and 24–2004"; and after line 19, insert:

"BY adding to
Article – Alcoholic Beverages
Section 24–104 and 24–1304
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing
Article – Alcoholic Beverages
Section 24–1304
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)".

AMENDMENT NO. 2
On page 2, after line 9, insert:

"24–101.

(a) In this title:

(1) **(I)** the definitions in § **[**1–101**] 1–101(B) THROUGH (W) AND (Y) THROUGH (EE)** of this article apply without exception or variation; and

(II) THE DEFINITION OF "RESTAURANT" IN § 1–101(X) OF THIS ARTICLE APPLIES, SUBJECT TO § 24–104 OF THIS SUBTITLE; AND

(2) the following words have the meanings indicated.";

after line 11, insert:

"**24–104.**

TO QUALIFY AS A RESTAURANT UNDER THIS TITLE, AN ESTABLISHMENT SHALL HAVE AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT LEAST 25% OF THE TOTAL AVERAGE DAILY RECEIPTS OF THE ESTABLISHMENT.

24–803.

(a) There is a Class B beer and wine license.

(b) (1) The Board may issue the license for use **[**by**] IN** a restaurant approved by the Board that **IS EQUIPPED WITH**:

[(i) is fully equipped with a proper and adequate dining room;

(ii) has sufficient facilities for preparing and serving meals to the public; and

(iii) has average daily receipts from the sale of food totaling at least 60% of the average daily receipts of the business.**]**

(I) AN INDOOR, OUTDOOR, OR COMBINATION INDOOR AND OUTDOOR DINING AREA; AND

(II) FACILITIES FOR PREPARING AND SERVING MEALS TO THE PUBLIC.

(2) The license authorizes the license holder to sell beer and wine at a hotel or restaurant, at retail, at the place described in the license, for on– and off–premises consumption.

(c) The annual license fee is $1,000.";

in line 14, strike "that" and substitute "**APPROVED BY THE BOARD THAT IS EQUIPPED WITH**"; and strike in their entirety lines 15 through 18, inclusive, and substitute:

"**(1) AN INDOOR, OUTDOOR, OR COMBINATION INDOOR AND OUTDOOR DINING AREA; AND**

(2) FACILITIES FOR PREPARING AND SERVING MEALS TO THE PUBLIC.".

On pages 2 and 3, strike in their entirety the lines beginning with line 21 on page 2 through line 1 on page 3, inclusive.

On page 3, in line 2, strike "(d)" and substitute "**(C)**"; and after line 2, insert:

"**[**24–1304.

(a) There is a beer or wine tasting (BWT) license.

(b) The Board may issue a beer or wine tasting license to the holder of a Class A beer and wine license or a Class A beer, wine, and liquor license.

(c) (1) The license authorizes the holder to allow the on–premises consumption for tasting of:

(i) wine that contains not more than 22% alcohol by volume; or

(ii) beer.

(2) The selection of beer or wine offered at a tasting is not limited to beer or wine produced in the State.

(3) The holder of a license may offer for sale beer allowed for tasting if:

(i) the beer is sold in refillable containers that are sealed by the holder of the BWT license; and

(ii) unsold beer is returned to the provider.

(d) A holder of a license may allow consumption by an individual in 1 day in the quantity of:

(1) not more than 2 ounces of wine from each offering and not more than 4 ounces from all offerings of wine; or

(2) not more than 2 ounces of beer from each offering and not more than 6 ounces from all offerings of beer.

(e) A license holder may not conduct a wine tasting and a beer tasting on the same day.

(f) The annual license fee is $200.**]**

24–1304.

(A) THERE IS A BEER, WINE, AND LIQUOR TASTING (BWLT) LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE TO A HOLDER OF A CLASS A LICENSE.

(C) THE LICENSE AUTHORIZES THE HOLDER TO ALLOW THE ON–PREMISES CONSUMPTION FOR TASTING OF:

(1) BEER, IF THE UNDERLYING LICENSE OF THE HOLDER IS A CLASS A BEER LICENSE;

(2) WINE, IF THE UNDERLYING LICENSE OF THE HOLDER IS A CLASS A WINE LICENSE;

(3) BEER AND WINE, IF THE UNDERLYING LICENSE OF THE HOLDER IS A CLASS A BEER AND WINE LICENSE; AND

(4) BEER, WINE, AND LIQUOR, IF THE UNDERLYING LICENSE OF THE HOLDER IS A CLASS A BEER, WINE, AND LIQUOR LICENSE.

(D) THE LICENSE AUTHORIZES THE HOLDER TO ALLOW AN INDIVIDUAL TO TASTE IN 1 DAY NOT MORE THAN:

(1) 2 OUNCES OF BEER FROM EACH OFFERING AND 6 OUNCES FROM ALL OFFERINGS OF BEER;

(2) 2 OUNCES OF WINE FROM EACH OFFERING AND 4 OUNCES FROM ALL OFFERINGS OF WINE; AND

(3) ONE–HALF OUNCE OF LIQUOR FROM EACH OFFERING AND 1.5 OUNCES FROM ALL OFFERINGS OF LIQUOR.

(E) IN ADDITION TO A FEE FOR ANY OTHER LICENSE HELD BY THE LICENSE HOLDER, THE ANNUAL FEE FOR A BWLT LICENSE IS $200.

24–2002.

(a) A holder of a Class A beer license may sell beer**[**:

(1) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(2) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(3) on Sunday, from 9 a.m. to 2 a.m. the following day**] FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

(b) A holder of a Class B beer license may sell beer**[**:

(1) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(2) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(3) subject to paragraph (2) of this subsection, on Sunday, from 9 a.m. to midnight**] FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

(c) Reserved.

(d) A holder of a Class D beer license may sell beer**[**:

(1) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(2) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(3) on Sunday, from 9 a.m. to 2 a.m. the following day**] FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

24–2003.

(a) A holder of a Class A beer and wine license may sell beer and wine**[**:

(1) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(2) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(3) on Sunday, from 9 a.m. to 2 a.m. the following day**] FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

(b) **[**(1)**]** A holder of a Class B beer and wine license may sell beer and wine**[**:

(i) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(ii) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(iii) on Sunday, from 9 a.m. to midnight only**] FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

[(2) The license holder may not sell beer or wine at a bar or counter on Sunday.**]**

(c) Reserved.

(d) Reserved.

24–2004.

(a) A holder of a Class A beer, wine, and liquor license may sell beer, wine, and liquor**[**:

(1) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(2) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(3) on Sunday, from 9 a.m. to 2 a.m. the following day**] FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

(b) **[**(1)**]** A holder of a Class B beer, wine, and liquor license may sell beer, wine, and liquor**[**:

(i) on Monday through Friday, from 6 a.m. to 2 a.m. the following day; and

(ii) on Saturday, from 6 a.m. to 1 a.m. the following day**] FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

[(2) A holder of a Class B beer, wine, and liquor license may sell beer, wine, and liquor on Sunday from 9 a.m. to midnight if:

(i) the customer is seated at a table and not at a bar or on a bar stool;

(ii) the alcoholic beverage is a supplement to the customer's meal; and

(iii) the total price of the alcoholic beverage does not exceed the total price of the meal.

(3) The license holder may sell only beer and wine for off–premises consumption.

(4) A holder of a special Sunday (on–sale) beer, wine, and liquor privilege may sell beer, wine, and liquor on Sunday from noon to midnight at a restaurant that does not meet the requirements of paragraph (2) of this subsection if the restaurant:

(i) is fully equipped with a proper and adequate dining room;

(ii) has sufficient facilities for preparing and serving meals to the public; and

(iii) is approved by the Board.

(5) The annual fee for the privilege is $100, which is in addition to the annual fee for the Class B (on–sale) beer, wine, and liquor restaurant license.

(6) The privilege is part of the Class B beer, wine, and liquor license and not a separate class of license.**]**

(c) **[**(1)**]** A holder of a Class C beer, wine, and liquor license may sell beer, wine, and liquor**[**:

(i) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(ii) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(iii) on Sunday, from 11 a.m. to midnight**]** **FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

[(2) (i) The Board may issue a special Sunday beer, wine, and liquor license to a holder of a Class C beer, wine, and liquor license.

(ii) Not more than five special Sunday licenses may be issued to a single holder in the Class C license year.

(iii) The special Sunday license authorizes the holder to serve beer, wine, and liquor from 7 a.m. to midnight on Sunday for on–premises consumption.

(3) The license holder may not sell alcoholic beverages at a bar or counter on Sunday.

(4) The license fee is $15.

(5) The prohibition under § 4–204 of this article against the issuance of two licenses for the same premises does not apply to the license.

(6) The Board shall adopt regulations to carry out this subsection.**]**

(d) **[**(1)**]** A holder of a Class D beer, wine, and liquor license may sell beer, wine, and liquor**[**:

(i) on Monday through Friday, from 6 a.m. to 2 a.m. the following day;

(ii) on Saturday, from 6 a.m. to 1 a.m. the following day; and

(iii) on Sunday, from 9 a.m. to 2 a.m. the following day**]** **FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY**.

[(2) On Sunday, the license holder may sell for off–premises consumption only beer and wine.**]**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 243 – Senator Robinson

AN ACT concerning

Baltimore City – Park Heights Redevelopment Area – Alcoholic Beverages – Store Closing Time

SB0243/534337/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 243
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with the third "–" in line 2 down through "Time" in line 3; and strike beginning with "altering" in line 4 down through "beverages" in line 6 and substitute "repealing certain references to the "Park Heights Redevelopment Area"".

AMENDMENT NO. 2

On page 2, in lines 4, 17, and 28, in each instance, strike the brackets; in lines 4, 17, and 28, in each instance, strike "**10 P.M.**"; strike beginning with "Park" in line 4 down through "Area" in line 5 and substitute "**AREA**"; strike beginning with "Park" in line 17 down through "Area" in line 18 and substitute "**AREA**"; and strike beginning with "Park" in line 28 down through "Area" in line 29 and substitute "**AREA**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 324 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Serving Underage Individuals – Penalties

SB0324/974136/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 324
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after the first "of" insert "repealing in Washington County a certain requirement necessary to establish a defense against selling or providing alcoholic beverages to an individual under the age of 21 years; altering the penalties imposed on an employee of an alcoholic beverages license holder in Washington County who sells or provides alcoholic beverages to an individual under the age of 21 years; making it a misdemeanor under certain circumstances to sell or provide alcoholic beverages to an individual under the age of 21 years in Washington County;".

AMENDMENT NO. 2

On page 2, in lines 10 and 11, strike ": (1)"; strike beginning with the semicolon in line 13 down through "State" in line 14; in line 15, strike "A violation of § 6–304 of this article" and substitute "**A VIOLATION FOR WHICH A PENALTY IS IMPOSED UNDER PARAGRAPH (2) OF THIS SUBSECTION**"; in line 16, after "(2)" insert "**(I)**"; strike beginning with "the" in line 16 down through "exceeding" in line 17 and substitute "**THE EMPLOYEE IS SUBJECT TO**"; strike in their entirety lines 18 and 19 and substitute:

"**1. EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, FOR A FIRST OFFENSE, A FINE OF $100;**

2. EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, FOR A SECOND OFFENSE, A FINE OF $250; AND

3. FOR EACH SUBSEQUENT OFFENSE, A TERM OF IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $1,000 OR BOTH.

(II) IF AN EMPLOYEE DOES NOT PAY WITHIN 30 DAYS A FINE IMPOSED UNDER SUBPARAGRAPH (I)1 OR 2 OF THIS PARAGRAPH, THE EMPLOYEE IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A FINE NOT EXCEEDING $1,000 OR BOTH.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 519 – Senators Conway, Ferguson, Nathan–Pulliam, Oaks, and Robinson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class A–7 License

SB0519/444034/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 519
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after "license;" insert "authorizing the Board to issue a Class BWLT beer, wine, and liquor (on premises) tasting license to a holder of a Class A–7 license only in a certain location;"; in line 10, after "verification;" insert "making certain technical changes;"; in line 14, after "12–102" insert "and 12–1308(b)"; and in line 24, after "Section" insert "12–1308(a) and (c) and".

AMENDMENT NO. 2

On page 2, after line 19, insert:

"12–1308.

(a) This section applies in:

(1) ward 27, precincts 42 and 44 of the 41st legislative district of the City;

(2) ward 27, precincts 41 and 48 of the 43rd legislative district of the City;

(3) ward 12, precinct 3 of the 43rd legislative district of the City;

(4) ward 11, precinct 5 of the 44th legislative district of the City; **[**and**]**

(5) the 3000 block of Frederick Avenue in ward 20, precinct 9 of the 44A legislative district of the City, based on the Legislative Districting Plan of 2012**; AND**

(6) THE 46TH LEGISLATIVE DISTRICT OF THE CITY.

(b) There is a Class BWLT beer, wine, and liquor (on premises) tasting license.

(c) The Board may issue the license to a holder of a**:**

(1) Class A beer, wine, and liquor license **ONLY IN A LOCATION SPECIFIED IN SUBSECTION (A)(1) THROUGH (5) OF THIS SECTION; OR**

(2) CLASS A–7 BEER, WINE, AND LIQUOR LICENSE ONLY IN THE 46TH LEGISLATIVE DISTRICT OF THE CITY.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1057 – Cecil County Senators

AN ACT concerning

Cecil County – Alcoholic Beverages – Alcohol Awareness Program

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1057
(First Reading File Bill)

On page 1, in line 18, after "17–1901" insert "and 17–2802".

On pages 1 and 2, strike in their entirety the lines beginning with line 26 on page 1 through line 3 on page 2, inclusive.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 27

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 46 – Senator Reilly

AN ACT concerning

Natural Resources – State Boat Act – Carbon Monoxide Safety

SB0046/984535/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 46
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, after line 2, insert "(Matthew's Law)"; strike beginning with "prohibiting" in line 5 down through the semicolon in line 14; in line 15, strike "certain items and information" and substitute "the brochure"; strike beginning with "requiring" in line 17 down through the semicolon in line 18; in line 19, after "defining" insert "a"; in line 20,

strike "terms" and substitute "term"; in line 24, strike "(c),"; in the same line, after the third comma, insert "and"; and in the same line, strike ", and (t)".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 14 through 24.

On pages 2 and 3, strike in their entirety the lines beginning with line 31 on page 2 through line 1 on page 3, inclusive.

On page 4, in line 4, strike "**AND**"; after line 4, insert:

"**(II) THE DANGER OF BEING OVERCOME BY CARBON MONOXIDE POISONING IN AN ENCLOSED OCCUPANCY COMPARTMENT, AS DEFINED IN § 8–745(A) OF THIS SUBTITLE; AND**";

in line 5, strike "**(II)**" and substitute "**(III)**"; in line 8, strike "**(1)**"; strike beginning with the first "**THE**" in line 8 down through "**(I)**" in line 23 and substitute a comma; and in line 23, strike "**ENCLOSED**" and substitute "**ENCLOSED**".

On pages 4 and 5, strike in their entirety the lines beginning with line 26 on page 4 through line 29 on page 5.

On page 5, in line 30, strike "**(E)**" and substitute "**(B)**".

On page 6, in line 1, strike "**CARBON**" and substitute "**:**

1. CARBON";

after line 1, insert:

"**2. BEING OVERCOME BY CARBON MONOXIDE POISONING IN AN ENCLOSED OCCUPANCY COMPARTMENT; AND**";

strike beginning with the colon in line 3 down through "**THE**" in line 4 and substitute "**THE**"; strike beginning with the semicolon in line 5 down through "**SECTION**" in line 8; strike beginning with "mail" in line 12 down through "shall" in line 17; strike beginning with "any" in line 19 down through "(2)" in line 20; in line 22, strike "(3)" and substitute

"(2)"; in line 24, strike "(4)" and substitute "(3)"; and in line 27, strike "4." and substitute "3.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 500 – Senators Nathan–Pulliam, Benson, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Madaleno, Manno, McFadden, Oaks, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

AN ACT concerning

Pesticides – Use of Chlorpyrifos – Prohibition

SB0500/554538/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 500
(First Reading File Bill)

AMENDMENT NO. 1

In line 2, strike "Pesticides – Use of" and substitute "Workgroup to Study"; in the same line, strike "– Prohibition"; in line 3, strike "prohibiting the use of chlorpyrifos in the State" and substitute "requiring the Secretary of Agriculture to convene the Workgroup to Study Chlorpyrifos; requiring the Workgroup to include certain individuals; requiring the Secretary, or the Secretary's designee, to chair the Workgroup; requiring the Workgroup to study and make recommendations regarding certain potential impacts of banning chlorpyrifos in the State; 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 strike in their entirety lines 5 through 9, inclusive.

AMENDMENT NO. 2

In line 11, strike "the Laws of Maryland read as follows"; strike in their entirety lines 12 through 15, inclusive, and substitute:

"(a) The Secretary of Agriculture shall convene the Workgroup to Study Chlorpyrifos.

(b) The Workgroup convened under subsection (a) of this section shall include:

(1) the Secretary of Agriculture, or the Secretary's designee;

(2) one representative of the University System of Maryland School of Environmental Studies, selected by the Chancellor of the University System of Maryland;

(3) one representative of the Chesapeake Bay Foundation, selected by the Chesapeake Bay Foundation;

(4) one representative of the Maryland Farm Bureau, selected by the Maryland Farm Bureau;

(5) one representative of the Waterkeepers Chesapeake, selected by the Waterkeepers Chesapeake;

(6) one representative of the Maryland Grain Producers, selected by the Maryland Grain Producers; and

(7) one representative of the Maryland Pesticide Network, selected by the Maryland Pesticide Network.

(c) The Secretary of Agriculture, or the Secretary's designee, shall chair the Workgroup.

(d) The Workgroup shall study and make recommendations regarding the potential environmental, economic, and agricultural impacts of banning chlorpyrifos in the State.

(e) On or before January 1, 2019, the Workgroup shall report its findings and recommendations to the Governor, and, in accordance with § 2–1246 of the State Government Article, the General Assembly.";

in line 17, strike "October" and substitute "July"; and in the same line, after the period insert "It shall remain effective for a period of 1 year and, at the end of June 30, 2019, this

Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.

The preceding 2 amendments were read only.

Senator Middleton moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 501 – Senators Edwards, Astle, Madaleno, Manno, Mathias, Serafini, and Young

AN ACT concerning

State Lakes Protection and Restoration Fund – Purpose, Use, and Funding – Alterations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 675 – Senators Hough, Astle, Bates, Benson, Brochin, Cassilly, Eckardt, Feldman, Guzzone, Hershey, Jennings, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, Middleton, Muse, Norman, Peters, Ramirez, Ready, Robinson, Rosapepe, Salling, Simonaire, Smith, and Young

AN ACT concerning

Humane Adoption of Companion Animals Used in Research Act of 2018

SB0675/504634/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 675
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 7 down through the first semicolon in line 10.

AMENDMENT NO. 2

On page 2, in line 27, after "**(1)**" insert "**ESTABLISHING A PRIVATE PLACEMENT PROCESS TO PROVIDE FOR THE ADOPTION OF A DOG OR CAT;**

(2)".

On page 3, in line 2, strike "**(2)**" and substitute "**(3)**"; in line 3, strike "**(1)**" and substitute "**(2)**"; in line 4, after "**SUBSECTION**" insert "**IF THE RESEARCH FACILITY IS UNABLE TO PLACE THE DOG OR CAT THROUGH ITS PRIVATE PLACEMENT PROCESS**"; and strike in their entirety lines 8 through 26, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0675/273925/1
BY: Senator Hough

AMENDMENTS TO SENATE BILL 675, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 7, 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 3 of the bill, after line 7, insert:

"**(E) BEGINNING DECEMBER 1, 2019, 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 RELEASED TO AN ANIMAL RESCUE ORGANIZATION;

(2) THE NAME OF THE ANIMAL RESCUE ORGANIZATION TO WHICH A DOG OR CAT WAS RELEASED; AND

(3) THE LIST OF ANIMAL RESCUE ORGANIZATIONS ESTABLISHED BY THE RESEARCH FACILITY UNDER SUBSECTION (C)(2) OF THIS SECTION.".

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

Affirmative – 16 Negative – 26 (See Roll Call No. 509)

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1006 – Senator Pinsky

AN ACT concerning

Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, Mitigation, and Disclosure

SB1006/884633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1006
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after the first "the" insert "Department of Natural Resources, the"; in the same line, after "Environment" insert ", and the Maryland Emergency Management Agency"; in line 20, strike "submit to the Department of Planning for approval" and substitute "incorporate into a certain Master Plan"; and strike beginning with "requiring" in line 24 down through "purchaser" in line 27 and substitute "requiring a local jurisdiction to submit a copy of a certain plan to the Department of Planning under certain circumstances".

On page 2, in line 18, strike "Local Plan for"; and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 4, in line 15, after "**(I)**" insert "**(1)**"; and after line 17, insert:

"**(2) "SALTWATER INTRUSION" INCLUDES SURFACE WATER, AQUIFERS, AND SOILS.**".

On page 7, in line 7, strike "**30%**" and substitute "**50%**"; in line 8, after "**(B)**" insert "**(1)**"; strike beginning with the second "**OR**" in line 9 down through "**DAMAGE**" in line 11; in line 11, strike the second "**OR**"; in line 12, strike "**RECONSTRUCTED**"; and after line 13, insert:

"**(2) BEGINNING JULY 1, 2019, IF A STATE OR LOCAL PROJECT INCLUDES THE RECONSTRUCTION OF A STRUCTURE WITH SUBSTANTIAL DAMAGE, THE STRUCTURE SHALL BE RECONSTRUCTED IN COMPLIANCE WITH SITING AND DESIGN CRITERIA ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION.**".

On page 8, in line 15, strike "**AND**" and substitute a comma; in the same line, after "**ENVIRONMENT**" insert "**, AND THE MARYLAND EMERGENCY MANAGEMENT AGENCY**"; and in line 28, strike "**LOCAL PLAN FOR**".

On page 9, strike beginning with "**SUBMIT**" in line 3 down through "**APPROVAL**" in line 4 and substitute "**INCORPORATE INTO THEIR MASTER PLAN**"; strike beginning with "**THE**" in line 9 down through "**SECTION**" in line 11 and substitute "**A LOCAL JURISDICTION THAT INCORPORATES A PLAN TO ADDRESS NUISANCE FLOODING INTO THEIR MASTER PLAN SHALL SUBMIT A COPY OF THE NUISANCE FLOODING PLAN TO THE DEPARTMENT OF PLANNING**"; and strike in their entirety lines 12 through 25, inclusive.

The preceding 2 amendments were read only.

Senator Mathias moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 28

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 730 – Senators Smith, Ramirez, Young, and Zucker

AN ACT concerning

Local Government – Municipal Elections – No–Excuse Absentee Voting

Senator Ready moved to make the Bill and Report a Special Order for the end of today's business.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 790 – Senators Kagan, Feldman, Lee, Madaleno, and Pinsky

AN ACT concerning

Maryland State Song – Repeal and Replace – State Selection Panel

SB0790/814535/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 790
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Pinsky" and substitute "Pinsky, and Robinson"; strike line 2 in its entirety and substitute "General Provisions – Historical State Song"; in line 3, strike "repealing" and substitute "altering"; in the same line, after "song" insert "to be the historical State song"; strike beginning with "establishing" in line 3 down through "Act;" in line 12; in line 12, after "the" insert "historical"; and in line 13, after "repealing" insert "and reenacting, with amendments,".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 5 through 8, inclusive; strike beginning with "and" in line 9 down through "residents" in line 11; in line 15, strike the opening bracket;

in line 17, after the second "the" insert "**HISTORICAL**"; and in line 18, after "the" insert "**HISTORICAL**".

On page 4, in line 20, strike the closing bracket.

On pages 4 through 6, strike in their entirety the lines beginning with line 21 on page 4 through line 19 on page 6.

On page 6, in line 20, strike "3." and substitute "2."; in the same line, strike "July" and substitute "June"; and strike beginning with "Section" in line 21 down through "effect." in line 23.

The preceding 2 amendments were read only.

Senator Jennings moved to make the Bill and Amendments a Special Order for March 14, 2018.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 822 – Senator Madaleno

AN ACT concerning

Community Development – Community Action Agencies – Continuity of Funding

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 927 – Senator Benson

AN ACT concerning

Alarm Systems – Registration and Renewal – Penalties

SB0927/494835/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 927
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 7, in each instance, strike "or the alarm user's"; and strike beginning with "within" in line 8 down through "service" in line 9.

AMENDMENT NO. 2

On page 2, in lines 12 and 23, in each instance, strike "**AN EMERGENCY**" and substitute "**A**"; in line 13, after "**USER;**" insert "**AND**"; in lines 14 and 25, in each instance, strike "**THE ALARM USER OR**"; strike beginning with the semicolon in line 15 down through "**DISPATCH**" in line 18; and strike beginning with "**THE**" in line 27 down through "**DISPATCH**" in line 29 and substitute "**THE COUNTY OR MUNICIPALITY PROVIDED THE ALARM SYSTEM CONTRACTOR NOTICE THAT:**

(I) THE ALARM SYSTEM'S REGISTRATION EXPIRED;

(II) THE ALARM USER OR THE ALARM SYSTEM CONTRACTOR DID NOT RENEW THE ALARM SYSTEM'S REGISTRATION; OR

(III) THE ALARM SYSTEM'S REGISTRATION HAS BEEN SUSPENDED".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 940 – Senator Brochin

AN ACT concerning

Election Law – Polling Places – Election Judges

SB0940/314335/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 940
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "authorizing" in line 3 down through "circumstances;" in line 10 and substitute "altering the circumstances under which a local board of elections is authorized to provide election judges who are not registered with either the majority party or principal minority party and election judges who are minors;".

AMENDMENT NO. 2

On page 2, in line 3, strike "**(I)**"; in lines 5, 6, 12, 15, 17, 18, and 20, in each instance, strike the bracket; in lines 5 and 6, strike "**1.**" and "**2.**", respectively; strike in their entirety lines 7 through 10, inclusive; in line 11, strike "six" and substitute "**FOUR**"; in line 15, strike the comma; in line 18, strike "**WHO ARE MINORS**"; in the same line, strike "**LEAST**"; and strike beginning with "**; OR**" in line 22 down through "**PARTY**" 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1048 – Senators Smith, Astle, Benson, Currie, Feldman, Ferguson, Guzzone, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Young, and Zucker

AN ACT concerning

Secure and Accessible Registration Act

SB1048/884232/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1048

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Conway, Kasemeyer, Middleton, and Oaks"; in line 14, after "dates;" insert "requiring the State Board, if it receives notice from a certain individual, to correct a certain voter registration error in accordance with a certain provision of law;"; and in line 23, after "system;" insert "altering the definition of "clerical error" for the purpose of certain provisions of law governing the correction of errors in voter registration records to include an inadvertent mistake in a voter registration record made by an automatic voter registration agency;".

On page 2, in line 6, after "3–204.2," insert "3–601.1(a),"; and after line 8, insert:

"BY repealing and reenacting, without amendments,
Article – Election Law
Section 3–601.1(b) and (c)
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 5, after line 8, insert:

"**(F) IF THE STATE BOARD RECEIVES NOTICE FROM AN INDIVIDUAL THAT THE INDIVIDUAL WAS INADVERTENTLY REGISTERED TO VOTE THROUGH AN AUTOMATIC VOTER REGISTRATION AGENCY AFTER DECLINING TO REGISTER TO VOTE, THE STATE BOARD SHALL CORRECT THE ERROR IN ACCORDANCE WITH § 3–601.1 OF THIS TITLE.**";

and in lines 9, 14, 17, and 19, strike "(f)", "(g)", "(h)", and "(i)", respectively, and substitute "**(G)**", "**(H)**", "**(I)**", and "**(J)**", respectively.

On page 7, after line 5, insert:

"3–601.1.

(a) In this section, "clerical error" means an inadvertent mistake in a voter registration record made by an election official **OR AN AUTOMATIC VOTER REGISTRATION AGENCY**.

(b) The State Administrator or an election director shall make the determination whether an error in a voter registration record is a clerical error.

(c) If the State Administrator or election director determines that a clerical error has been made, the State Administrator or election director shall:

(1) cause the error to be corrected; and

(2) promptly notify the voter of the correction.".

The preceding 2 amendments were read only.

Senator Hershey moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 29

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 234 – Senator Middleton

AN ACT concerning

Interstate Medical Licensure Compact

SB0234/834932/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 234
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 27, after the second semicolon insert "altering the grounds for discipline of certain licensees of the State Board of Physicians, subject to a certain exception; providing for the construction of this Act; providing for the termination of this Act;"; and after line 28, insert:

"BY renumbering

Article – Health Occupations
Section 14–404(a)(43)
to be Section 14–404(a)(44)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)".

On page 2, in line 2, after "Compact"" insert "; and 14–404(a)(43)"; after line 4, insert:

"BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 14–404(a)(42)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 14–404(a)(43) of Article – Health Occupations of the Annotated Code of Maryland be renumbered to be Section(s) 14–404(a)(44).";

in line 5, strike "1." and substitute "2. AND"; in the same line, after "IT" insert "FURTHER"; and in the same line, strike "BY THE GENERAL ASSEMBLY OF MARYLAND".

AMENDMENT NO. 2

On page 4, strike in their entirety lines 9 through 12, inclusive; and in lines 13, 15, 18, 22, and 25, strike "**(5)**", "**(6)**", "**(7)**", "**(8)**", and "**(9)**", respectively, and substitute "**(4)**", "**(5)**", "**(6)**", "**(7)**", and "**(8)**", respectively.

On page 5, in line 13, after "**(A)**" insert "**(1)**"; strike beginning with "**A**" in line 13 down through "**2(K)**" in line 14 and substitute "**IN ORDER**"; in line 14, after "**AN**" insert "**INITIAL**"; and in line 15, after "**COMPACT**" insert "**, A PHYSICIAN MUST:**

(I) MEET THE ELIGIBILITY REQUIREMENTS AS DEFINED IN SECTION 2(K); AND

(II) HOLD SPECIALTY CERTIFICATION OR A TIME–UNLIMITED SPECIALTY CERTIFICATE RECOGNIZED BY THE AMERICAN BOARD OF MEDICAL SPECIALTIES OR THE AMERICAN OSTEOPATHIC ASSOCIATION'S BUREAU OF OSTEOPATHIC SPECIALISTS.

(2) A PHYSICIAN IS NOT REQUIRED TO MAINTAIN SPECIALTY CERTIFICATION DESCRIBED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION IN ORDER TO RENEW AN EXPEDITED LICENSE UNDER SECTION 6".

On page 6, in line 24, strike "**PERFORM**" and substitute "**REQUIRE THE APPLICANT TO OBTAIN**"; in the same line, strike "**OF AN APPLICANT**"; and in line 35, after "**STATE**" insert "**, IF AN APPEAL IS ALLOWED UNDER THE LAWS OF THAT STATE,**".

On page 8, in line 15, after "**STATE**" insert "**AND SHALL ATTEST TO THE MEMBER BOARD ABOUT THE PHYSICIAN'S COMPLIANCE**".

On page 23, before line 7, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That this Act may not be construed to alter the ability of the State Board of Physicians to license physicians or regulate the practice of medicine in the State.";

in line 7, strike "2." and substitute "4."; in lines 7 and 8, strike "July 1, 2018" and substitute "January 1, 2019"; and in line 8, after the period insert "It shall remain effective for a period of 3 years and 6 months and, at the end of June 30, 2022, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.".

AMENDMENT NO. 3

On page 23, after line 6, insert:

"14–404.

(a) Subject to the hearing provisions of § 14–405 of this subtitle, a disciplinary panel, on the affirmative vote of a majority of the quorum of the disciplinary panel, may reprimand any licensee, place any licensee on probation, or suspend or revoke a license if the licensee:

(42) Fails to submit to a criminal history records check under § 14–308.1 of this title; **[**or**]**

(43) EXCEPT FOR THE LICENSURE PROCESS DESCRIBED UNDER SUBTITLE 3A OF THIS TITLE, VIOLATES ANY PROVISION OF THIS TITLE, ANY RULE

OR REGULATION ADOPTED BY THE BOARD, OR ANY STATE OR FEDERAL LAW PERTAINING TO THE PRACTICE OF MEDICINE; OR".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 317 – Senators Pinsky, Kasemeyer, Conway, Madaleno, Astle, Benson, Currie, Feldman, Ferguson, Guzzone, King, Klausmeier, Lee, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Oaks, Peters, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Higher Education Degree and Job Certification Without Debt Act of 2018

SB0317/944238/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 317
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "prohibiting" in line 18 down through "used;" in line 25; in line 26, strike "a certain amount" and substitute "the higher of certain amounts".

On page 2, in line 2, after "year;" insert "requiring the Commission to develop and implement an online platform for application to the Program that marks certain information;"; in line 3, after the first "grant" insert "subject to a certain exception"; strike beginning with "requiring" in line 3 down through "circumstances;" in line 5; in line 6, after "amount" insert "beginning in a certain academic year and for each academic year thereafter"; in the same line, after "limitations;" insert "providing that certain eligible recipients remain eligible for the Program in a certain academic year notwithstanding certain eligibility criteria under certain circumstances;"; in line 10, strike "in certain fiscal years" and substitute "beginning in a certain fiscal year"; strike beginning with "requiring" in line 13 down through "circumstances;" in line 19; strike beginning with "providing" in line 19 down through "Act;" in line 20; in line 21, strike "and the State income tax and

certain investment management services"; and in line 24, strike ", 15–106.5, 15–106.6, 18–107(a), and 18–304(c)(2)(i) and (ii)1.".

On pages 2 and 3, strike in their entirety the lines beginning with line 33 on page 2 through line 5 on page 3, inclusive.

AMENDMENT NO. 2

On page 5, in line 14, strike "**4–YEAR**" and substitute "**SENIOR HIGHER EDUCATION**".

On pages 6 through 10, strike in their entirety the lines beginning with line 10 on page 6 through line 13 on page 10, inclusive.

On pages 17 through 23, strike in their entirety the lines beginning with line 6 on page 17 through line 14 on page 23, inclusive.

AMENDMENT NO. 3

On page 10, in lines 17 and 22, in each instance, after the first "**THE**" insert "**HIGHER OF THE**"; and in lines 18 and 23, in each instance, after "**INCOME**" insert "**OR 3% OVER THE PRIOR YEAR TUITION RATE**".

AMENDMENT NO. 4

On page 11, in line 8, strike "**30**" and substitute "**24**"; after line 18, insert:

"**(J) (1) "TUITION" MEANS THE BASIC INSTRUCTIONAL CHARGE FOR COURSES OFFERED AT A COMMUNITY COLLEGE.**

(2) "TUITION" DOES NOT INCLUDE ANY FEES FOR REGISTRATION, APPLICATION, ADMINISTRATION, OR LABORATORY WORK.";

in line 28, after "**(A)**" insert "**(1)**"; and after line 29, insert:

"**(2) THE COMMISSION SHALL DEVELOP AND IMPLEMENT AN ONLINE PLATFORM THROUGH WHICH A STUDENT MAY APPLY THAT MARKS THE DATE AND TIME OF APPLICATION.**".

AMENDMENT NO. 5

On page 12, in line 3, strike "**HAVE**" and substitute "**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, HAVE**"; in line 16, strike "**12**" and substitute "**16**"; strike beginning with "**REMAIN**" in line 22 down through "**ATTENDANCE**" in line 23 and substitute "**MAINTAIN A GRADE POINT AVERAGE OF AT LEAST 2.5 ON A SCALE OF 4.0 AT THE COMMUNITY COLLEGE**"; in line 27, after "**BE**" insert "**:**

1. FOR AN APPLICANT ENROLLING IN A 2–YEAR ASSOCIATE DEGREE PROGRAM,";

in the same line, strike "**COMBINED**" and substitute "**FEDERAL**"; and in line 29, after "**MARRIED**" insert "**; OR**

2. FOR AN APPLICANT ENROLLING IN A CERTIFICATE PROGRAM, THE FEDERAL ADJUSTED GROSS INCOME OF THE APPLICANT AND THE APPLICANT'S SPOUSE, IF THE APPLICANT IS MARRIED".

AMENDMENT NO. 6

On page 12, in line 1, strike "**TO**" and substitute "**EXCEPT AS PROVIDED IN § 16–704(E)(2) OF THIS SUBTITLE, TO**"; strike in their entirety lines 19 through 21, inclusive; and in lines 22 and 24, strike "**(VI)**" and "**(VII)**", respectively, and substitute "**(V)**" and "**(VI)**", respectively.

On page 13, strike in their entirety lines 1 through 20, inclusive.

On page 14, in line 31, after "**(E)**" insert "**(1)**"; and after line 33, insert:

"**(2) NOTWITHSTANDING § 16–703(B) OF THIS SUBTITLE, AN ELIGIBLE RECIPIENT WHO DOES NOT RECEIVE A GRANT AWARD UNDER PARAGRAPH (1) OF THIS SUBSECTION DUE TO INSUFFICIENT FUNDING OF THE PROGRAM REMAINS ELIGIBLE FOR THE PROGRAM THE FOLLOWING ACADEMIC YEAR.**".

AMENDMENT NO. 7

On page 13, in line 22, after "**SUBSECTION,**" insert "**BEGINNING IN THE 2019–2020 ACADEMIC YEAR AND FOR EACH ACADEMIC YEAR THEREAFTER,**"; and strike beginning with the colon in line 24 down through the comma in line 29.

On page 14, after line 11, insert:

"**(4)** **A GRANT RECEIVED UNDER THE PROGRAM MAY BE USED ONLY TO PAY TUITION.**".

AMENDMENT NO. 8

On page 15, in line 5, strike "**2**" and substitute "**3**"; in line 7, strike "**ONETIME**"; in line 11, strike "**AND**"; in line 12, after "**CONDITION**" insert "**; AND**

(III) **BEING CALLED TO ACTIVE DUTY IN ONE OF THE UNIFORMED SERVICES OF THE UNITED STATES**";

and in line 14, strike "**ONE ADDITIONAL SEMESTER**" and substitute "**UP TO TWO ADDITIONAL SEMESTERS**".

AMENDMENT NO. 9

On pages 15 and 16, strike beginning with the second "**THE**" in line 24 on page 15 down through "**$50,000,000**" in line 2 on page 16 and substitute "**$30,000,000 FOR THE PROGRAM IN FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER**".

On page 23, in line 15, strike "4." and substitute "2.".

The preceding 9 amendments were read only.

Senator Hershey moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 607 – Senators Conway, Zucker, Benson, Guzzone, Jennings, King, Madaleno, Manno, Middleton, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

AN ACT concerning

Higher Education – Sexual Assault Policy – Disciplinary Proceedings Policy

SB0607/954632/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 607
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike the second "Policy" and substitute "Provisions"; in line 6, after "proceedings" insert "provisions"; in lines 6 and 8, in each instance, strike "policy" and substitute "provisions"; in line 11, after "allegations" insert "except under certain circumstances"; in line 12, strike the first comma; strike beginning with "to" in line 12 down through "circumstances," in line 14; in line 15, strike the first "and" and substitute "to authorize certain institutions to use mediation under certain circumstances,"; in line 15, after "fees" insert "except under certain circumstances, and to provide for the construction of this Act"; and in line 16, strike "policies" and substitute "provisions".

AMENDMENT NO. 2

On page 3, in line 23, strike "**A**" and substitute "**PROVISIONS FOR**"; in the same line, strike "**POLICY**" and substitute "**PROVISIONS**"; in line 27, strike the second "**POLICY**" and substitute "**PROVISIONS**"; and in line 29, strike "**POLICY**" and substitute "**PROVISIONS**".

On page 4, in line 3, strike "**TIMELY**" and substitute "**FAIR AND IMPARTIAL**"; in line 4, after "**PROCEEDINGS**" insert "**AND RESOLUTIONS**"; strike beginning with "**FAIR**" in line 4 down through "**IMPARTIAL**" in line 5 and substitute "**PROMPT AND EQUITABLE**"; in line 5, strike "**A MEANINGFUL**" and substitute "**AN**"; strike beginning with "**OF**" in line 8 down through "**POLICY**" in line 9; in line 10, after "**VIOLATION**" insert "**, AND THE RANGE OF POTENTIAL SANCTIONS ASSOCIATED WITH THE ALLEGED VIOLATION**"; in line 12, strike "**APPLICABLE LAW**" and substitute "**INFORMATION REGARDING OTHER CIVIL AND CRIMINAL OPTIONS**"; in line 16, strike "**ANY**" and substitute "**A FINAL**"; in line 24, after "**EVIDENCE**" insert "**REGARDING THE INCIDENT**"; in line 27, strike "**IF REQUIRED BY LAW**" and substitute "**AS REQUIRED BY APPLICABLE LAW**"; and in line 28, after "**HEARING**" insert "**OR, IF THE INSTITUTION'S PROCESS DOES NOT INCLUDE A HEARING, TO THE ADJUDICATING OFFICIAL**".

AMENDMENT NO. 3

On page 5, strike beginning with the second "**AN**" in line 10 down through "**COALITION**" in line 11 and substitute "**A TRAINED ADVOCATE**"; in line 20, strike "**THE**" and substitute "**NOTWITHSTANDING THE CHOICE THAT A STUDENT MAKES UNDER PARAGRAPH (4)(V) OF THIS SUBSECTION, THE**"; in the same line, after the first "**OF**" insert "**NO MORE THAN TWO PEOPLE, INCLUDING**"; in line 21, strike "**IN ADDITION TO**";

in the same line, after "**ATTORNEY**" insert a comma; in the same line, after "**OR**" insert "**AN**"; in line 23, strike "**POLICY**" and substitute "**PROVISIONS**"; in line 27, strike "**AT LEAST 10 DAYS**" and substitute "**PRESENTED IN A CULTURALLY APPROPRIATE AND SENSITIVE FORMAT,**"; and in line 29, after "**OR**" insert "**AN**".

AMENDMENT NO. 4

On page 6, in line 6, after "**OF**" insert "**CODE OF CONDUCT VIOLATIONS INVOLVING**"; in line 8, strike "**PROHIBIT**" and substitute "**EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION, PROHIBIT**"; in line 13, strike "**AN ALLEGED VICTIM'S**" and substitute "**A STUDENT'S**"; in line 15, after "**INJURY**" insert "**OR PRIOR SEXUAL MISCONDUCT**"; in line 17, after "**CONSENTS;**" insert "**AND**"; and strike in their entirety lines 18 through 32, inclusive, and substitute:

"**(V) REQUIRE THAT COUNSEL BE PROVIDED AND PAID FOR BY THE COMMISSION, AS DESCRIBED UNDER PARAGRAPH (6) OF THIS SUBSECTION, FOR:**

1. A STUDENT WHO MAKES A COMPLAINT ON WHICH A FORMAL A TITLE IX INVESTIGATION IS INITIATED, UNLESS THE STUDENT KNOWINGLY AND VOLUNTARILY CHOOSES NOT TO HAVE COUNSEL; AND

2. A STUDENT WHO RESPONDS TO A COMPLAINT, UNLESS THE STUDENT KNOWINGLY AND VOLUNTARILY CHOOSES NOT TO HAVE COUNSEL.".

AMENDMENT NO. 5

On page 7, strike in their entirety lines 1 through 5, inclusive, and substitute:

"**(5) THE DISCIPLINARY PROCEEDINGS PROVISIONS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL AUTHORIZE AN INSTITUTION TO USE MEDIATION OR OTHER INFORMAL MECHANISMS FOR RESOLVING A COMPLAINT RELATING TO THE INSTITUTION'S SEXUAL ASSAULT POLICY IF:**

(I) THE COMPLAINING STUDENT REQUESTS AN INFORMAL MECHANISM;

(II) ALL PARTIES TO THE COMPLAINT, AND THE INSTITUTION, AGREE TO THE USE OF THE INFORMAL MECHANISM;

(III) THE INSTITUTION PARTICIPATES IN THE INFORMAL MECHANISM BY PROVIDING TRAINED STAFF;

(IV) ANY PARTY MAY END THE INFORMAL MECHANISM AT ANY TIME IN FAVOR OF A FORMAL RESOLUTION PROCEEDING; AND

(V) THE ALLEGED MISCONDUCT DOES NOT INVOLVE SEXUAL ASSAULT OR SEXUAL COERCION.

(6) (I) THE DISCIPLINARY PROCEEDINGS PROVISIONS REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL, UNLESS A STUDENT WAIVES COUNSEL UNDER PARAGRAPH (4)(V) OF THIS SUBSECTION, REQUIRE THE COMMISSION TO PAY REASONABLE COSTS AND ATTORNEY'S FEES FOR STUDENTS PROVIDED COUNSEL UNDER PARAGRAPH (4)(V) OF THIS SUBSECTION, AS PROVIDED UNDER THIS PARAGRAPH.

(II) IN CONSULTATION WITH STATE AND LOCAL BAR ASSOCIATIONS AND LEGAL SERVICES PROVIDERS WITH EXPERTISE ABOUT SEXUAL MISCONDUCT, THE COMMISSION SHALL DEVELOP A LIST OF ATTORNEYS AND LEGAL SERVICES PROGRAMS WILLING TO REPRESENT STUDENTS ON A PRO BONO BASIS OR AT FEES EQUIVALENT TO THOSE PAID TO ATTORNEYS UNDER CIVIL LEGAL SERVICES PROGRAMS ADMINISTERED BY THE MARYLAND LEGAL SERVICES CORPORATION, ESTABLISHED UNDER TITLE 11 OF THE HUMAN SERVICES ARTICLE.

(III) A STUDENT MAY SELECT AN ATTORNEY FROM THE LIST DEVELOPED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.

(IV) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, A STUDENT SHALL SELECT AND RETAIN AN ATTORNEY WITHIN 30 DAYS OF THE NOTICE PROVIDED TO THE STUDENT OF THE STUDENT'S RIGHT TO COUNSEL.

2. IF A STUDENT DOES NOT SELECT AND RETAIN AN ATTORNEY WITHIN 30 DAYS, THE COMMISSION SHALL SELECT AND RETAIN AN ATTORNEY FOR THE STUDENT.

(V) IF A STUDENT SELECTS AND RETAINS AN ATTORNEY WHO IS NOT ON THE LIST DEVELOPED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE COMMISSION SHALL PAY FEES TO THE ATTORNEY SELECTED BY THE STUDENT THAT ARE EQUIVALENT TO THOSE PAID TO ATTORNEYS UNDER CIVIL LEGAL SERVICES PROGRAMS ADMINISTERED BY THE MARYLAND LEGAL SERVICES CORPORATION.

(7) THIS SUBSECTION MAY NOT BE CONSTRUED TO PROHIBIT AN INSTITUTION OF HIGHER EDUCATION FROM IMPOSING INTERIM SAFETY MEASURES.".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 631 – Senator Rosapepe

AN ACT concerning

Higher Education Outreach and College Access Program – Alterations and Repeal of Sunset

SB0631/974130/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 631
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 8, in each instance, after "Access" insert "Pilot"; in line 3, strike "Repeal" and substitute "Extension"; in line 4, strike "repealing" and substitute

"extending"; in line 6, strike "altering the name of the Program;"; in line 9, strike "with" and substitute "without"; in line 11, strike "through 11–1103 and 11–1106" and substitute ", 11–1102, 11–1104, and 11–1105"; in line 14, strike "without" and substitute "with"; and in line 16, strike "11–1104 and 11–1105" and substitute "11–1103 and 11–1106".

AMENDMENT NO. 2

On page 2, in lines 7 and 9, in each instance, strike the brackets; in line 18, strike "**AND**"; in line 21, strike the opening bracket; in line 22, strike "2–year" and substitute "**5–YEAR**"; and in line 23, strike the closing bracket.

On page 3, in line 17, strike the brackets; in the same line, strike "**AN ANNUAL**"; in line 19, after "received" insert "**FROM THE PARTICIPATING NONPROFIT ORGANIZATIONS**"; in line 20, strike "and"; after line 20, insert:

"**(3) INFORMATION REGARDING THE EFFECTIVENESS OF THE PROGRAM, INCLUDING WHETHER STUDENTS MATRICULATE AND REMAIN CONTINUOUSLY ENROLLED IN HIGHER EDUCATION AS A RESULT OF THE PROGRAM; AND**";

in line 21, strike "(3)" and substitute "**(4)**"; and in line 23, strike "**EACH YEAR**" and substitute "**IN 2017 THROUGH 2021**".

AMENDMENT NO. 3

On page 4, in lines 1, 3, 6, and 8, in each instance, strike the bracket; in lines 1 and 6, in each instance, strike "4" and substitute "**7**"; in lines 2 and 7, in each instance, strike "2019" and substitute "**2022**"; and in line 10, 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 842 – Senator Conway

AN ACT concerning

Higher Education – Educational Excellence Award Eligibility – High School Diploma by Examination

SB0842/724330/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 842
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "specifying" in line 4 down through "examination" in line 6 and substitute "exempting certain individuals from certain requirements relating to the Guaranteed Access Grant, subject to certain qualifications; requiring certain individuals to meet certain qualifications under certain circumstances; altering a certain age for eligibility for the Guaranteed Access Grant under certain circumstances; providing for a delayed effective date for a certain provision of this Act"; and strike in their entirety lines 13 through 17, inclusive, and substitute:

"BY repealing and reenacting, with amendments,
Article – Education
Section 18–303
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–303(c)
Annotated Code of Maryland
(2018 Replacement Volume)
(As enacted by Section 1 of this Act)".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 1 through 5, inclusive, and substitute:

"18–303.

(a) Subject to subsection **[**(d)**] (E)** of this section, each recipient of a Delegate Howard P. Rawlings Educational Excellence Award shall:

(1) Be accepted for admission in the regular undergraduate program at an eligible institution or be enrolled in a 2–year associate degree program in which the course work is acceptable for transfer credit for an accredited baccalaureate program in an eligible institution;

(2) Be a resident of this State;

(3) Demonstrate to the Office a definite financial need; and

(4) Accept any other conditions attached to the award.

(b) **[**Each**]** **EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, EACH** recipient of a Guaranteed Access Grant shall:

(1) Have attained a grade point average of at least 2.5 on a 4.0 scale or its equivalent at the end of the first semester of the senior year in high school and have completed high school or, failing to do so, on the recommendation of the recipient's high school principal, provide evidence satisfactory to the Office of extenuating circumstances;

(2) Begin college within 1 year of completing high school or, failing to do so, provide evidence satisfactory to the Office of extenuating circumstances;

(3) Be under the age of 22 years at the time of receiving the first award;

(4) Have successfully completed a college preparatory program in high school;

(5) Enroll in college as a full–time student;

(6) Subject to subsection **[**(c)**]** **(D)** of this section, have an annual family income below a poverty index determined by the Commission; and

(7) Satisfy any additional criteria the Commission may establish.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN INDIVIDUAL WHO HAS SUCCESSFULLY OBTAINED A HIGH SCHOOL DIPLOMA BY EXAMINATION UNDER § 11–808 OF THE LABOR AND EMPLOYMENT ARTICLE IS EXEMPT FROM THE REQUIREMENTS OF SUBSECTION (B) OF THIS SECTION.

(2) AN INDIVIDUAL DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS ELIGIBLE FOR A GUARANTEED ACCESS GRANT IF THE INDIVIDUAL:

(I) HAS SCORED A PASSING SCORE OF AT LEAST 165 PER MODULE ON THE DIPLOMA BY EXAMINATION;

(II) BEGINS COLLEGE WITHIN 1 YEAR OF ACHIEVING THE SCORE DESCRIBED UNDER ITEM (I) OF THIS PARAGRAPH OR, FAILING TO DO SO, PROVIDES EVIDENCE SATISFACTORY TO THE OFFICE OF EXTENUATING CIRCUMSTANCES;

(III) IS UNDER THE AGE OF 26 YEARS AT THE TIME OF RECEIVING THE FIRST AWARD;

(IV) ENROLLS IN COLLEGE AS A FULL–TIME STUDENT; AND

(V) SUBJECT TO SUBSECTION (D) OF THIS SECTION, HAS AN ANNUAL FAMILY INCOME BELOW A POVERTY INDEX DETERMINED BY THE COMMISSION.

[(c)**] (D)** To determine the annual family income eligibility of an applicant for a Guaranteed Access Grant, the Office may not consider an amount received by the applicant as an earned income credit under § 32 of the Internal Revenue Code.

[(d)**] (E)** (1) Except as provided in paragraph (2) of this subsection, a student in grade 7 or grade 8 who applies and qualifies for a Guaranteed Access Grant on the basis of financial need as established by the Commission shall prequalify for a Guaranteed Access Grant to be used at the time of enrollment in an institution of higher education by agreeing in writing, as a secondary and undergraduate student, to:

(i) Satisfy the attendance policy of the applicable school;

(ii) Refrain from substance abuse;

(iii) Provide information required by the Commission or the State Board of Education;

(iv) Apply for admission to an institution of higher education during the student's senior year of high school;

(v) Complete and file on a timely basis applications for federal student aid for each year that the student plans to enroll in postsecondary education;

(vi) Participate in the Next Generation Scholars of Maryland Program established in § 18–303.1 of this subtitle until the student graduates from high school and matriculates at an institution of higher education;

(vii) Maintain a cumulative grade point average of at least 2.5 on a 4.0 scale or its equivalent; and

(viii) Satisfy any other program requirements set by the Office, the Commission, the State Board of Education, or the State Department of Education.

(2) For academic years 2017–2018 and 2018–2019, a student in grade 9 who applies and qualifies for a Guaranteed Access Grant on the basis of financial need as established by the Commission shall prequalify for a Guaranteed Access Grant to be used at the time of enrollment in an institution of higher education if the student otherwise meets the conditions of paragraph (1) of this subsection.

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

Article – Education

18–303.

(c) (1) Subject to paragraph (2) of this subsection, an individual who has successfully obtained a high school diploma by examination under § 11–808 of the Labor and Employment Article is exempt from the requirements of subsection (b) of this section.

(2) An individual described under paragraph (1) of this subsection is eligible for a Guaranteed Access Grant if the individual:

(i) Has scored a passing score of at least 165 per module on the diploma by examination;

(ii) Begins college within 1 year of achieving the score described under item (i) of this paragraph or, failing to do so, provides evidence satisfactory to the Office of extenuating circumstances;

(iii) Is under the age of **[**26**] 22** years at the time of receiving the first award;

(iv) Enrolls in college as a full–time student; and

(v) Subject to subsection (d) of this section, has an annual family income below a poverty index determined by the Commission.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect July 1, 2022.";

in line 6, strike "2." and substitute "4."; and in the same line, after "That" insert ", except as provided in 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.

SPECIAL ORDERS

Senate Bill 730 – Senators Smith, Ramirez, Young, and Zucker

AN ACT concerning

Local Government – Municipal Elections – No–Excuse Absentee Voting

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

FLOOR AMENDMENT

SB0730/863025/1
BY: Senator Ready

AMENDMENTS TO SENATE BILL 730
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "No–Excuse Absentee"; in line 4, after "ballot;" insert "prohibiting an individual who is not lawfully present in the United States from voting in a municipal election;"; in the same line, strike "absentee"; and after line 10, insert:

"BY adding to
Article – Local Government
Section 4–108.5
Annotated Code of Maryland
(2013 Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 1, after line 22, insert:

"**4–108.5.**

AN INDIVIDUAL WHO IS NOT LAWFULLY PRESENT IN THE UNITED STATES MAY NOT VOTE IN A MUNICIPAL ELECTION.".

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

Affirmative – 16 Negative – 26 (See Roll Call No. 510)

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF BILLS

Senator Waugh moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

Senate Bill 1262 – Senators Astle, Miller, and Waugh

AN ACT concerning

Public Safety – Background Information for Firearm License Investigations – School Crisis Welfare Officers
(School Safety Act 2018: Prevention)

FOR the purpose of requiring the Secretary of State Police to request certain assistance from certain law enforcement officials, the courts of the State, and health care facilities in the State in conducting an investigation of an applicant for a certain firearm license; establishing the Workgroup on Accurate and Integrated Background Information on Applicants for Firearm Licenses; 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 each year; requiring the Department of Human Resources to provide the sheriff of each county at least one individual to work as a certain school crisis welfare officer; providing for the duties of the school crisis welfare officer; requiring the school crisis welfare officer to receive certain training and participate in a certain crisis response system; requiring the Crisis Response System in each jurisdiction to coordinate with a school crisis welfare officer; and generally relating to firearms and school safety.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–121
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY adding to
Article – Public Safety
Section 5–121.1
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY adding to
Article – Courts and Judicial Proceedings
Section 2–312
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 10–1403
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Senate Rules.

Senator Waugh moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

Senate Bill 1263 – Senators Waugh and Miller

AN ACT concerning

Public Safety – School Mental Health Services and Mental Disorder Weapon Restraining Order
(School Safety Act of 2018: Anticipation)

FOR the purpose of altering a certain prohibition on making certain threats to commit or cause to be committed a crime of violence; requiring the State Department of Education to develop a certain model policy for the establishment of a threat assessment team; requiring the model policy to include certain policies and procedures; requiring each county board of education, by a certain date, to establish a threat assessment team at each public school in the local school system based on the model policy; requiring the threat assessment team to take certain actions; authorizing a threat assessment team to obtain a student's health records under certain circumstances; requiring the threat assessment team to report a certain determination to the county superintendent; authorizing the threat assessment team to report a certain determination to the local law enforcement agency; requiring a county superintendent to notify certain individuals about the threat assessment team's determination; authorizing a county superintendent to establish a threat assessment team oversight committee; requiring a certain law enforcement agency to notify a certain threat assessment team if a student is arrested for a certain offense; requiring the State's Attorney to notify a certain threat assessment team about a certain offense by a student under certain circumstances; requiring each county superintendent to enter into a memorandum of understanding with certain entities for the purpose of coordinating mental health intervention and behavioral health services; requiring the Department to develop a certain model policy for the establishment of mental health counselor services; requiring the model policy to include certain policies and procedures; requiring each county board, by a certain date, to implement a mental health counselor service at each public school in the local school system; establishing certain qualifications for school counselors providing services under the model policy on mental health counselor services; requiring a school counselor to provide certain services; establishing the Mental Health Counselor Services Program in the Department; establishing the purpose of the Program; requiring the Department to develop the Program; requiring the Department to establish certain application procedures for obtaining a grant under the Program; requiring the Department to award certain grants to be used to hire school mental health counselors; requiring the Department to provide a grant to a certain county board in a certain fiscal year under certain circumstances; requiring the Governor to include an appropriation to the Program in each annual budget submission beginning in a certain fiscal year; requiring a certain county board to distribute a certain grant under the Program using a certain priority to schools within the county; requiring a health care provider to disclose certain medical records of a student under certain circumstances; authorizing a certain petitioner, under certain circumstances, to file a petition that alleges that, due to a mental

disorder, the respondent is a danger to self or to the person or property of another; establishing certain requirements for a certain petition; authorizing a judge or commissioner to strike certain information from a certain petition under certain circumstances; establishing certain penalties for knowingly providing false information in a certain petition; authorizing a certain petition to be filed with a commissioner under certain circumstances; authorizing a commissioner to issue an interim mental disorder weapon restraining order under certain circumstances; requiring an interim mental disorder weapon restraining order to order a respondent to surrender certain weapons and refrain from possessing certain weapons for the duration of the order; requiring the interim mental disorder weapon restraining order to contain certain information in a certain format; requiring a commissioner who issues an interim mental disorder weapon restraining order to take certain actions; requiring a law enforcement officer to take certain actions when serving an interim mental disorder weapon restraining order; limiting the duration of an interim mental disorder weapon restraining order; providing for certain penalties for providing false information on a petition for an interim mental disorder weapon restraining order; authorizing a judge to hear a certain petition and to issue a temporary mental disorder weapon restraining order under certain circumstances; requiring a temporary mental disorder weapon restraining order to order a respondent to surrender certain weapons and refrain from possessing certain weapons for the duration of the order; requiring a law enforcement officer to take certain actions when serving a temporary mental disorder weapon restraining order; authorizing certain service of a temporary mental disorder weapon restraining order; limiting the duration of a temporary mental disorder weapon restraining order and authorizing a judge to extend the order's duration under certain circumstances; authorizing a judge to proceed with a final mental disorder weapon restraining order under certain circumstances; requiring a respondent to have an opportunity to be heard before a judge issues a final mental disorder weapon restraining order; requiring a final mental disorder weapon restraining order to contain certain information in a certain format; authorizing a judge to proceed with a final mental disorder weapon restraining order under certain circumstances; requiring a final mental disorder weapon restraining order to order a respondent to surrender certain weapons and refrain from possessing certain weapons for the duration of the order; requiring a law enforcement officer to take certain actions when serving a final mental disorder weapon restraining order; limiting the duration of a final mental disorder weapon restraining order; authorizing a judge to modify a final mental disorder weapon restraining order under certain circumstances; requiring a law enforcement officer to follow certain procedures if a respondent surrenders a firearm or dangerous weapon to the law enforcement officer; authorizing a respondent to retake possession of a firearm or dangerous weapon at the expiration of an interim, temporary, or final mental disorder weapon restraining order under certain circumstances; authorizing a respondent to transport a firearm or dangerous weapon under certain circumstances for the purpose of surrendering the firearm or dangerous weapon; requiring an interim mental disorder weapon restraining order, temporary mental disorder weapon restraining order, and final mental disorder weapon restraining order to contain certain information; authorizing certain penalties for failure to comply with a mental disorder weapon restraining order;

authorizing the Court of Appeals to adopt certain rules and forms to implement certain provisions; requiring the Court of Appeals to adopt a form for a petition for a mental disorder weapon restraining order; defining certain terms; and generally relating to schools and certain restraining orders.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–1001
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 7–125, 7–126, 7–127, and 7–303(a)(10)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 7–303(a)(1)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 7–303(b), (c), and (f)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 4–306(a) and (c) and 4–307(b), (c), and (k)(4) and (5)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4–306(b)(11)(ii) and (12), 4–307(k)(1)(v)2.B. and (vi), and 10–632(g)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Health – General
Section 4–306(b)(13) and 4–307(k)(1)(vii); and 10–1501 through 10–1511 to be under the new subtitle "Subtitle 15. Mental Disorder Weapon Restraining Order"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Senate Rules.

Senator Waugh moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

Senate Bill 1264 – Senators Jennings, Miller, and Waugh

AN ACT concerning

Primary and Secondary Schools – Law Enforcement Presence
(School Safety Act 2018: Deterrence)

FOR the purpose of requiring each public school to have an armed school resource officer present on school grounds during certain times; requiring the Department of State Police to assign a State Police officer to a certain public school under certain circumstances; requiring a certain State Police officer to be present on school grounds during certain times under certain circumstances and to carry a firearm; requiring an armed school resource officer or a certain State Police officer assigned to a certain public school to perform certain tasks; authorizing an armed school resource officer or a certain State Police officer assigned to a certain public school to use a certain dog under certain circumstances; requiring each local law enforcement agency to collaborate with certain local public schools to establish a certain response time to an emergency at a certain school; authorizing a local law enforcement agency to collaborate with local private elementary or secondary schools to establish a certain response time to an emergency at a certain school; authorizing a private school to have an armed school resource officer present on school grounds; defining a certain term; and generally relating to law enforcement and primary and secondary schools.

BY adding to
Article – Education
Section 7–441
Annotated Code of Maryland
(2018 Replacement Volume)

BY adding to
Article – Public Safety
Section 3–520
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Senate Rules.

Senator Waugh moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

Senate Bill 1265 – Senators Klausmeier, Miller, and Waugh

AN ACT concerning

Education – School Safety Protection Standards and Grant Program – Established
(School Safety Act of 2018: Protection)

FOR the purpose of requiring each public school in the State, beginning with a certain school year, to meet certain safety requirements; requiring the State Department of Education, in collaboration with the Maryland Center for School Safety, to adopt certain school safety facility requirements for all public schools on or before a certain date; requiring each county board, on or before a certain date, to submit a certain report to the Department, the Senate Budget and Taxation Committee, and the House Appropriations Committee; requiring each public school to complete an active threat drill during a certain period of time beginning in a certain school year; requiring all faculty, students, staff, and the local law enforcement agency to participate in the school's active threat drill; establishing the School Safety Grant Program; establishing the purpose of the Program; requiring the Interagency Committee on School Construction to implement and administer the Program; requiring the Interagency Committee to provide certain grants under the Program; requiring the Interagency Committee to develop certain application procedures and eligibility requirements for the Program; requiring the Governor to provide a certain amount of money in the State budget for the Program each fiscal year; specifying that funding provided under the Program is supplemental to public school construction funding from other sources; requiring the Interagency Committee to adopt certain procedures; defining certain terms; and generally relating to school safety protection standards.

BY adding to
Article – Education
Section 4–134, 4–135, and 5–314
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Senate Rules.

QUORUM CALL

The presiding officer announced a quorum call, showing 44 Members present.

(See Roll Call No. 511)

ADJOURNMENT

At 12:36 P.M. on motion of Senator Peters the Senate adjourned until 10:00 A.M. on Wednesday, March 14, 2018.

Annapolis, Maryland
Wednesday, March 14, 2018
10:00 A.M. Session

The Senate met at 10:03 A.M.

Prayer by Rabbi Ari Plost, B'Nai Abraham, guest of Senator Serafini.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 514)

The Journal of March 13, 2018 was read and approved.

PETITIONS, MEMORIALS AND OTHER PAPERS

(Audio of Senate proceedings are available on the Maryland General Assembly Website)

FIRST CITIZEN AWARDS

First Citizen Award presented to Dr. Wallace Loh
Remarks by Dr. Wallace Loh, President of University of Maryland, College Park

First Citizen Award presented to Dr. David Wilson
Remarks by Dr. David Wilson, President Morgan State University

First Citizen Award presented to Chief Judge Mary Ellen Barbera
Remarks by Chief Judge Mary Ellen Barbera

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 515)

SENATE THIRD READING CALENDAR NO. 46 (GENERAL SENATE BILLS)

Senate Bill 121 – ~~Senator Zirkin~~ Senators Zirkin, Brochin, Cassilly, Hough, Kelley, Lee, Muse, Ramirez, Ready, and Smith

AN ACT concerning

Family Law – Domestic Violence – Definition of Abuse

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

Affirmative – 46 Negative – 0 (See Roll Call No. 516)

The Bill was then sent to the House of Delegates.

Senate Bill 466 – Senators Eckardt, Bates, Edwards, Ferguson, Hershey, Salling, Serafini, and Smith

AN ACT concerning

Estates and Trusts – Administration of Estates – Waiver of Fees

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

Affirmative – 45 Negative – 0 (See Roll Call No. 517)

The Bill was then sent to the House of Delegates.

Senate Bill 578 – Senators Lee, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Feldman, Guzzone, Hough, Kagan, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, Muse, Nathan–Pulliam, Norman, Peters, Pinsky, Ramirez, Ready, Reilly, Robinson, Rosapepe, Salling, Serafini, Smith, Young, and Zucker

AN ACT concerning

Secretary of State – Address Confidentiality Programs – Shielding of Real Property Records

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

Affirmative – 46 Negative – 0 (See Roll Call No. 518)

The Bill was then sent to the House of Delegates.

Senate Bill 626 – Senators Smith, Astle, Benson, Currie, DeGrange, Edwards, Feldman, Guzzone, King, Klausmeier, Lee, Manno, Mathias, Muse, Norman, Oaks, Peters, Salling, Serafini, Simonaire, Waugh, Young, ~~and Zucker~~ Zucker, Brochin, Cassilly, Hough, Kelley, Ramirez, Ready, and Zirkin

AN ACT concerning

Vehicle Registration – Exemption From Registration Fees – Surviving Spouses of Veterans

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

Affirmative – 46 Negative – 0 (See Roll Call No. 519)

The Bill was then sent to the House of Delegates.

Senate Bill 644 – Senator Edwards

AN ACT concerning

Allegany County – All–Terrain Vehicles and Snowmobiles

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

Affirmative – 46 Negative – 0 (See Roll Call No. 520)

The Bill was then sent to the House of Delegates.

Senate Bill 751 – Senator Simonaire

AN ACT concerning

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

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

Affirmative – 44 Negative – 1 (See Roll Call No. 521)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 47 (GENERAL SENATE BILLS)

Senate Bill 233 – Senator Middleton

AN ACT concerning

Maryland Department of Health – Defendants Found Incompetent to Stand Trial or Not Criminally Responsible – Commitment

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

Affirmative – 45 Negative – 0 (See Roll Call No. 522)

The Bill was then sent to the House of Delegates.

Senate Bill 318 – Senators Kasemeyer, Madaleno, Serafini, Currie, Bates, DeGrange, Eckardt, Ferguson, Edwards, Guzzone, Hershey, King, Hough, McFadden, Jennings, Peters, Norman, Ready, Reilly, Salling, Simonaire, and Waugh

AN ACT concerning

Income Tax – Standard Deduction – Alteration

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

Affirmative – 46 Negative – 0 (See Roll Call No. 523)

The Bill was then sent to the House of Delegates.

Senate Bill 361 – Senators Ready, Bates, Kelley, and Salling

AN ACT concerning

Criminal Procedure – Incompetency and Criminal Responsibility – Court–Ordered ~~Medication~~ Evaluation

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

Affirmative – 45 Negative – 0 (See Roll Call No. 524)

The Bill was then sent to the House of Delegates.

Senate Bill 646 – Senators Madaleno, Kasemeyer, Astle, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Manno, McFadden, Middleton, Oaks, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Maryland Estate Tax – Unified Credit

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

Affirmative – 36 Negative – 9 (See Roll Call No. 525)

The Bill was then sent to the House of Delegates.

Senate Bill 769 – Senator Zirkin

AN ACT concerning

Criminal Law – Sextortion and Revenge Porn

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

Affirmative – 46 Negative – 0 (See Roll Call No. 526)

The Bill was then sent to the House of Delegates.

Senate Bill 855 – ~~Senator Guzzone~~ Senators Guzzone, Madaleno, and Muse

AN ACT concerning

2020 Census Grant Program – Establishment and Funding

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

Affirmative – 45 Negative – 0 (See Roll Call No. 527)

The Bill was then sent to the House of Delegates.

Senate Bill 1036 – ~~Senator Smith~~ Senators Smith, Zirkin, Kelley, Brochin, Cassilly, Hough, Lee, Muse, Ramirez, ~~and Ready~~ Ready, Zucker, Peters, Feldman, Madaleno, Guzzone, Kagan, King, Rosapepe, Benson, Currie, and Ferguson

AN ACT concerning

Criminal Procedure – Firearms – Transfer

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

Affirmative – 46 Negative – 0 (See Roll Call No. 528)

The Bill was then sent to the House of Delegates.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 15

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 270 – Senators Brochin, Cassilly, Conway, Guzzone, Kagan, Kelley, Klausmeier, Lee, Mathias, Muse, Norman, Ramirez, Ready, Young, and Zucker

AN ACT concerning

Courts – Evidence of Sexually Assaultive Behavior – Admissibility (Repeat Sexual Predator Prevention Act of 2018)

SB0270/198470/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 270
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike "outside the presence of a jury" and substitute "at a certain time"; and strike beginning with "prohibiting" in line 11 down through "information;" in line 12.

AMENDMENT NO. 2

On page 2, in line 26, strike "**THE**" and substitute "**AT LEAST 30 DAYS BEFORE TRIAL, THE**"; in the same line, strike the first "**A**" and substitute "**AN EVIDENTIARY**"; and strike beginning with "**OUTSIDE**" in line 26 down through "**JURY**" in line 27.

AMENDMENT NO. 3

On page 3, strike beginning with "**PROBATIVE**" in line 6 down through "**PREJUDICE**" in line 7 and substitute "**EVIDENCE MEETS THE REQUIREMENTS OF MARYLAND RULE 5–403**".

AMENDMENT NO. 4

On page 3, strike in their entirety lines 8 through 10, inclusive; and in lines 11 and 22, strike "**(G)**" and "**(H)**", respectively, and substitute "**(F)**" and "**(G)**", respectively.

AMENDMENT NO. 5

On page 3, in line 19, strike "**AND**"; and in line 21, after "**TRIAL**" insert "**; AND**

(5) THE OBJECTIVE IMPROBABILITY THAT THE DEFENDANT WOULD BE ACCUSED OF SEXUALLY ASSAULTIVE BEHAVIOR ON MORE THAN ONE OCCASION BASED ON THE CIRCUMSTANCES".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 659 – Senator Feldman

AN ACT concerning

Corporations – Transfer of Assets and Exchange of Shares of Stock

SB0659/208874/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 659
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after "assets;" insert "clarifying that a transfer of assets by a certain corporation occurring before a certain date is not invalid solely because of a failure to file articles of transfer with the Department;"; and in line 18, after "payment;" insert "establishing that a certain provision requiring that a certain deed by a Maryland corporation be considered valid and effective whether or not there has been compliance with certain procedures applies only to deeds that are effective before a certain date;".

On page 2, after line 7, insert:

"BY repealing and reenacting, with amendments,
Article – Real Property
Section 14–113
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 9, in lines 12 and 13, strike “, or the transferor in a transfer of assets,”.

AMENDMENT NO. 3

On page 10, after line 2, insert:

“**(D) A TRANSFER OF ASSETS BY A CORPORATION OCCURRING BEFORE OCTOBER 1, 2018, IS NOT INVALID SOLELY BECAUSE OF A FAILURE TO FILE ARTICLES OF TRANSFER WITH THE DEPARTMENT.**”.

AMENDMENT NO. 4

On page 10, after line 26, insert:

“Article – Real Property

14–113.

(A) Any deed by a Maryland corporation**, HAVING AN EFFECTIVE DATE BEFORE OCTOBER 1, 2018,** containing a certification by the person executing the deed on behalf of the corporation to the effect that the grant is not part of a transaction in which there is a sale, lease, exchange, or other transfer of all or substantially all of the property and assets of the corporation, shall be considered valid and effective whether or not there has been compliance with the procedures of Title 3, Subtitle 1 of the Corporations and Associations Article despite the fact the grant is in fact part of such a transaction.

(B) Any deed by a Maryland corporation, executed and recorded before January 1, 1979 is not invalid solely because of noncompliance with those procedures unless proceedings to set the deed aside were commenced on or before July 1, 1979.”.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 826 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Landlord and Tenant – False Representations and Unlawful Evictions

SB0826/598877/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 826
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the comma insert "intentionally".

AMENDMENT NO. 2

On page 3, in line 1, after "tenant" insert "**, INTENTIONALLY**"; and in lines 5 and 6, strike "**FAIL TO MAINTAIN IN OPERABLE CONDITION**" and substitute "**DIMINISH**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 865 – Senator Feldman

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

SB0865/428472/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 865
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after "merger;" insert "altering a certain notice requirement for a certain parent corporation in a certain merger;".

AMENDMENT NO. 2

On page 3, in line 2, strike "30" and substitute "**10**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 963 – Senators Hough, Cassilly, Norman, Peters, and Ready

AN ACT concerning

Criminal Procedure – Victim Services Unit – Victims' Compensation

SB0963/598572/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 963
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, after the semicolon insert "requiring the Criminal Injuries Compensation Board to maintain a certain office at a certain location;"; and in line 30, after the semicolon insert "providing for certain considerations when establishing classifications for new employees;".

AMENDMENT NO. 2

On page 5, in line 9, strike "and"; and in line 10, after "(8)" insert "**TO MAINTAIN AN OFFICE IN BALTIMORE CITY, THAT IS ACCESSIBLE BY PUBLIC TRANSPORTATION, FOR THE PURPOSE OF ACCEPTING CLAIMS AND PROVIDING ASSISTANCE ON FILING CLAIMS; AND**

(9)".

AMENDMENT NO. 3

On page 13, in line 2, after the period insert "In order to ensure the equitable treatment of new employees, the Governor's Office of Crime Control and Prevention shall consider the current job classifications and rights provided to current employees when establishing classifications for new employees.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0963/203820/1
BY: Senator Smith

AMENDMENT TO SENATE BILL 963
(First Reading File Bill)

On page 7, in line 11, strike "**THE PHYSICIAN OR HOSPITAL IS**" and substitute "**QUALIFIED HOSPITAL HEALTH CARE PERSONNEL AND THE HOSPITAL ARE**".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 1050 – Senators Smith, Benson, Conway, Currie, Feldman, Ferguson, Kagan, Lee, McFadden, Muse, Nathan–Pulliam, Ramirez, and Robinson

AN ACT concerning

Civil Actions – Body Attachment – Procedures

SB1050/688376/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1050
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike "and to" and substitute ", advise the individual of certain matters, and"; in line 7, after the semicolon insert "authorizing a judicial officer to release an individual on personal recognizance without any additional conditions under certain circumstances, if the individual refuses to make a certain declaration;"; and in line 8, strike "Court of Appeals" and substitute "Administrative Office of the Courts".

AMENDMENT NO. 2

On page 2, in line 15, strike "**AND**"; after line 15, insert:

"**(II) ADVISE THE INDIVIDUAL THAT:**

1. THE INDIVIDUAL SHALL BE REQUIRED TO APPEAR BEFORE THE COURT AT A FUTURE DATE FOR AN EXAMINATION IN AID OF ENFORCEMENT; AND

2. IF THE INDIVIDUAL FAILS TO APPEAR FOR THE EXAMINATION, THE INDIVIDUAL MAY BE HELD IN CONTEMPT OF COURT; AND";

and in line 16, strike "**(II)**" and substitute "**(III)**".

AMENDMENT NO. 3

On page 2, strike beginning with "**AND**" in line 19 down through the comma in line 21; in line 21, strike "impose" and substitute "**:**

(I) RELEASE THE INDIVIDUAL ON PERSONAL RECOGNIZANCE WITHOUT ANY ADDITIONAL CONDITIONS, IF THE JUDICIAL OFFICER DETERMINES THAT ADDITIONAL CONDITIONS ARE NOT NECESSARY TO ENSURE THE FUTURE APPEARANCE OF THE INDIVIDUAL; OR

(II) IMPOSE";

and in line 24, strike "**COURT OF APPEALS**" and substitute "**ADMINISTRATIVE OFFICE OF THE COURTS**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

LAID OVER CALENDAR NO. 9

Senate Bill 500 – Senators Nathan–Pulliam, Benson, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Madaleno, Manno, McFadden, Oaks, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

AN ACT concerning

Pesticides – Use of Chlorpyrifos – Prohibition

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0500/554538/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 500
(First Reading File Bill)

AMENDMENT NO. 1

In line 2, strike "Pesticides – Use of" and substitute "Workgroup to Study"; in the same line, strike "– Prohibition"; in line 3, strike "prohibiting the use of chlorpyrifos in the State" and substitute "requiring the Secretary of Agriculture to convene the Workgroup to Study Chlorpyrifos; requiring the Workgroup to include certain individuals; requiring the Secretary, or the Secretary's designee, to chair the Workgroup; requiring the Workgroup to study and make recommendations regarding certain potential impacts of banning chlorpyrifos in the State; 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 strike in their entirety lines 5 through 9, inclusive.

AMENDMENT NO. 2

In line 11, strike "the Laws of Maryland read as follows"; strike in their entirety lines 12 through 15, inclusive, and substitute:

"(a) The Secretary of Agriculture shall convene the Workgroup to Study Chlorpyrifos.

(b) The Workgroup convened under subsection (a) of this section shall include:

(1) the Secretary of Agriculture, or the Secretary's designee;

(2) one representative of the University System of Maryland School of Environmental Studies, selected by the Chancellor of the University System of Maryland;

(3) one representative of the Chesapeake Bay Foundation, selected by the Chesapeake Bay Foundation;

(4) one representative of the Maryland Farm Bureau, selected by the Maryland Farm Bureau;

(5) one representative of the Waterkeepers Chesapeake, selected by the Waterkeepers Chesapeake;

(6) one representative of the Maryland Grain Producers, selected by the Maryland Grain Producers; and

(7) one representative of the Maryland Pesticide Network, selected by the Maryland Pesticide Network.

(c) The Secretary of Agriculture, or the Secretary's designee, shall chair the Workgroup.

(d) The Workgroup shall study and make recommendations regarding the potential environmental, economic, and agricultural impacts of banning chlorpyrifos in the State.

(e) On or before January 1, 2019, the Workgroup shall report its findings and recommendations to the Governor, and, in accordance with § 2–1246 of the State Government Article, the General Assembly.";

in line 17, strike "October" and substitute "July"; and in the same line, after the period insert "It shall remain effective for a period of 1 year and, at the end of June 30, 2019, this

Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0500/803528/1
BY: Senator Jennings

AMENDMENT TO SENATE BILL 500, AS AMENDED

Click here to enter text.

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments (SB0500/554538/1), in line 8 of Amendment No. 2, strike "and"; and in line 10, after "Network" insert "; and

(8) one representative of the University of Maryland College of Agriculture and Natural Resources, selected by the Dean of the University of Maryland College of Agriculture and Natural Resources".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0500/773728/1
BY: Senator Eckardt

AMENDMENT TO SENATE BILL 500, AS AMENDED

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments (SB0500/554538/1), in line 8 of Amendment No. 2, strike "and"; and in line 10, after "Network" insert "; and

(8) one representative of the Mid–Atlantic Association of Golf Course Superintendents, selected by the Mid–Atlantic Chapter of the Golf Course Superintendents Association of America".

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

Affirmative – 23 Negative – 20 (See Roll Call No. 529)

FLOOR AMENDMENT

SB0500/673527/1
BY: Senator Middleton

AMENDMENTS TO SENATE BILL 500, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (SB0500/554538/1), in line 6 of Amendment No. 1, after "Workgroup;" insert "providing for the staffing of the Workgroup;".

AMENDMENT NO. 2

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in line 13 of Amendment No. 2, after "(d)" insert "The Harry R. Hughes Center for Agro–Ecology, Inc. shall provide staff for the Workgroup.

(e)";

in line 16, strike "(e)" and substitute "(f)"; and in the same line, strike "2019" and substitute "2020".

The preceding 2 amendments were read only.

Senator Pinsky moved to make the Bill and Amendments a Special Order for March 15, 2018.

The motion was adopted.

Senate Bill 1006 – Senator Pinsky

AN ACT concerning

Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, Mitigation, and Disclosure

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB1006/884633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1006
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after the first "the" insert "Department of Natural Resources, the"; in the same line, after "Environment" insert ", and the Maryland Emergency Management Agency"; in line 20, strike "submit to the Department of Planning for approval" and substitute "incorporate into a certain Master Plan"; and strike beginning with "requiring" in line 24 down through "purchaser" in line 27 and substitute "requiring a local jurisdiction to submit a copy of a certain plan to the Department of Planning under certain circumstances".

On page 2, in line 18, strike "Local Plan for"; and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 4, in line 15, after "**(I)**" insert "**(1)**"; and after line 17, insert:

"**(2) "SALTWATER INTRUSION" INCLUDES SURFACE WATER, AQUIFERS, AND SOILS.**".

On page 7, in line 7, strike "**30%**" and substitute "**50%**"; in line 8, after "**(B)**" insert "**(1)**"; strike beginning with the second "**OR**" in line 9 down through "**DAMAGE**" in line 11; in line 11, strike the second "**OR**"; in line 12, strike "**RECONSTRUCTED**"; and after line 13, insert:

"**(2) BEGINNING JULY 1, 2019, IF A STATE OR LOCAL PROJECT INCLUDES THE RECONSTRUCTION OF A STRUCTURE WITH SUBSTANTIAL DAMAGE, THE STRUCTURE SHALL BE RECONSTRUCTED IN COMPLIANCE WITH SITING AND DESIGN CRITERIA ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION.**".

On page 8, in line 15, strike "**AND**" and substitute a comma; in the same line, after "**ENVIRONMENT**" insert "**, AND THE MARYLAND EMERGENCY MANAGEMENT AGENCY**"; and in line 28, strike "**LOCAL PLAN FOR**".

On page 9, strike beginning with "**SUBMIT**" in line 3 down through "**APPROVAL**" in line 4 and substitute "**INCORPORATE INTO THEIR MASTER PLAN**"; strike beginning with "**THE**" in line 9 down through "**SECTION**" in line 11 and substitute "**A LOCAL JURISDICTION THAT INCORPORATES A PLAN TO ADDRESS NUISANCE FLOODING INTO THEIR MASTER PLAN SHALL SUBMIT A COPY OF THE NUISANCE FLOODING PLAN TO THE DEPARTMENT OF PLANNING**"; and strike in their entirety lines 12 through 25, inclusive.

The preceding 2 amendments were read only.

Senator Mathias moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

Senate Bill 1048 – Senators Smith, Astle, Benson, Currie, Feldman, Ferguson, Guzzone, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Young, and Zucker

AN ACT concerning

Secure and Accessible Registration Act

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB1048/884232/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1048
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Conway, Kasemeyer, Middleton, and Oaks"; in line 14, after "dates;" insert "requiring the State Board, if it receives notice from a certain individual, to correct a certain voter registration

error in accordance with a certain provision of law;"; and in line 23, after "system;" insert "altering the definition of "clerical error" for the purpose of certain provisions of law governing the correction of errors in voter registration records to include an inadvertent mistake in a voter registration record made by an automatic voter registration agency;".

On page 2, in line 6, after "3–204.2," insert "3–601.1(a),"; and after line 8, insert:

"BY repealing and reenacting, without amendments,
Article – Election Law
Section 3–601.1(b) and (c)
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 5, after line 8, insert:

"**(F) IF THE STATE BOARD RECEIVES NOTICE FROM AN INDIVIDUAL THAT THE INDIVIDUAL WAS INADVERTENTLY REGISTERED TO VOTE THROUGH AN AUTOMATIC VOTER REGISTRATION AGENCY AFTER DECLINING TO REGISTER TO VOTE, THE STATE BOARD SHALL CORRECT THE ERROR IN ACCORDANCE WITH § 3–601.1 OF THIS TITLE.**";

and in lines 9, 14, 17, and 19, strike "(f)", "(g)", "(h)", and "(i)", respectively, and substitute "**(G)**", "**(H)**", "**(I)**", and "**(J)**", respectively.

On page 7, after line 5, insert:

"3–601.1.

(a) In this section, "clerical error" means an inadvertent mistake in a voter registration record made by an election official **OR AN AUTOMATIC VOTER REGISTRATION AGENCY**.

(b) The State Administrator or an election director shall make the determination whether an error in a voter registration record is a clerical error.

(c) If the State Administrator or election director determines that a clerical error has been made, the State Administrator or election director shall:

(1) cause the error to be corrected; and

(2) promptly notify the voter of the correction.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB1048/433023/1
BY: Senator Cassilly

AMENDMENT TO SENATE BILL 1048
(First Reading File Bill)

On page 3, in line 13, strike "**IS DETERMINED NOT TO BE**" and substitute "**IF THE APPLICANT IS NOT**".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB1048/823027/1
BY: Senator Jennings

AMENDMENTS TO SENATE BILL 1048
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "of" insert "altering the definition of "applicable transaction" to exclude, rather than include, certain transactions that are completed online;"; strike beginning with "shall" in line 5 down through "updated" in line 6 and substitute "will be given an opportunity to enter information needed to register to vote or update a voter registration record".

AMENDMENT NO. 2

On page 2, in line 29, strike "includes" and substitute "**DOES NOT INCLUDE**".

On page 3, strike beginning with "**SHALL**" in line 10 down through "**HAVE**" in line 11 and substitute "**WILL BE GIVEN AN OPPORTUNITY TO ENTER INFORMATION NEEDED TO REGISTER TO VOTE OR UPDATE**"; and in line 11, strike "**UPDATED**".

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

Affirmative – 15 Negative – 31 (See Roll Call No. 530)

Read the second time and ordered prepared for Third Reading.

Senate Bill 317 – Senators Pinsky, Kasemeyer, Conway, Madaleno, Astle, Benson, Currie, Feldman, Ferguson, Guzzone, King, Klausmeier, Lee, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Oaks, Peters, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Higher Education Degree and Job Certification Without Debt Act of 2018

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (9) AND THE FAVORABLE REPORT.

SB0317/944238/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 317
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "prohibiting" in line 18 down through "used;" in line 25; in line 26, strike "a certain amount" and substitute "the higher of certain amounts".

On page 2, in line 2, after "year;" insert "requiring the Commission to develop and implement an online platform for application to the Program that marks certain information;"; in line 3, after the first "grant" insert "subject to a certain exception"; strike beginning with "requiring" in line 3 down through "circumstances;" in line 5; in line 6, after "amount" insert "beginning in a certain academic year and for each academic year thereafter"; in the same line, after "limitations;" insert "providing that certain eligible recipients remain eligible for the Program in a certain academic year notwithstanding certain eligibility criteria under certain circumstances;"; in line 10, strike "in certain fiscal years" and substitute "beginning in a certain fiscal year"; strike beginning with "requiring"

in line 13 down through "circumstances;" in line 19; strike beginning with "providing" in line 19 down through "Act;" in line 20; in line 21, strike "and the State income tax and certain investment management services"; and in line 24, strike ", 15–106.5, 15–106.6, 18–107(a), and 18–304(c)(2)(i) and (ii)1.".

On pages 2 and 3, strike in their entirety the lines beginning with line 33 on page 2 through line 5 on page 3, inclusive.

AMENDMENT NO. 2

On page 5, in line 14, strike "**4–YEAR**" and substitute "**SENIOR HIGHER EDUCATION**".

On pages 6 through 10, strike in their entirety the lines beginning with line 10 on page 6 through line 13 on page 10, inclusive.

On pages 17 through 23, strike in their entirety the lines beginning with line 6 on page 17 through line 14 on page 23, inclusive.

AMENDMENT NO. 3

On page 10, in lines 17 and 22, in each instance, after the first "**THE**" insert "**HIGHER OF THE**"; and in lines 18 and 23, in each instance, after "**INCOME**" insert "**OR 3% OVER THE PRIOR YEAR TUITION RATE**".

AMENDMENT NO. 4

On page 11, in line 8, strike "**30**" and substitute "**24**"; after line 18, insert:

"**(J) (1) "TUITION" MEANS THE BASIC INSTRUCTIONAL CHARGE FOR COURSES OFFERED AT A COMMUNITY COLLEGE.**

(2) "TUITION" DOES NOT INCLUDE ANY FEES FOR REGISTRATION, APPLICATION, ADMINISTRATION, OR LABORATORY WORK.";

in line 28, after "**(A)**" insert "**(1)**"; and after line 29, insert:

"**(2) THE COMMISSION SHALL DEVELOP AND IMPLEMENT AN ONLINE PLATFORM THROUGH WHICH A STUDENT MAY APPLY THAT MARKS THE DATE AND TIME OF APPLICATION.**".

AMENDMENT NO. 5

On page 12, in line 3, strike "**HAVE**" and substitute "**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, HAVE**"; in line 16, strike "**12**" and substitute "**16**"; strike beginning with "**REMAIN**" in line 22 down through "**ATTENDANCE**" in line 23 and substitute "**MAINTAIN A GRADE POINT AVERAGE OF AT LEAST 2.5 ON A SCALE OF 4.0 AT THE COMMUNITY COLLEGE**"; in line 27, after "**BE**" insert "**:**

1. FOR AN APPLICANT ENROLLING IN A 2–YEAR ASSOCIATE DEGREE PROGRAM,";

in the same line, strike "**COMBINED**" and substitute "**FEDERAL**"; and in line 29, after "**MARRIED**" insert "**; OR**

2. FOR AN APPLICANT ENROLLING IN A CERTIFICATE PROGRAM, THE FEDERAL ADJUSTED GROSS INCOME OF THE APPLICANT AND THE APPLICANT'S SPOUSE, IF THE APPLICANT IS MARRIED".

AMENDMENT NO. 6

On page 12, in line 1, strike "**TO**" and substitute "**EXCEPT AS PROVIDED IN § 16–704(E)(2) OF THIS SUBTITLE, TO**"; strike in their entirety lines 19 through 21, inclusive; and in lines 22 and 24, strike "**(VI)**" and "**(VII)**", respectively, and substitute "**(V)**" and "**(VI)**", respectively.

On page 13, strike in their entirety lines 1 through 20, inclusive.

On page 14, in line 31, after "**(E)**" insert "**(1)**"; and after line 33, insert:

"**(2) NOTWITHSTANDING § 16–703(B) OF THIS SUBTITLE, AN ELIGIBLE RECIPIENT WHO DOES NOT RECEIVE A GRANT AWARD UNDER PARAGRAPH (1) OF THIS SUBSECTION DUE TO INSUFFICIENT FUNDING OF THE PROGRAM REMAINS ELIGIBLE FOR THE PROGRAM THE FOLLOWING ACADEMIC YEAR.**".

AMENDMENT NO. 7

On page 13, in line 22, after "**SUBSECTION,**" insert "**BEGINNING IN THE 2019–2020 ACADEMIC YEAR AND FOR EACH ACADEMIC YEAR THEREAFTER,**"; and strike beginning with the colon in line 24 down through the comma in line 29.

On page 14, after line 11, insert:

"**(4) A GRANT RECEIVED UNDER THE PROGRAM MAY BE USED ONLY TO PAY TUITION.**".

AMENDMENT NO. 8

On page 15, in line 5, strike "**2**" and substitute "**3**"; in line 7, strike "**ONETIME**"; in line 11, strike "**AND**"; in line 12, after "**CONDITION**" insert "**; AND**

(III) BEING CALLED TO ACTIVE DUTY IN ONE OF THE UNIFORMED SERVICES OF THE UNITED STATES";

and in line 14, strike "**ONE ADDITIONAL SEMESTER**" and substitute "**UP TO TWO ADDITIONAL SEMESTERS**".

AMENDMENT NO. 9

On pages 15 and 16, strike beginning with the second "**THE**" in line 24 on page 15 down through "**$50,000,000**" in line 2 on page 16 and substitute "**$30,000,000 FOR THE PROGRAM IN FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER**".

On page 23, in line 15, strike "4." and substitute "2.".

The preceding 9 amendments were read and adopted.

Favorable report, as amended, adopted by roll call vote as follows:

Affirmative – 33 Negative – 13 (See Roll Call No. 531)

FLOOR AMENDMENT

SB0317/183820/1
BY: Senator Ready

AMENDMENT TO SENATE BILL 317, AS AMENDED
(First Reading File Bill)

On page 12 of the bill, after line 2, insert:

"**(I) BE A RESIDENT OF THE STATE;**";

and in lines 3, 5, 11, and 15, strike "**(I)**", "**(II)**", "**(III)**", and "**(IV)**", respectively, and substitute "**(II)**", "**(III)**", "**(IV)**", and "**(V)**", respectively.

On page 3 of the Education, Health, and Environmental Affairs Committee Amendments (SB0317/944238/1), in line 4 of Amendment No. 6, strike "**(V)**" and substitute "**(VI)**"; and in the same line, strike "**(VI)**" and substitute "**(VII)**".

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

Affirmative – 15 Negative – 30 (See Roll Call No. 532)

FLOOR AMENDMENT

SB0317/163922/1
BY: Senator Ready

AMENDMENTS TO SENATE BILL 317, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in lines 16 and 17, strike "on a first–come, first–served basis" and substitute "in a certain order of priority".

AMENDMENT NO. 2

On page 14 of the bill, in line 31, strike "**FIRST**" and substitute "**:**

(I) **FIRST**";

in line 32, after "**WHO**" insert "**ARE RESIDENTS OF THE STATE AND WHO**"; in the same line, strike "**AND THEN**" and substitute "**;**

(II) **SECOND**";

in line 33, after "**RECIPIENTS**" insert "**WHO ARE RESIDENTS OF THE STATE**"; and in the same line, after "**BASIS**" insert "**;**

(III) THIRD TO ALL OTHER PRIOR YEAR RECIPIENTS WHO REMAIN ELIGIBLE FOR THE PROGRAM; AND

(IV) FOURTH TO ALL OTHER ELIGIBLE NEW RECIPIENTS ON A FIRST–COME, FIRST–SERVED BASIS".

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

Affirmative – 16 Negative – 30 (See Roll Call No. 533)

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 11

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1122 – Senator Conway

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Education – Commercial Gaming Revenues – Constitutional Amendment

SB1122/869430/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 1122
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Conway" and substitute "Senators Conway, Currie, DeGrange, Ferguson, Guzzone, Kasemeyer, King, McFadden, Madaleno, Manno, and Peters"; in line 8, after "to" insert "certain"; and strike beginning with the second "in" in line 8 down through "2020" in line 9.

AMENDMENT NO. 2

On page 3, in line 4, after "**INCLUDE**" insert "**NOT LESS THAN**"; in lines 6, 7, 8, and 9, strike "**2021**", "**2022**", "**2023**", and "**2024**", respectively, and substitute "**2020**", "**2021**",

"**2022**", and "**2023**", respectively; in line 28, after "**PROVIDED**" insert "**THROUGH THE FUNDING FORMULAS ESTABLISHED IN THE BRIDGE TO EXCELLENCE IN PUBLIC SCHOOLS ACT OF 2002**"; and in line 29, strike "**IN FISCAL YEAR 2020**".

On page 4, in line 1, strike "**2021**" and substitute "**2020**".

AMENDMENT NO. 3

On page 4, in line 29, strike "in fiscal year 2020" and substitute "provided by the Bridge to Excellence in Public Schools Act of 2002 (otherwise known as the Thornton legislation)"; in line 30, after the first "in" insert "not less than"; in the same line, strike "2021" and substitute "2020"; in the same line, strike "2022" and substitute "2021"; in lines 31 and 32, strike "2023" and "2024", respectively, and substitute "2022" and "2023", respectively; and in line 37, strike "in fiscal year 2020" and substitute "provided by the funding formulas established by the Bridge to Excellence in Public Schools Act".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Senator Hershey moved to make the Bill a Special Order for March 15, 2018.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 29

Senate Bill 185 – The President (By Request – Administration)

Budget Bill

(Fiscal Year 2019)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (138) AND THE FAVORABLE REPORT.

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE
TO THE SENATE OF MARYLAND – 2018 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO SENATE BILL 185

(See Exhibit K of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE
COMMITTEE REPRINT TO SENATE BILL 185 – THE BUDGET BILL

(See Exhibit L of Appendix III)

SENATE BUDGET AND TAXATION COMMITTEE
SUMMARY REPORT ON SENATE BILL 185 – THE BUDGET BILL AND
SENATE BILL 187 – THE BUDGET RECONCILIATION AND FINANCING ACT

(See Exhibit M of Appendix III)

Committee amendments 1 through 10 were read and adopted.

Committee amendments 11 through 25 were read and adopted.

Committee amendments 26 through 40 were read and adopted.

Committee amendments 41 through 55 were read and adopted.

Committee amendments 56 through 64 were read and adopted.

Committee amendments 65 through 74 were read and adopted.

Committee amendments 75 through 93 were read and adopted.

Committee amendments 94 through 101 were read and adopted.

Committee amendments 102 through 107 were read and adopted.

Committee amendments 108 through 125 were read and adopted.

Committee amendments 126 through 136 were read and adopted.

Committee amendments 137 through 138 were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0185/303820/1
BY: Senator Waugh

AMENDMENT TO SENATE BILL 185

(First Reading File Bill – Committee Reprint)

On pages 86 and 87, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.03

Entitled: Medical Care Provider Reimbursements

Strike beginning with the semicolon in line 41 on page 86 down through "health" in line 7 on page 87.

On pages 88 and 89, under:

Heading: MEDICAL CARE PROGRAMS ADMINISTRATION

Program: M00Q01.07

Entitled: Maryland Children's Health Program

Strike beginning with the semicolon in line 37 on page 88 down through "health" in line 3 on page 89.

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

Affirmative – 15 Negative – 30 (See Roll Call No. 534)

FLOOR AMENDMENT

SB0185/873727/1
BY: Senator Jennings

AMENDMENTS TO SENATE BILL 185
(First Reading File Bill – Committee Reprint)

On page 6, under:

Heading: OFFICE OF THE ATTORNEY GENERAL

Program: C81C00.01

Entitled: Legal Counsel and Advice

In line 4, after "Special Fund Appropriation" insert ", provided that $1,000,000 of the special fund appropriation intended for activities under the Maryland Defense Act may be expended only for the activities of the Organized Crime Unit of the Office of the Attorney General. Any funds not expended for this purpose shall be canceled.

Further provided that five contractual full–time equivalents may be transferred from this program to the Organized Crime Unit of the Office of the Attorney General.".

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

Affirmative – 13 Negative – 33 (See Roll Call No. 535)

Read the second time and ordered prepared for Third Reading.

Senate Bill 187 – The President (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2018

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF COMMITTEE AMENDMENTS (43) AND THE FAVORABLE REPORT.

SENATE BUDGET AND TAXATION COMMITTEE
COMMITTEE REPRINT TO SENATE BILL 187 – BUDGET RECONCILIATION AND FINANCING ACT OF 2018

(See Exhibit N of Appendix III)

SB0187/399834/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 187
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "repealing" in line 5 down through "purpose;" in line 6 and substitute "requiring that any increase in judicial salary be included in the portion of the budget bill relating to the judiciary department; establishing the Commission on Innovation and Excellence in Education Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring a certain amount of certain revenue to be distributed to a certain Fund on or before a certain date;"; strike beginning with "reducing" in line 6 down through "Works;" in line 10; in line 10, after "services;" insert "clarifying the calculation for certain local health services funding;"; in line 11, strike "altering certain rate increases for community service providers;" and substitute "altering the definition of an "interagency agreement" for the purposes of the Department of Budget and Management's review of those agreements; repealing the provision of law requiring a certain report to include a certain review; altering the cap on a certain adjustment to a certain revenue estimate relating to nonwithholding income tax revenues; requiring a certain period for review and comment, rather than approval, by a certain committee before certain funds may be transferred from certain accounts; altering a certain date by which the State is required to discontinue a certain prescription drug benefit for certain retirees, spouses, and dependent children; authorizing certain retirees who participate in a certain prescription drug benefit plan with a certain spouse or dependent child to elect to have the spouse or dependent child covered under a certain State prescription drug benefit plan under certain circumstances; authorizing certain surviving spouses and surviving dependent children to elect to enroll in a certain State prescription drug benefit plan under certain circumstances; requiring the Secretary of Budget and Management to provide a certain notice to certain individuals of certain changes no later than a certain date; requiring that a certain notice include information concerning certain coverage options in certain prescription drug plans and the potential for certain penalties under certain circumstances; requiring that a certain distribution to the Local Reserve Account continue after a certain fiscal year;"; strike beginning with "altering" in line 11 down through "Taxation;" in line 13 and substitute "altering the deadline for the submission of a certain financial forecast; repealing certain provisions allocating certain work zone speed control system revenues to fund certain activities;"; in line 18, after "may" insert "not"; strike beginning with "providing" in line 20 down through "provision;" in line 22 and substitute "requiring that certain money received by the State as a result of the approval of a certain merger be expended only in a certain manner; requiring the Maryland Department of

Health and the Health Services Cost Review Commission to develop certain cost savings targets; requiring certain cost savings targets to be in addition to certain goals; requiring the Department and the Commission to report to the Governor and the General Assembly on or before certain dates certain information on certain cost savings targets; defining a certain term; repealing certain obsolete provisions;"; and strike in their entirety lines 24 through 28, inclusive, and substitute:

"BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 1–704
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 5–219
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)".

On page 2, in line 2, strike "6–117.1(a)(1) and (3), 7–123(a)(1), 7–1702(a), 12–306(a)(1), and" and substitute "6–117.1(a)(1) and (3) and"; in line 8, strike "6–306(b) and (c), 7–1704, 12–306(d), 16–512(a), 17–104(a)(1)," and substitute "6–306(c),"; in line 14, strike "7–123(c) and"; strike in their entirety lines 17 through 21, inclusive; in line 24, strike "2–302(a), 5–626(a), 13–3003(a), 16–201.3(a), and 19–2201(a) and (e)(1)" and substitute "2–302(a)"; strike in their entirety lines 29 and 30 and substitute "Section 2–302(b)(4) and (5)"; and strike in their entirety lines 33 through 37, inclusive.

On page 3, in line 10, strike "5–903(a)(1)" and substitute "5–903(a)"; in line 15, after "Section" insert "6–104(a)(1), 6–226(a)(2)(i), 7–310(a),"; in the same line, after "7–311(a)" insert ", and 7–324(a)"; in line 20, after "Section" insert "3–207, 6–104(e), 6–226(a)(2)(ii)101. and 102., 7–310(d),"; in the same line, after "7–311(j)" insert ", and 7–324(d)"; after line 22, insert:

"BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–509.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – General
Section 2–605.1
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–606(a) and (h)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)";

in line 25, strike "2–106(b) and (c) and"; strike in their entirety lines 28 through 32, inclusive; and after line 32, insert:

"BY repealing and reenacting, without amendments,
Article – Transportation
Section 4–210(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 4–210(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 12–118(c)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 12–118(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)".

On pages 3 and 4, strike in their entirety the lines beginning with line 39 on page 3 through line 6 on page 4, inclusive.

On page 20, in lines 24, 28, 31, and 35, strike "4.", "5.", "6.", and "7.", respectively, and substitute "5.", "6.", "10.", and "11.", respectively.

On page 21, in line 28, strike "10." and substitute "16.".

AMENDMENT NO. 2

On page 4, strike in their entirety lines 9 through 20, inclusive.

AMENDMENT NO. 3

On page 4, after line 20, insert:

"Article – Courts and Judicial Proceedings

1–704.

Any increase in judicial salary shall be included in the portion of the budget bill relating to the [executive department, and not the portion relating to the] judiciary department. Any proposed increase in judicial salary is subject to legislative review and approval.".

AMENDMENT NO. 4

On page 4, after line 21, insert:

"**5–219.**

(A) IN THIS SECTION, "FUND" MEANS THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.

(B) THERE IS A COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.

(C) THE PURPOSE OF THE FUND IS TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION TO PROVIDE A WORLD–CLASS EDUCATION TO STUDENTS SO THEY ARE PREPARED FOR COLLEGE AND A CAREER IN THE GLOBAL ECONOMY OF THE 21ST CENTURY, BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.

(D) THE DEPARTMENT SHALL ADMINISTER THE FUND.

(E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7–302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(F) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 2–605.1 OF THE TAX – GENERAL ARTICLE;

(2) MONEY APPROPRIATED IN THE STATE BUDGET FOR THE FUND; AND

(3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(G) THE FUND MAY BE USED ONLY TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION THROUGH REVISED EDUCATION FUNDING FORMULAS BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.

(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

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

(I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.".

On page 16, strike in its entirety line 7 and substitute:

"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:

101. the Advance Directive Program Fund; **[**and**]**

102. the Make Office Vacancies Extinct Matching Fund**; AND**

103. THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.".

On page 17, in line 16, strike "Article – Tax – Property" and substitute:

"Article – Tax – General

2–605.1.

AFTER MAKING THE DISTRIBUTIONS REQUIRED UNDER §§ 2–604 AND 2–605 OF THIS SUBTITLE, ON OR BEFORE JUNE 30, 2019, THE COMPTROLLER SHALL DISTRIBUTE $200,000,000 OF THE INCOME TAX REVENUE FROM INDIVIDUALS TO THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND ESTABLISHED UNDER § 5–219 OF THE EDUCATION ARTICLE.

2–606.

(a) After making the distributions required under **[**§§ 2–604 and 2–605**]** **§§ 2–604, 2–605, AND 2–605.1** of this subtitle, from the remaining income tax revenue from individuals, the Comptroller shall distribute to an unallocated individual revenue account the income tax revenue:

(1) with respect to which an income tax return is not filed; and

(2) that is attributable to:

(i) income tax withheld from salary, wages, or other compensation for personal services under Title 10 of this article; or

(ii) estimated income tax payments by individuals.”.

AMENDMENT NO. 5

On page 4, in line 30, after “**(II)**” insert “**FOR FISCAL YEAR 2019, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF $3,000,000 FOR THE PROGRAM.**

(III)”;

and in the same line, strike “**2019**” and substitute “**2020**”.

On page 5, in line 1, strike “**MAY INCLUDE FUNDING**” and substitute “**SHALL INCLUDE**”; and in line 2, after “**BILL**” insert “**AN APPROPRIATION OF $5,000,000**”.

AMENDMENT NO. 6

On pages 5 and 6, strike in their entirety the lines beginning with line 4 on page 5 through line 6 on page 6, inclusive.

AMENDMENT NO. 7

On pages 6 and 7, strike in their entirety the lines beginning with line 28 on page 6 through line 2 on page 7, inclusive.

AMENDMENT NO. 8

On page 7, strike in their entirety lines 3 through 12, inclusive.

AMENDMENT NO. 9

On page 7, strike in their entirety lines 13 through 22, inclusive.

AMENDMENT NO. 10

On pages 7 through 10, strike in their entirety the lines beginning with line 23 on page 7 through line 2 on page 10, inclusive.

AMENDMENT NO. 11

On pages 10 and 11, strike in their entirety the lines beginning with line 3 on page 10 through line 14 on page 11, inclusive.

AMENDMENT NO. 12

On page 11, in line 25, after "**(2)**" insert "**FOR FISCAL YEAR 2019, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF $4,700,000 FOR THE PROGRAM.**

(3)";

in the same line, strike "**YEAR 2019 AND EACH FISCAL YEAR THEREAFTER**" and substitute "**YEARS 2020 THROUGH 2023**"; strike in its entirety line 26 and substitute "**THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF $5,000,000 TO THE PROGRAM.**"; and in line 27, strike "**(3)**" and substitute "**(4)**".

AMENDMENT NO. 13

On page 12, in line 6, strike "**$2,000,000**" and substitute "**$3,000,000**".

AMENDMENT NO. 14

On page 12, in lines 14 and 17, in each instance, strike the brackets; in line 14, strike "**YEARS**"; in the same line, strike "**AND 2019**"; in line 17, strike "**2020**"; in line 18, after "funding" insert "**PROVIDED THROUGH THE FORMULA**"; and in lines 20 and 23, in each instance, strike "for" and substitute "**ON JUNE 30 OF**".

AMENDMENT NO. 15

On pages 12 and 13, strike in their entirety the lines beginning with line 25 on page 12 through line 3 on page 13, inclusive.

AMENDMENT NO. 16

On page 13, strike in their entirety lines 4 through 8, inclusive.

AMENDMENT NO. 17

On page 13, strike in their entirety lines 9 through 14, inclusive.

AMENDMENT NO. 18

On pages 13 and 14, strike in their entirety the lines beginning with line 15 on page 13 through line 3 on page 14, inclusive.

AMENDMENT NO. 19

On page 14, strike in their entirety lines 4 through 29, inclusive.

AMENDMENT NO. 20

On pages 14 and 15, strike in their entirety the lines beginning with line 30 on page 14 through line 5 on page 15, inclusive.

AMENDMENT NO. 21

On page 15, in line 11, before "For" insert "**(1)**"; in the same line, strike "years" and substitute "**YEAR**"; in the same line, strike "through 2022"; and after line 13, insert:

"**(2) FOR FISCAL YEARS 2020 THROUGH 2022, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL BUDGET BILL AN APPROPRIATION OF $5,000,000 FOR THE FUND.**".

AMENDMENT NO. 22

On page 15, in line 17, before "For" insert "**(1)**"; in the same line, strike "years" and substitute "**YEAR**"; in the same line, strike "through 2022"; in the same line, strike the second set of brackets; in the same line, strike "**MAY**"; in lines 18 and 19, in each instance, strike the bracket; in line 19, strike "$12,000,000" and substitute "**$8,000,000**"; and after line 19, insert:

"**(2) FOR FISCAL YEARS 2020 THROUGH 2022, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL BUDGET BILL AN APPROPRIATION FOR THE FUND IN THE AMOUNT OF $12,000,000.**".

AMENDMENT NO. 23

On page 15, in line 22, strike "Subject to subparagraph (ii) of this paragraph, of" and substitute "**OF**"; and in line 24, strike "$6,000,000" and substitute "**$3,000,000**".

On pages 15 and 16, strike in their entirety the lines beginning with line 29 on page 15 through line 1 on page 16, inclusive.

On page 16, in line 2, strike "**(III)**" and substitute "**(II)**"; and after line 5, insert:

"(2) (i) 1. Of the remaining funds not appropriated under paragraph (1) of this subsection:

A. One half of the funds shall be used for recreation and open space purposes by the Department and the Historic St. Mary's City Commission; and

B. 20% of the funds or $21,000,000, whichever is greater, shall be appropriated to the Forest and Park Service in the Department to operate State forests and parks.

2. Except as otherwise provided in this section, any funds the General Assembly appropriates to the State under this subsection shall be used only for land acquisition projects.

(ii) 1. As specified in subsubparagraph 2 of this subparagraph, a portion of the State's share of funds available under subparagraph (i)1A of this paragraph for this program shall be utilized to make grants to Baltimore City for projects which meet park purposes. The grants shall be in addition to any funds Baltimore City is eligible to receive under subsection (b) of this section, and may be used for acquisition or development. In order for Baltimore City to be eligible for a State grant, the Department shall review projects or land to be acquired within Baltimore City, and upon the Department's recommendation, the Board of Public Works may approve projects and land including the cost. Title to the land shall be in the name of the Mayor and City Council of Baltimore City. The State is not responsible for costs involved in the development or maintenance of the land.

2. The grants to Baltimore City under subsubparagraph 1 of this subparagraph shall be made in the following amounts:

A. For fiscal year 2017, $1,500,000;

B. For fiscal year 2018, $3,500,000;

C. For fiscal year 2019, $5,500,000; and

D. For fiscal year 2020, and for each subsequent fiscal year, $6,000,000.

3. The grants made under this subparagraph supplement rather than supplant any other funding for park purposes in Baltimore City, no matter the source.

4. For fiscal year 2018, the grant funds to Baltimore City in excess of $1,500,000 under subsubparagraph 1 of this subparagraph may only be used for capital purposes related to the following projects in the amounts specified:

A. $400,000 for Herring Run Park;

B. $500,000 for Clifton Park;

C. $300,000 for Druid Hill Park Trail Head;

D. $300,000 for athletic field renovations at Gwynns Falls Park;

E. $300,000 for Patterson Park; and

F. $200,000 for field lights and other improvements at Frederic B. Leidig Recreation Center.

5. For fiscal year 2019, a portion of the grant funds to Baltimore City in excess of $1,500,000 under subsubparagraph 1 of this subparagraph may only be used for capital purposes related to the following projects in the amounts specified:

A. $100,000 for Herring Run Park;

B. $100,000 for Clifton Park; and

C. $100,000 for field lights and other improvements at Frederic B. Leidig Recreation Center.

(iii) 1. A portion of the State's share of funds available under subparagraph (i)1A of this paragraph for this program not to exceed $8,000,000 for each fiscal year may be transferred by an appropriation in the State budget to the Rural Legacy Program under Subtitle 9A of this title.

2. In each fiscal year, up to $2 million of the funds transferred under this subparagraph to the Rural Legacy Program may be used to purchase zero coupon bonds for easements.

3. Sums allocated to the Rural Legacy Program may not revert to the General Fund of the State.

(IV) IN ADDITION TO THE $3,000,000 UNDER SUBSECTION (A)(1)(I) OF THIS SECTION THAT MAY BE TRANSFERRED TO THE MARYLAND HERITAGE AREAS AUTHORITY FINANCING FUND, UP TO $3,000,000 OF THE STATE'S SHARE OF FUNDS AVAILABLE UNDER SUBPARAGRAPH (I)1A OF THIS PARAGRAPH MAY BE TRANSFERRED BY AN APPROPRIATION IN THE STATE BUDGET OR BY AN AMENDMENT TO THE STATE BUDGET UNDER TITLE 7, SUBTITLE 2 OF THE STATE FINANCE AND PROCUREMENT ARTICLE TO THE MARYLAND HERITAGE AREAS AUTHORITY FINANCING FUND ESTABLISHED UNDER TITLE 13, SUBTITLE 11 OF THE FINANCIAL INSTITUTIONS ARTICLE TO BE USED FOR THE PURPOSES PROVIDED IN THAT SUBTITLE.

[(iv)**](V)** The Department may acquire real property under subparagraph (i)1A of this paragraph based on an offer by the State that is less than the lowest approved appraisal for the property.

[(v)**](VI)** For each of fiscal years 2010 through 2015, $1,217,000 of the State's share of funds available under subparagraph (i)1A of this paragraph may be appropriated in the budgets of the Department, the Department of General Services, and the Department of Planning for expenses necessary to administer this Program.".

AMENDMENT NO. 24

On page 16, after line 6, insert:

"3–207.

(a) In this section, "interagency agreement" means an agreement between an agency or unit of the Executive Branch of State government and a public institution of higher education that:

(1) has [been in place for] **A DURATION OF** 3 years or more; [and]

(2) WAS IN PLACE DURING ANY PART OF THE IMMEDIATELY PRECEDING FISCAL YEAR; AND

[(2)]**(3)** has a total **VALUE** of more than $750,000 [in actual expenditures in the last 3 fiscal years].

(b) At least once every 3 years, the Department shall review each interagency agreement to determine:

(1) whether the agreement is necessary and should continue;

(2) whether the services can be provided more cost effectively by the agency or unit or through a competitive procurement; and

(3) whether the agreement is being utilized due to the agency's or unit's inability to recruit or retain positions and, if so, whether an annual salary review should be conducted to address recruitment or retention issues.

(c) The Department shall establish a cycle to review one–third of the interagency agreements each year.

(d) (1) Subject to paragraphs (2) and (3) of this subsection, on or before December 1 each year, the Department shall report a summary of the findings of the review required under subsection (b) of this section to the Senate Budget and Taxation Committee, the House Appropriations Committee, and the Department of Legislative Services, in accordance with § 2–1246 of the State Government Article.

(2) [The report due on or before December 1, 2017, shall include a review of interagency agreements that have a total of more than $750,000 in actual expenditures in fiscal years 2015 through 2017.

(3)] In each report required under paragraph (1) of this subsection, the Department shall provide the following information:

(i) the interagency agreements that will continue;

(ii) services that will be competitively procured;

(iii) services that will be provided by the agency or unit as a result of the review;

(iv) services that have been or will be canceled as a result of the review; and

(v) actions taken to address recruitment or retention issues identified as a result of the review.".

AMENDMENT NO. 25

On page 16, before line 7, insert:

"6–104.

(a) (1) In this section, "nonwithholding income tax revenues" means the State share of income tax quarterly estimated and final payments with returns made by individuals, as defined in § 10–101 of the Tax – General Article.

(e) (1) Beginning with the revenue estimate for fiscal year 2020, the Bureau shall calculate the share of General Fund revenues represented by nonwithholding income tax revenues in accordance with this subsection.

(2) (i) For each fiscal year, the Bureau shall calculate the 10–year average share of General Fund revenues represented by nonwithholding income tax revenues.

(ii) 1. For each fiscal year, the 10–year average shall use the 10 most recently completed fiscal years for which data are available when the estimate is prepared in the September before the beginning of the fiscal year.

2. The same 10–year average shall be used in all subsequent revisions to the revenue estimate for that fiscal year.

(3) (i) Subject to subparagraph (ii) of this paragraph, for each fiscal year, if the Bureau's estimate of the share of General Fund revenues from nonwithholding income tax revenues is above the 10–year average share, the Bureau shall adjust the revenue estimate by reducing General Fund revenues from nonwithholding income tax revenues by an amount sufficient to align the estimated share of General Fund revenues from nonwithholding income tax revenues with the 10–year average share of General Fund revenues from nonwithholding income taxes.

(ii) The adjustment made under subparagraph (i) of this paragraph may not exceed **[**2%**] THE FOLLOWING PERCENTAGE** of total General Fund revenues**:**

1. 0.5% FOR FISCAL YEAR 2020;

2. 1% FOR FISCAL YEAR 2021; AND

3. 2% FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER.

(iii) The capped estimate calculated under this paragraph shall be incorporated in the revenue estimate the Bureau shall report to the Board in the report required under subsection (b)(2) of this section.";

and before line 8, insert:

"7–310.

(a) In this section, "Account" means the Dedicated Purpose Account.

(d) For each appropriation to the Account, the Governor may:

(1) include the funds in the State budget subject to appropriation by the General Assembly; or

(2) transfer the funds by budget amendment from the Account to the expenditure account of the appropriate unit of State government only after the proposed budget amendment has been:

(i) submitted to the Senate Budget and Taxation Committee and the House Appropriations Committee of the General Assembly; and

(ii) [approved] **SUBJECT TO A 45–DAY REVIEW AND COMMENT PERIOD** by the Legislative Policy Committee.

7–311.".

On page 17, after line 15, insert:

"7–324.

(a) In this section, "Account" means the Catastrophic Event Account.

(d) After [notice to and approval] **A 15–DAY REVIEW AND COMMENT PERIOD** by the Legislative Policy Committee, the Governor may transfer funds by budget amendment from the Account to the expenditure accounts of the appropriate unit of State government.".

AMENDMENT NO. 26

On page 17, before line 16, insert:

"Article – State Personnel and Pensions

2–509.1.

(a) Except as provided in subsection (b) of this section, the State shall continue to include a prescription drug benefit plan in the health insurance benefit options established under the Program and available to retirees under §§ 2–508 and 2–509 of this subtitle notwithstanding the enactment of the federal Medicare Prescription Drug, Improvement, and Modernization Act of 2003 or any other federal law permitting states to discontinue prescription drug benefit plans to retirees of a state.

(b) [The] **EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, ON JANUARY 1, 2019, THE** State shall discontinue prescription drug benefits for**:**

(1) A Medicare–eligible [retirees in fiscal year 2020] **RETIREE;**

(2) THE MEDICARE–ELIGIBLE SPOUSE OR SURVIVING SPOUSE OF A RETIREE; AND

(3) A MEDICARE–ELIGIBLE DEPENDENT CHILD OR SURVIVING DEPENDENT CHILD OF A RETIREE.

(C) (1) IF A RETIREE IS ELIGIBLE TO PARTICIPATE IN THE PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE, BUT THE RETIREE'S SPOUSE OR DEPENDENT CHILD IS NOT ELIGIBLE TO PARTICIPATE IN A MEDICARE PRESCRIPTION DRUG BENEFIT PLAN, THE RETIREE MAY ELECT TO COVER THE RETIREE'S SPOUSE OR DEPENDENT CHILD UNDER THE STATE PRESCRIPTION DRUG BENEFIT PLAN.

(2) IF THE SURVIVING SPOUSE OR SURVIVING DEPENDENT CHILD OF A RETIREE IS ELIGIBLE TO ENROLL IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN UNDER § 2–509 OF THIS SUBTITLE, BUT IS NOT ELIGIBLE TO PARTICIPATE IN THE PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE, THE SURVIVING SPOUSE OR SURVIVING DEPENDENT CHILD MAY ELECT TO ENROLL IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN.

(D) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, NOT LATER THAN OCTOBER 1, 2018, THE SECRETARY SHALL PROVIDE WRITTEN CERTIFIED NOTICE TO THE INDIVIDUALS LISTED IN SUBSECTION (B) OF THIS SECTION OF THE CHANGE IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN UNDER THIS SECTION.

(2) THE NOTICE SHALL INCLUDE INFORMATION REGARDING:

(I) COVERAGE OPTIONS AVAILABLE IN THE MEDICARE PRESCRIPTION DRUG BENEFIT PLAN; AND

(II) THE POTENTIAL FOR SIGNIFICANT PENALTIES IF AN INDIVIDUAL DOES NOT PROMPTLY CHOOSE A MEDICARE PRESCRIPTION DRUG BENEFIT PLAN IMMEDIATELY ON TERMINATION OF THE INDIVIDUAL'S PARTICIPATION IN THE STATE PRESCRIPTION DRUG BENEFIT PLAN.".

AMENDMENT NO. 27

On page 17, in line 17, strike "2–106." and substitute:

"(h) **[**(1) On or before June 30, 2015, the Comptroller shall distribute $100,000,000 from the Local Reserve Account established to comply with this section to the General Fund of the State.

(2) In each of fiscal years 2017 through 2025,**] FOR FISCAL YEAR 2017 AND EACH FISCAL YEAR THEREAFTER,** in addition to the amounts distributed under subsection (b) of this section, the Comptroller shall distribute $10,000,000 of the remaining income tax revenue from individuals to the Local Reserve Account **[**to repay the $100,000,000 transfer to the General Fund required under paragraph (1) of this subsection**] ESTABLISHED TO COMPLY WITH THIS SECTION**.

Article – Tax – Property".

AMENDMENT NO. 28

On pages 17 and 18, strike in their entirety the lines beginning with line 18 on page 17 through line 17 on page 18, inclusive.

AMENDMENT NO. 29

On page 19, after line 4, insert:

"Article – Transportation

4–210.

(a) Each year, the Authority shall develop and adopt a 6–year financial forecast for the operations of the Authority.

(b) In accordance with § 2–1246 of the State Government Article, the Authority shall submit to the General Assembly:

(1) A draft of the financial forecast on submission of the budget bill to the presiding officers of the General Assembly; and

(2) The financial forecast as approved by the Authority on or before **[**July**] SEPTEMBER** 1 of each year.".

AMENDMENT NO. 30

On page 19, before line 5, insert:

"12–118.

(c) (2) The Comptroller shall distribute revenue from the civil fines collected through use of a work zone speed control system under § 21–810 of this article to a special fund, to be used only as provided in subsection (e) of this section.

(e) **[**(1) Subject to paragraph (2) of this subsection, money**]** **MONEY** in the special fund established under subsection (c)(2) of this section:

[(i)**]** **(1)** Shall be distributed first to the Department of State Police and the State Highway Administration to cover the costs of implementing and administering work zone speed control systems; and

[(ii)**]** **(2)** After the distribution under item **[**(i)**]** **(1)** of this **[**paragraph:

1. For each of fiscal years 2013 through 2015 only, $3,000,000**]** **SUBSECTION,** shall be distributed to the Department of State Police to be used only for the purchase of replacement vehicles and related motor vehicle equipment used to outfit police vehicles**[**; and

2. For each of fiscal years 2016 through 2018 only, at least $7,000,000 shall be distributed to the Department of State Police to be used only for the purchase of replacement vehicles and related motor vehicle equipment used to outfit police vehicles.

(2) The balance of the money in the special fund shall be distributed to the Department of State Police to fund roadside enforcement activities**]**.".

AMENDMENT NO. 31

On page 19, in line 18, strike "**$339,825,000**" and substitute "**$334,825,000**".

AMENDMENT NO. 32

On pages 19 and 20, strike in their entirety the lines beginning with line 30 on page 19 through line 8 on page 20, inclusive.

AMENDMENT NO. 33

On page 20, strike in their entirety lines 9 through 15, inclusive.

AMENDMENT NO. 34

On page 20, in line 19, strike "$193,000,000" and substitute "$150,329,000".

AMENDMENT NO. 35

On page 20, after line 23, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer $1,820,520 from the Tuition Stabilization Trust established under § 15–106.6 of the Education Article to the Need–based Student Financial Assistance Fund established under § 18–107 of the Education Article.".

AMENDMENT NO. 36

On page 20, in line 26, strike "1%" and substitute "3%".

AMENDMENT NO. 37

On page 20, in line 30, strike "exceed $249,874,106" and substitute "not exceed $256,324,264".

AMENDMENT NO. 38

On page 20, after line 30, insert:

"SECTION 7. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a monthly benefit increase for the Temporary Disability Assistance Program under the Assistance Payments Program (N00G00.08) within the Department of Human Services that was restricted in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by $1,423,240 in general funds, which shall revert to the General Fund.

SECTION 8. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a utilization review audit contract in Community Services (M00M01.02) within the Department of Health Developmental Disabilities Administration, that was included in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by $2,389,562 in federal funds and $3,232,937 in general funds, which shall revert to the General Fund.

SECTION 9. AND BE IT FURTHER ENACTED, That the unexpended appropriation for a financial management services contract for self–directed services in Community Services (M00M01.02) within the Department of Health Developmental

Disabilities Administration that was included in the fiscal year 2018 operating budget (Chapter 150 of the Acts of 2017) is reduced by $602,758 in federal funds and $815,496 in general funds, which shall revert to the General Fund.”.

AMENDMENT NO. 39

On page 20, after line 38, insert:

“SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor may transfer the appropriation for the Major Information Technology Development Project Fund (F50A01.01) within the Department of Information Technology to the Help America Vote Act Program (D38I01.02) within the State Board of Elections to be used for election support services.

SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor may appropriate by budget amendment up to $450,000 of the unappropriated revenue deposited in the Special Fund for Preservation of Cultural Arts in fiscal year 2018 for the Maryland Academy of Sciences.”.

AMENDMENT NO. 40

On page 21, strike in their entirety lines 1 through 21, inclusive.

AMENDMENT NO. 41

On page 21, strike in their entirety lines 22 through 27, inclusive.

AMENDMENT NO. 42

On page 21, after line 27, insert:

“SECTION 14. AND BE IT FURTHER ENACTED, That any money received by the State as a result of conditions of an approved merger between AltaGas Ltd. and WGL Holdings, Inc. shall be expended only as specifically authorized in the annual budget bill or other legislation as enacted and not subject to transfer by budget amendment.”.

AMENDMENT NO. 43

On page 21, before line 28, insert:

“SECTION 15. AND BE IT FURTHER ENACTED, That:

(a) (1) The Maryland Department of Health and the Health Services Cost Review Commission shall develop 5–year and 10–year Medicaid–specific cost savings targets, which shall include a reduction in total hospital costs, total cost–of–care, and quality measures.

(2) The Medicaid–specific cost savings targets developed under paragraph (1) of this subsection shall be established in addition to, and apart from, any Medicaid–related or Medicaid–specific goals included in the successor all–payer model contract.

(b) On or before December 15, 2018, the Department and the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the Medicaid–specific targets developed and an implementation plan to achieve the targets.

(c) On or before December 15, 2019, the Department and the Commission shall report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on its progress in meeting the Medicaid–specific targets that have been developed.”.

Committee amendments 1 through 4 were read and adopted.

Committee amendments 5 through 13 were read and adopted.

Committee amendments 14 through 20 were read and adopted.

Committee amendments 21 through 25 were read and adopted.

Committee amendments 26 through 30 were read and adopted.

Committee amendments 31 through 37 were read and adopted.

Committee amendments 38 through 43 were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0187/133923/1
BY: Senator Guzzone

AMENDMENTS TO SENATE BILL 187

(First Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 2, in line 17, after "forecast;" insert "requiring the Governor to include in the budget bill for certain fiscal years a certain appropriation for the Maryland Agricultural and Resource–Based Industry Development Corporation to be used for certain purposes;".

AMENDMENT NO. 2

On page 5, in line 15, strike "13–209(g)(2)" and substitute "13–209(g)(1) and (2)".

AMENDMENT NO. 3

On page 30, in line 5, after "(g)" insert "(1) (i) For each of fiscal years 2018 **[**and**]**, 2019, **2020, 2021, AND 2022,** the Governor shall include in the budget bill a General Fund appropriation in the amount of $2,500,000 to the Maryland Agricultural and Resource–Based Industry Development Corporation **[**to provide grants for the use of**]** **FOR** the Next Generation Farmland Acquisition Program authorized under § 10–523(a)(3)(ii) of the Economic Development Article.

(ii) The appropriation required under subparagraph (i) of this paragraph:

1. represents reimbursement for **[**5.6%**]** **13.9%** of the cumulative amount appropriated or transferred from the special fund to the General Fund for fiscal year 2006; and

2. is not subject to the provisions of subsections (a) through (f) of this section.";

and in line 7, strike "$15,000,000" and substitute "**$12,500,000**".

The preceding 3 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 747 – Senator Astle

AN ACT concerning

Wildlife Management – Shooting at Nighttime

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0747/504234/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 747
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "Department" insert "of Natural Resources"; in line 4, after "Permit" insert "or a holder or an agent of a holder of a Deer Cooperator Permit operating in certain areas".

AMENDMENT NO. 2

On page 2, in line 31, after "**AUTHORIZE**" insert "**SHOOTING OR DISCHARGING A FIREARM AT NIGHTTIME FOR**"; in line 32, strike the second "**A**" and substitute "**:**

(I) **A**";

in lines 32 and 33, strike "**TO SHOOT OR DISCHARGE A FIREARM AT NIGHTTIME**" and substitute "**; OR**

(II) **IF THE PERMIT HOLDER OR AGENT OF THE PERMIT HOLDER IS OPERATING ON AGRICULTURAL LAND, A DEER COOPERATOR PERMIT**".

The preceding 2 amendments were withdrawn.

Favorable report adopted.

FLOOR AMENDMENT

SB0747/793829/2
BY: Senator Conway

AMENDMENTS TO SENATE BILL 747
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Shooting at Nighttime" and substitute "Deer Management Permits and Deer Cooperator Permits"; in line 3, after "Department" insert "of Natural Resources"; in line 4, after "nighttime;" insert "authorizing the Wildlife and Heritage Service to issue a Deer Cooperator Permit; establishing an application fee for the Deer Cooperator Permit; requiring the Service to refund the application fee under certain circumstances; requiring an individual applying for a Deer Cooperator Permit to successfully complete a certain examination and a certain shooting proficiency test; specifying the contents of a certain examination; prohibiting an individual from applying for a Deer Cooperator Permit if the individual has been convicted of a certain violation within a certain period of time; establishing the term of a Deer Cooperator Permit; requiring the holder of a Deer Cooperator Permit to take certain actions relating to an operational plan; specifying the criteria that an operational plan must address; authorizing an operational plan to include deer control activities between certain times; authorizing the Service to conduct an evaluation before approving or denying an operational plan; authorizing the Service to approve an operational plan if the Service makes a certain determination; requiring the Service to provide the holder of a Deer Cooperator Permit with certain materials if an operational plan is approved; requiring the holder of a Deer Cooperator Permit to contact the Service immediately before undertaking certain activities authorized in an operational plan; establishing a process for a hearing, a contested case hearing, and appeal of a decision of the Service; authorizing the Service to revoke or suspend a Deer Cooperator Permit under certain circumstances; establishing that a violation of any provision or restriction on a certain approval document constitutes a violation of certain provisions of this Act; requiring the Department to adopt certain regulations; requiring the Department to exempt from a certain prohibition a holder or an agent of a holder of a certain Deer Management Permit; defining a certain term;"; in line 5, strike "shooting wildlife at nighttime" and substitute "Deer Management Permits and Deer Cooperator Permits"; and after line 15, insert:

"BY adding to
Article – Natural Resources
Section 10–415.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 2, after line 33, insert:

"**10–415.1.**

(A) IN THIS SECTION, "SERVICE" MEANS THE WILDLIFE AND HERITAGE SERVICE WITHIN THE DEPARTMENT.

(B) (1) THE SERVICE MAY ISSUE A DEER COOPERATOR PERMIT TO AN INDIVIDUAL WHO MEETS THE REQUIREMENTS OF THIS SECTION.

(2) A DEER COOPERATOR PERMIT AUTHORIZES THE HOLDER TO CONDUCT DEER CONTROL ACTIVITIES AND HANDLING OPERATIONS.

(C) (1) THE APPLICATION FEE FOR A DEER COOPERATOR PERMIT IS $100.

(2) THE SERVICE SHALL REFUND THE APPLICATION FEE IF THE SERVICE DOES NOT ISSUE A PERMIT FOR THE APPLICATION.

(D) (1) (I) AN INDIVIDUAL APPLYING FOR A DEER COOPERATOR PERMIT SHALL SUCCESSFULLY COMPLETE A WRITTEN EXAMINATION ADMINISTERED BY THE SERVICE.

(II) THE WRITTEN EXAMINATION FOR A DEER COOPERATOR PERMIT SHALL CONTAIN QUESTIONS RELATING TO:

1. DEER ECOLOGY;

2. DEER CONFLICTS WITH HUMANS;

3. LETHAL AND NONLETHAL DEER MANAGEMENT ALTERNATIVES;

4. CURRENT STATUTES AND REGULATIONS PERTAINING TO WILDLIFE, WEAPON, AND EQUIPMENT DETAILS;

5. DEER DATA COLLECTION METHODOLOGY; AND

6. OTHER QUESTIONS NECESSARY TO DETERMINE AN INDIVIDUAL'S ABILITY TO ADEQUATELY ASSESS, DESCRIBE, AND IMPLEMENT A DEER HANDLING OPERATION.

(2) AN INDIVIDUAL APPLYING FOR A DEER COOPERATOR PERMIT SHALL:

(I) SUCCESSFULLY COMPLETE A SHOOTING PROFICIENCY TEST ADMINISTERED BY THE SERVICE; OR

(II) PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN APPROVED COMPARABLE SHOOTING PROFICIENCY TEST.

(3) AN INDIVIDUAL MAY NOT APPLY FOR A DEER COOPERATOR PERMIT IF THE INDIVIDUAL HAS BEEN CONVICTED OF ANY STATE OR FEDERAL NATURAL RESOURCES VIOLATION WITHIN THE PREVIOUS 5 YEARS OF SUBMISSION OF THE APPLICATION.

(E) A DEER COOPERATOR PERMIT SHALL BE VALID FOR 1 YEAR FROM THE DATE OF ISSUANCE.

(F) THE HOLDER OF A DEER COOPERATOR PERMIT SHALL:

(1) SUBMIT AN OPERATIONAL PLAN TO THE SERVICE AT LEAST 30 DAYS BEFORE THE OPERATION IS PLANNED TO BEGIN;

(2) OBTAIN WRITTEN PERMISSION TO UNDERTAKE THE DEER CONTROL ACTIVITIES DESCRIBED IN THE OPERATIONAL PLAN FROM THE OWNER OF THE LAND WHERE THE OPERATION IS TO TAKE PLACE;

(3) PROVIDE THE LANDOWNER'S WRITTEN PERMISSION OBTAINED UNDER ITEM (2) OF THIS SUBSECTION TO THE SERVICE; AND

(4) ALLOW NATURAL RESOURCES POLICE OFFICERS TO:

(I) INSPECT THE OPERATIONAL PLAN; AND

(II) BE PRESENT DURING THE DEER CONTROL ACTIVITIES DESCRIBED IN THE OPERATIONAL PLAN.

(G) (1) THE OPERATIONAL PLAN SHALL:

(I) DESCRIBE THE DEER PROBLEM FOR A SPECIFIC AREA;

(II) DESCRIBE THE CURRENT AND PROJECTED IMPACTS OF THE OPERATION TO LOCAL SOCIAL AND ECOLOGICAL CONDITIONS;

(III) DESCRIBE ANY MEASURES THAT HAVE BEEN TAKEN PREVIOUSLY TO ADDRESS THE EXISTING DEER PROBLEM;

(IV) INCLUDE DOCUMENTATION EVIDENCING COMMUNITY SUPPORT FOR THE PROPOSAL, INCLUDING:

1. RESULTS OF OPINION SURVEYS;

2. SUPPORTING LETTERS FROM COMMUNITY LEADERS OR ELECTED OFFICIALS; AND

3. SUPPORTING LETTERS FROM NEARBY RESIDENTS;

(V) DESCRIBE THE INTENDED NUMBER OF DEER TO BE REMOVED OR HANDLED;

(VI) DESCRIBE THE TYPE OF EQUIPMENT TO BE UTILIZED FOR THE DEER CONTROL ACTIVITIES, WHICH MAY INCLUDE FIREARMS, ARCHERY EQUIPMENT, OR DRUGS;

(VII) DESCRIBE SPECIFIC DETAILS ABOUT THE DEER CONTROL ACTIVITIES, INCLUDING WHETHER THE ACTIVITIES INCLUDE LETHAL OR NONLETHAL CONTROL OF THE DEER;

(VIII) INCLUDE COPIES OF PERMITS OR LICENSES REQUIRED FROM THE STATE, FEDERAL, OR LOCAL GOVERNMENT TO POSSESS DEER OR ADMINISTER DRUGS TO DEER; AND

(IX) INCLUDE A SIGNED DOCUMENT FROM THE APPROPRIATE COUNTY ATTORNEY APPROVING:

1. THE OPERATIONAL PLAN; AND

2. IF APPLICABLE, THE USE OF RIFLES FOR DEER CONTROL ACTIVITIES IN THE LOCATIONS SPECIFIED IN THE OPERATIONAL PLAN.

(2) AN OPERATIONAL PLAN MAY NOT INCLUDE NIGHTTIME DEER CONTROL ACTIVITIES ON AGRICULTURAL LAND.

(3) AN OPERATIONAL PLAN MAY INCLUDE DEER CONTROL ACTIVITIES FOR ANY TIME BETWEEN ONE–HALF HOUR BEFORE SUNRISE AND ONE HOUR AFTER SUNSET.

(H) IF THE OPERATIONAL PLAN PROVIDES FOR THE LETHAL CONTROL OF DEER, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) WEAPONS OR EUTHANASIA EQUIPMENT TO BE USED FOR THE DEER CONTROL ACTIVITIES;

(2) AMMUNITION OR EUTHANASIA DRUGS TO BE USED FOR THE DEER CONTROL ACTIVITIES;

(3) ADDITIONAL EQUIPMENT TO BE USED FOR THE DEER CONTROL ACTIVITIES, INCLUDING NIGHT VISION, SUPPRESSORS, SPOTLIGHTS, OR TRAPPING EQUIPMENT;

(4) THE HOURS DURING WHICH THE DEER CONTROL ACTIVITIES WILL BE PERFORMED;

(5) A DETAILED DESCRIPTION OF THE LOCATION WHERE THE DEER CONTROL ACTIVITIES WILL BE PERFORMED, WITH AN ACCOMPANYING AERIAL PHOTOGRAPH OR LOCATION MAP;

(6) FIREARMS SHOT OR DRUG DELIVERY DISTANCES;

(7) FIREARMS SHOT OR DRUG DELIVERY PLACEMENT;

(8) SHOOTING POSITIONS INCLUDING BAIT STATION, TREE STAND, OR VEHICLE;

(9) DEER BIOLOGICAL DATA COLLECTION PROCEDURES;

(10) CARCASS AND ENTRAIL REMOVAL AND DISPOSITION PROCEDURES; AND

(11) EDIBLE VENISON REMOVAL AND DISPOSITION PROCEDURES.

(I) IF THE OPERATIONAL PLAN PROVIDES FOR THE NONLETHAL CONTROL OF DEER, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) THE ANESTHESIA TO BE USED, INCLUDING:

(I) A DETAILED DESCRIPTION OF DELIVERY DEVICES AND METHODS;

(II) DELIVERY EQUIPMENT LICENSE OR CERTIFICATION;

(III) DRUG DESCRIPTIONS AND DOSES; AND

(IV) DRUG HANDLING LICENSE OR CERTIFICATION;

(2) DEER HANDLING METHODOLOGY;

(3) DEER BIOLOGICAL DATA COLLECTION PROCEDURES;

(4) DISPOSITION OF DEER; AND

(5) MARKING OR TAGGING EQUIPMENT AND METHODS.

(J) IF THE OPERATIONAL PLAN PROVIDES FOR THE LIVE CAPTURE AND HANDLING OF DEER, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) LIVE CAPTURE EQUIPMENT AND METHODOLOGY;

(2) LIVE TRANSPORT EQUIPMENT AND METHODOLOGY;

(3) DOCUMENTATION FROM ANY COOPERATING ORGANIZATIONS, INDIVIDUALS, OR UNITS OF STATE OR LOCAL GOVERNMENT;

(4) DEER HANDLING METHODOLOGY;

(5) DEER BIOLOGICAL DATA COLLECTION PROCEDURES;

(6) DISPOSITION OF DEER; AND

(7) MARKING OR TAGGING EQUIPMENT AND METHOD.

(K) IF THE OPERATIONAL PLAN WILL RESULT IN THE HOLDER OF THE DEER COOPERATOR PERMIT POSSESSING OR HANDLING A DEER CARCASS, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) CARCASS PICKUP LOCATIONS;

(2) TRANSPORTATION METHODS;

(3) DISPOSAL METHODS; AND

(4) DOCUMENTATION FROM ANY COOPERATING ORGANIZATIONS, INDIVIDUALS, OR UNITS OF STATE OR LOCAL GOVERNMENT.

(L) (1) THE SERVICE MAY CONDUCT AN EVALUATION BEFORE APPROVING OR DENYING AN OPERATIONAL PLAN.

(2) THE SERVICE MAY APPROVE AN OPERATIONAL PLAN IF THE SERVICE DETERMINES IT MEETS THE REQUIREMENTS OF THIS SECTION.

(M) (1) IF THE SERVICE APPROVES AN OPERATIONAL PLAN, THE SERVICE SHALL PROVIDE THE HOLDER OF THE DEER COOPERATOR PERMIT WHO SUBMITTED THE OPERATIONAL PLAN WITH:

(I) A COPY OF THE APPROVAL IN WRITING; AND

(II) IF THE OPERATIONAL PLAN REQUIRES THE POSSESSION OR HANDLING OF A DEER CARCASS, APPROPRIATE NONHUNTING TAGS.

(2) THE WRITTEN APPROVAL SHALL DESCRIBE:

(I) THE NUMBER OF DEER THAT MAY BE REMOVED OR HANDLED;

(II) THE HOURS DURING WHICH THE DEER CONTROL ACTIVITIES MAY BE PERFORMED;

(III) APPROVED WEAPONS AND ASSOCIATED EQUIPMENT;

(IV) LOCATION WHERE THE DEER CONTROL ACTIVITIES MAY BE PERFORMED;

(V) DEER DATA COLLECTION REQUIREMENTS;

(VI) VENISON PROCESSING AND NONEDIBLE PARTS DISPOSITION;

(VII) ANY REPORTING PROCEDURE THAT THE SERVICE DETERMINES IS NECESSARY; AND

(VIII) ANY ADDITIONAL TERMS OR CONDITIONS THE SERVICE DETERMINES ARE NECESSARY TO PROVIDE FOR PUBLIC SAFETY OR THE SUCCESS OF THE OPERATIONAL PLAN.

(N) THE HOLDER OF A DEER COOPERATOR PERMIT SHALL CONTACT THE SERVICE IMMEDIATELY BEFORE UNDERTAKING ANY OF THE DEER CONTROL ACTIVITIES AUTHORIZED IN THE OPERATIONAL PLAN.

(O) (1) AN INDIVIDUAL OR A HOLDER OF A DEER COOPERATOR PERMIT WHO HAS BEEN DENIED A DEER COOPERATOR PERMIT OR APPROVAL OF AN OPERATIONAL PLAN, AS APPLICABLE, MAY FILE A PETITION FOR A HEARING WITH THE DIRECTOR OF THE SERVICE WITHIN 15 DAYS AFTER THE DECISION WAS MAILED.

(2) THE DIRECTOR OF THE SERVICE SHALL PROVIDE A WRITTEN DECISION TO THE INDIVIDUAL WITHIN 15 DAYS AFTER THE DATE OF THE HEARING.

(3) IF THE INDIVIDUAL IS FURTHER AGGRIEVED, THE INDIVIDUAL MAY INITIATE PROCEEDINGS FOR AN APPEAL TO THE ASSISTANT SECRETARY OF THE RESOURCE MANAGEMENT SERVICE.

(4) THE APPEAL PROCEDURE FOR THE DENIAL OF A DEER COOPERATOR PERMIT OR OPERATIONAL PLAN APPROVAL IS NOT A CONTESTED CASE HEARING UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE OR COMAR 08.01.04.

(P) THE SERVICE MAY REVOKE OR SUSPEND A DEER COOPERATOR PERMIT IF THE SERVICE FINDS THAT THE HOLDER OF THE DEER COOPERATOR PERMIT HAS VIOLATED:

(1) THE TERMS AND CONDITIONS OF THE PERMIT;

(2) THE TERMS AND CONDITIONS OF THE APPROVAL DOCUMENT; OR

(3) ANY STATE OR FEDERAL WILDLIFE LAW OR REGULATION.

(Q) WHEN SUSPENDING OR REVOKING A DEER COOPERATOR PERMIT, THE SERVICE SHALL PROVIDE THE OPPORTUNITY FOR A CONTESTED CASE HEARING CONDUCTED IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE AND COMAR 08.01.04.

(R) A VIOLATION OF ANY PROVISION OR CONDITION ON THE WRITTEN APPROVAL GRANTED UNDER SUBSECTION (M) OF THIS SECTION CONSTITUTES A VIOLATION OF THIS SECTION.

(S) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Natural Resources shall exempt from the prohibition against shooting or discharging a firearm at nighttime a holder or an agent of a holder of a Deer Management Permit:

(1) issued before July 1, 2018; and

(2) for which nighttime hunting is authorized.".

On page 3, in line 1, strike "2." and substitute "3.".

The preceding 2 amendments were read only.

Senator Miller moved to make the Bill and Amendments a Special Order for March 15, 2018.

The motion was adopted.

Senate Bill 790 – Senators Kagan, Feldman, Lee, Madaleno, and Pinsky

AN ACT concerning

Maryland State Song – Repeal and Replace – State Selection Panel

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0790/814535/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 790
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Pinsky" and substitute "Pinsky, and Robinson"; strike line 2 in its entirety and substitute "General Provisions – Historical State Song"; in line 3, strike "repealing" and substitute "altering"; in the same line, after "song" insert "to be the historical State song"; strike beginning with "establishing" in line 3 down through "Act;" in line 12; in line 12, after "the" insert "historical"; and in line 13, after "repealing" insert "and reenacting, with amendments,".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 5 through 8, inclusive; strike beginning with "and" in line 9 down through "residents" in line 11; in line 15, strike the opening bracket; in line 17, after the second "the" insert "**HISTORICAL**"; and in line 18, after "the" insert "**HISTORICAL**".

On page 4, in line 20, strike the closing bracket.

On pages 4 through 6, strike in their entirety the lines beginning with line 21 on page 4 through line 19 on page 6.

On page 6, in line 20, strike "3." and substitute "2."; in the same line, strike "July" and substitute "June"; and strike beginning with "Section" in line 21 down through "effect." in line 23.

Favorable report, as amended, adopted by roll call vote as follows:

Affirmative – 25 Negative – 19 (See Roll Call No. 536)

FLOOR AMENDMENT

SB0790/853123/1
BY: Senator Jennings

AMENDMENT TO SENATE BILL 790, AS AMENDED
(First Reading File Bill)

On pages 1 and 2 of the bill, strike in their entirety the lines beginning with line 18 on page 1 through line 4 on page 2, inclusive.

On page 2 of the bill, strike in their entirety lines 9 through 11, inclusive.

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

Affirmative – 21 Negative – 25 (See Roll Call No. 537)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

Senate Bill 1006 – Senator Pinsky

AN ACT concerning

Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, Mitigation, and Disclosure

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB1006/884633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1006
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after the first "the" insert "Department of Natural Resources, the"; in the same line, after "Environment" insert ", and the Maryland Emergency Management Agency"; in line 20, strike "submit to the Department of Planning for approval" and substitute "incorporate into a certain Master Plan"; and strike beginning with "requiring" in line 24 down through "purchaser" in line 27 and substitute "requiring a local jurisdiction to submit a copy of a certain plan to the Department of Planning under certain circumstances".

On page 2, in line 18, strike "Local Plan for"; and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 4, in line 15, after "**(I)**" insert "**(1)**"; and after line 17, insert:

"**(2) "SALTWATER INTRUSION" INCLUDES SURFACE WATER, AQUIFERS, AND SOILS.**".

On page 7, in line 7, strike "**30%**" and substitute "**50%**"; in line 8, after "**(B)**" insert "**(1)**"; strike beginning with the second "**OR**" in line 9 down through "**DAMAGE**" in line 11; in line 11, strike the second "**OR**"; in line 12, strike "**RECONSTRUCTED**"; and after line 13, insert:

"**(2) BEGINNING JULY 1, 2019, IF A STATE OR LOCAL PROJECT INCLUDES THE RECONSTRUCTION OF A STRUCTURE WITH SUBSTANTIAL DAMAGE, THE STRUCTURE SHALL BE RECONSTRUCTED IN COMPLIANCE WITH SITING AND DESIGN CRITERIA ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION.**".

On page 8, in line 15, strike "**AND**" and substitute a comma; in the same line, after "**ENVIRONMENT**" insert "**, AND THE MARYLAND EMERGENCY MANAGEMENT AGENCY**"; and in line 28, strike "**LOCAL PLAN FOR**".

On page 9, strike beginning with "**SUBMIT**" in line 3 down through "**APPROVAL**" in line 4 and substitute "**INCORPORATE INTO THEIR MASTER PLAN**"; strike beginning with "**THE**" in line 9 down through "**SECTION**" in line 11 and substitute "**A LOCAL JURISDICTION THAT INCORPORATES A PLAN TO ADDRESS NUISANCE FLOODING INTO THEIR MASTER PLAN SHALL SUBMIT A COPY OF THE NUISANCE FLOODING PLAN TO THE DEPARTMENT OF PLANNING**"; and strike in their entirety lines 12 through 25, inclusive.

The preceding 2 amendments were read only.

Senator Miller moved to make the Bill and Amendments a Special Order for March 15, 2018.

The motion was adopted.

INTRODUCTION OF BILLS

Senator Middleton moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

Senate Bill 1266 – Senator Middleton

AN ACT concerning

Charles County – Cigarette Retailers – County License Fee

FOR the purpose of increasing the fee for a county license to sell cigarettes at retail in Charles County; requiring the Clerk of the Circuit Court for Charles County to distribute a certain amount of each license fee to the Comptroller and to distribute a certain amount of each license fee to be used for a certain purpose; prohibiting the use of certain funds to supplant certain existing funding for a certain purpose; and generally relating to cigarette retailer licenses in Charles County.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 16–101
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 16–302
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

Senator Middleton moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

Senate Bill 1267 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Maryland Health Benefit Exchange – Establishment of a Reinsurance Program

FOR the purpose of repealing the requirement that the Maryland Health Benefit Exchange implement or oversee the implementation of state–specific requirements for transitional reinsurance and risk adjustment under the Affordable Care Act; repealing the prohibition on the Exchange's assuming responsibility for the program

corridors for health benefit plans in certain exchanges established under certain provisions of the Affordable Care Act; repealing the requirement that the Exchange operate or oversee the operation of a transitional reinsurance program in accordance with certain regulations for certain coverage years; repealing the requirement that the Exchange operate or oversee the operation of a certain risk adjustment program; repealing the requirement that the Exchange, beginning in a certain year, strongly consider using a certain model for a certain purpose; altering the purposes of the Maryland Health Benefit Exchange Fund; altering the contents of the Fund; providing that certain funds may be used only for the purposes of the State Reinsurance Program; requiring, rather than authorizing, the Exchange, in consultation with the Maryland Insurance Commission and as approved by the Maryland Health Benefit Exchange Board, to establish and implement a State Reinsurance Program to provide reinsurance to certain carriers and that meets certain requirements and is consistent with certain laws; requiring that the Program be designed to mitigate the impact of certain individuals on certain rates; requiring the Exchange, in consultation with the Commissioner and as approved by the Board and based on available funds, to establish certain parameters for reinsurance in certain years; authorizing the Exchange, in consultation with the Commissioner and as approved by the Board, to alter the parameters under certain circumstances; providing that, beginning on a certain date, funding for reinsurance in the individual health insurance market through the Program may be made by using certain funds; requiring that the implementation of the Program for the reinsurance of the individual market be contingent on the U.S. Secretary of Health and Human Services and the U.S. Secretary of the Treasury approving a waiver application under a certain provision of federal law; requiring the Exchange to adopt certain regulations on or before a certain date; requiring the Exchange, in consultation with the Commissioner and as approved by the Board, to submit a waiver and seek certain funding under certain provisions of federal law as soon as practicable but not later than a certain date; authorizing, on or before a certain date, the Commissioner to waive certain statutory requirements under certain circumstances; making this Act an emergency measure; and generally relating to the establishment of a reinsurance program by the Maryland Health Benefit Exchange.

BY repealing
Article – Insurance
Section 31–117
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 31–107
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Insurance

Section 31–117 and 31–117.1
Annotated Code of Maryland
(2017 Replacement Volume)

Senator Middleton moved to suspend the rules to allow **Senate Bill 1267** to be assigned to the committee of jurisdiction.

The motion was adopted.

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

QUORUM CALL

The presiding officer announced a quorum call, showing 44 Members present.

(See Roll Call No. 538)

ADJOURNMENT

At 1:08 P.M. on motion of Senator Peters the Senate adjourned until 10:00 A.M. on Thursday, March 15, 2018.

Annapolis, Maryland
Thursday, March 15, 2018
10:00 A.M. Session

The Senate met at 10:10 A.M.

Prayer by Rabbi Peter Hyman, Temple B'Nai Israel, guest of Senator Eckardt.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 540)

On motion of Senator Peters it was ordered that Senator Muse be excused from today's session.

The Journal of March 14, 2018 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 429 – Senator Ronald N. Young:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Frederick County CTC Invent Team
in recognition of
your selection to the nationally prestigious 2018 Lemelson–MIT Inventeams Program at
the Massachusetts Institute of Technology.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 15th day of March 2018.

Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 541)

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 16

House Bill 24 – Delegate Jackson

AN ACT concerning

Public Safety – Maryland Police Training and Standards Commission Fund – Establishment

FOR the purpose of requiring the Comptroller to pay annually a certain portion of certain court costs collected by the District Court to the Maryland Police Training and Standards Commission Fund; establishing the Maryland Police Training and Standards Commission Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department of Public Safety and Correctional Services 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 certain distributions from the Fund to be used to supplement and not supplant certain other funds; specifying that the Fund is subject to a certain audit; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; defining a certain term; and generally relating to the establishment and use of the Maryland Police Training and Standards Commission Fund.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 7–301(a) and (b)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–301(e)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Public Safety
Section 3–206.1
Annotated Code of Maryland
(2011 Replacement Volume and 2017 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 and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)101. and 102.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings and the Committee on Budget and Taxation.

House Bill 115 – Delegates Morhaim and Pena–Melnyk

AN ACT concerning

Maryland Health Care Commission – Electronic Prescription Records ~~Cost Saving Act of 2018~~ System – Assessment and Report

FOR the purpose of requiring ~~a dispenser of a prescription drug to submit certain prescription information to a certain health information exchange; requiring certain prescription information to be submitted in a certain manner; prohibiting a certain health information exchange from imposing certain fees or assessments; requiring a certain health information exchange to make certain prescription information available to a health care provider for certain purposes; requiring the Maryland Health Care Commission to adopt certain regulations; requiring that certain regulations include certain provisions; stating the purpose of this Act; defining certain terms~~ the Maryland Health Care Commission, in consultation with interested stakeholders, to assess the benefits and feasibility of developing an electronic system to allow health care providers to access a patient's prescription medication history; requiring the Commission to report its findings to the Governor and the General Assembly on or before a certain date; specifying the intent of the General Assembly; providing for the termination of this Act; and generally relating to an assessment and report by the Maryland Health Care Commission regarding an electronic prescription information ~~and the health information exchange~~ system.

~~BY adding to~~
~~Article – Health – General~~
~~Section 19–145~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

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

House Bill 193 – Chair, Economic Matters Committee and Chair, Ways and Means Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

High School Diploma by Examination – Eligibility Requirements – Exemption

FOR the purpose of exempting certain individuals from certain eligibility requirements to obtain a high school diploma by examination if the individual participates in a certain program; and generally relating to the eligibility requirements to obtain a high school diploma by examination.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 11–808
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Finance and the Committee on Education, Health, and Environmental Affairs.

House Bill 247 – Chair, Judiciary Committee (By Request – Departmental – Office of Crime Control and Prevention)

AN ACT concerning

Criminal Procedure – Victim Services Unit – Victims' Compensation

FOR the purpose of establishing a Victim Services Unit in the Governor's Office of Crime Control and Prevention; transferring the Criminal Injuries Compensation Board from the Department of Public Safety and Correctional Services to the Victim Services Unit; requiring the office for the Criminal Injuries Compensation Board to remain at a certain location; transferring the program for sexual assault forensic examinations from the Maryland Department of Health to the Victim Services Unit; transferring certain duties and rights regarding the Criminal Injuries Compensation Board from the Secretary of Public Safety and Correctional Services to the Executive Director of the Governor's Office of Crime Control and Prevention; providing the Executive Director with certain authority over the Criminal Injuries Compensation Board; transferring and altering provisions of law to require the Criminal Injuries Compensation Board to pay certain claims related to forensic examinations for certain sexually related crimes under certain circumstances; providing for the appointment and salary of a Director of the Victim Services Unit; requiring the Director to take certain actions; requiring the Victim Services Unit to perform certain duties; providing that certain employees transferred to the Victim Services Unit under this Act be transferred without diminution of certain rights, benefits, or

employment or retirement status; providing that certain new hires be classified in a certain service; requiring certain transferred employees to be allowed to maintain a certain work location; providing for the continuity of certain transactions affected by or flowing from this Act; providing for the continuity of certain laws, rules and regulations, standards and guidelines, policies, orders, and other directives, permits and licenses, applications, forms, plans, memberships, contracts, property, investigations, and administrative and judicial responsibilities; defining certain terms; providing for the transfer of certain services, appropriations, funding, and grants to the Victim Services Unit on a certain date; providing for the transfer of certain property, records, fixtures, appropriations, credits, assets, liabilities, obligations, rights, and privileges to the Victim Services Unit; providing for appropriate transitional provisions relating to the continuity of certain boards and other units; providing for the continuity of certain persons that are licensed, registered, permitted, and certified under certain departments, offices, and units; providing for the continuity of certain contracts, agreements, grants, or other obligations; requiring the adoption of certain regulations under certain circumstances; requiring the Justice Reinvestment Oversight Board to report by a certain date on certain issues relating to restitution; requiring the Governor's Office of Crime Control and Prevention to provide a certain report to the Governor and the General Assembly; and generally relating to a Victim Services Unit in the Governor's Office of Crime Control and Prevention.

BY repealing
Article – Correctional Services
Section 2–201(10)
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 2–201(11) through (14)
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Criminal Procedure
Section 11–801(f), 11–816.1, and 11–1007; and 11–1101 through 11–1105 to be under the new subtitle "Subtitle 11. Victim Services Unit"
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–801(f), 11–803, 11–804(a), (b)(3), and (d), 11–805(a), 11–814, and 11–815(c)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing
Article – Health – General
Section 15–127
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 287 – Delegates Frick, Barkley, Buckel, Ebersole, Fennell, C. Howard, Kramer, Lam, Luedtke, Proctor, Rosenberg, Turner, Waldstreicher, ~~and P. Young~~ P. Young, Adams, Arentz, Aumann, Branch, Brooks, Carey, Clippinger, Glenn, S. Howard, Impallaria, Jameson, Lisanti, Mautz, W. Miller, Valderrama, and Wilson

AN ACT concerning

Selling or Providing Alcoholic Beverages to Individuals With Intellectual Disabilities and Others – Repeal of Prohibition

FOR the purpose of repealing provisions of law in Allegany, Carroll, Charles, Harford, Kent, Montgomery, Queen Anne's, and Washington counties that prohibit a license holder or employee from knowingly selling or providing an alcoholic beverage to an individual with an intellectual disability or to an individual if a family member or guardian has given written notice to the license holder or employee under certain circumstances; and generally relating to a license holder or employee selling or providing alcoholic beverages to individuals.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 9–102, 16–102, 18–102, 22–102, 24–102, 25–102, 27–102, and 31–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 9–2704, 16–2704, 18–2704, 22–2705, 24–2704, 25–2705, 27–2704, and 31–2704
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 314 – Delegates Sydnor, Anderson, D. Barnes, Barron, Conaway, Gibson, Glenn, Jones, J. Lewis, Moon, Proctor, Sanchez, Vallario, A. Washington, and P. Young

AN ACT concerning

Criminal Procedure – Cell Site Simulator Technology

FOR the purpose of authorizing a court to issue an order authorizing or directing a law enforcement officer to use a certain cell site simulator ~~device~~ after making a certain determination; ~~requiring an application for a certain court order to contain certain information; requiring a certain affidavit to contain certain information;~~ requiring a certain order to contain certain information; requiring a law enforcement agency authorized to use a cell site simulator ~~device~~ in accordance with this Act to take certain actions; limiting the period of time during which certain information may be obtained under a certain court order; requiring that ~~certain information~~ cell site simulator use shall begin ~~to be obtained~~ by a certain law enforcement officer at a certain time, or a certain order shall be delivered to a certain service provider at a certain time; providing that a certain order is void at a certain time under certain circumstances; providing that the authority to obtain certain information under a certain order may be extended beyond a certain time under certain circumstances; requiring a certain notice to be delivered to a certain user and subscriber under certain circumstances; requiring a certain notice to contain certain information; requiring a certain notice to be delivered at a certain time; authorizing the court to order that a certain application, affidavit, and order be sealed and that certain notification be delayed under certain circumstances; providing that a certain finding of good cause may be established by certain evidence; providing that certain discovery is subject to certain court rules; providing that certain evidence is not admissible in a certain proceeding, with a certain exception; authorizing a certain law enforcement officer to ~~obtain certain information~~ use a cell site simulator for a certain time period under certain circumstances; ~~requiring a certain law enforcement officer to file with the court a certain application at a certain time under certain circumstances;~~ providing that a certain person may not be held civilly liable for providing certain information in compliance with this Act; requiring each law enforcement agency to ~~report certain information regarding the use of cell site simulators to the Department of State Police annually~~ post on its website and report to the Governor and the General Assembly certain information on or before a certain date; ~~requiring the Department of State Police to compile certain information collected regarding the use of cell site simulators and post the compilation on a certain website annually on or before a certain date;~~ providing for the termination of a certain provision of this Act; defining ~~certain terms~~ a certain term; making a stylistic change; and generally relating to cell site simulator technology.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1–203.1
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 403 – Delegates Jones, Brooks, Gaines, Gutierrez, Haynes, Healey, Hettleman, Holmes, Jalisi, Knotts, Lafferty, Morhaim, Mosby, Reznik, Stein, Sydnor, and P. Young

AN ACT concerning

Community Colleges – Facilities Renewal Grant Program – Established

FOR the purpose of establishing the Community College Facilities Renewal Grant Program; requiring the Maryland Higher Education Commission to administer the Program; requiring the Governor to annually appropriate a certain amount in a certain budget to the Commission; requiring a certain appropriation to be in addition to the appropriation for a certain other program; requiring, by a certain date, a community college to provide certain information to the Commission; establishing requirements and limitations in awarding grants; requiring the Commission, in collaboration with the community colleges, to adopt certain regulations; defining certain terms; and generally relating to a facility renewal grant program for community colleges.

BY adding to
Article – Education
Section 16–320
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 431 – The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Buckel, Carozza, Cassilly, Ciliberti, Clark, Cluster, Corderman, Flanagan, Folden, Ghrist, Glass, Grammer, Hornberger, S. Howard, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McDonough, McKay, McMillan, Metzgar, Miele, Morgan, Otto, Reilly, Rose, Saab, Shoemaker, Szeliga, Vogt, West, and Wilson

AN ACT concerning

Foster Care Recipients and Unaccompanied Homeless Youth – Employment Program (Fostering Employment Act of 2018)

FOR the purpose of establishing the Fostering Employment Program to provide employment opportunities for certain foster care recipients and unaccompanied homeless youth through training leading to certain credentials; requiring the Department of Human Services and the Department of Labor, Licensing, and

Regulation jointly to supervise the Program; requiring the Department of Human Services, in coordination with the Department of Labor, Licensing, and Regulation, to develop and implement the Program and coordinate with local departments of social services and local workforce development boards; requiring the Program to provide certain foster care recipients and unaccompanied homeless youth with opportunities to obtain certain credentials through certain registered apprenticeship programs or certain job readiness training; establishing that a certain foster care recipient or unaccompanied homeless youth who meets certain requirements is eligible to receive funding under the Program; authorizing the Department of Human Services and the Department of Labor, Licensing, and Regulation jointly to adopt certain regulations; defining certain terms; and generally relating to the Fostering Employment Program.

BY repealing and reenacting, without amendments,
Article – Human Services
Section 4–101(a) and (c)
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

BY adding to
Article – Human Services
Section 4–305
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

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

House Bill 490 – Delegates Lam, Angel, Cullison, Ebersole, Hayes, Hill, Jalisi, Jones, Korman, Krimm, McIntosh, Morhaim, Patterson, Turner, West, K. Young, and P. Young

AN ACT concerning

Public Health – Community Health Workers – Advisory Committee and Certification

FOR the purpose of establishing the State Community Health Worker Advisory Committee; providing for the composition of the Advisory Committee; providing for the qualifications, terms, and removal of certain members of the Advisory Committee; providing for the chair and officers of the Advisory Committee; specifying that a majority of the members then serving on the Advisory Committee is a quorum; requiring the Advisory Committee to meet at least a certain number of times each year at certain times and places to make certain recommendations; requiring the Maryland Department of Health to provide certain support and technical assistance to the Advisory Committee; requiring that certain written materials be provided in the preferred language of the Advisory Committee members, as necessary; requiring that training or educational opportunities be made available to Advisory Committee

members on certain processes; specifying that an Advisory Committee member is entitled to certain reimbursement for certain expenses; requiring the Advisory Committee to advise the Department on certain matters relating to the certification and training of community health workers; providing that, subject to a certain exception, a certified community health worker training program must be approved by the Department before operating in the State; providing that certain apprenticeship programs may be accredited by the Department as community health worker training programs; requiring the Department to adopt certain regulations for accrediting certified community health worker training programs; requiring the Department to adopt regulations relating to the certification of community health workers; authorizing the Department to adopt certain regulations related to the certification of community health workers; authorizing the Department to adopt certain regulations recommended by the Advisory Committee; specifying the duties of the Department regarding the certification of community health workers; authorizing the Department to certify an individual to practice as a community health worker in the State; establishing qualifications for a certain certification; ~~establishing certain certification application, issuance, and renewal procedures; establishing procedures for placing a certificate on inactive status, reactivating a certificate, and providing notice for nonrenewal of a certificate;~~ requiring the Department to establish a deadline after which an individual must be certified under this Act to make certain representations; prohibiting a certain individual from making a certain representation to the public after a certain date; providing that an individual who violates a certain provision of this Act is subject to a certain penalty; establishing the State Community Health Workers Fund; authorizing the Department to set certain fees for a certain purpose; providing for the purpose, operation, and uses of the Fund; specifying that the Fund is a special, nonlapsing fund not subject to a certain provision of law; prohibiting unspent portions of the Fund from reverting to the General Fund; specifying that a person who gives certain information to the Department or Advisory Committee or otherwise participates in certain activities has a certain immunity from liability; providing for the terms of the initial appointed members of the Advisory Committee; requiring the Advisory Committee to hold its first meeting within a certain time period after the Governor has appointed the last initial member of the Advisory Committee; declaring the intent of the General Assembly regarding the initial funding of certain Department activities and reimbursement of the General Fund under certain circumstances; defining certain terms; and generally relating to the State Community Health Worker Advisory Committee and the certification of community health workers.

BY adding to
Article – Health – General
Section 13–3601 through 13–3609 to be under the new subtitle "Subtitle 36. Community Health Workers"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 621 – Carroll County Delegation

AN ACT concerning

Carroll County – Board of Education – Student Representative

FOR the purpose of providing a scholarship for the student representative of the Carroll County Board of Education; specifying the amount of the scholarship; requiring the scholarship to be used for certain purposes and to be paid directly to a certain institution; placing a limitation on the total amount of scholarship money that a student representative may receive; providing that the scholarship may not be considered compensation for the purpose of calculating taxable income; providing that the student representative may receive reimbursement for certain expenses under certain circumstances; providing for the application of this Act; and generally relating to the student representative of the Carroll County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–403
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 628 – Delegates Wilkins, Anderson, Atterbeary, Gibson, Hayes, Korman, J. Lewis, Moon, Mosby, Queen, Sanchez, and Sydnor

AN ACT concerning

Correctional Services – Inmates – Labor

FOR the purpose of requiring the Commissioner of Correction to include in a certain report certain statistics related to inmate employment and wages at certain facilities; requiring the Division of Correction to include in a certain report regarding Maryland Correctional Enterprises certain statistics regarding inmate employment and wages; and generally relating to inmates.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 3–207 and 3–509
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 645 – Delegates Branch, Brooks, Davis, Glenn, Impallaria, Lisanti, Valderrama, and Waldstreicher

AN ACT concerning

Business Regulation – Wireless Security Systems – Local Government Licenses and Permits

FOR the purpose of prohibiting a local government from requiring a license or permit, including a certain license, to install, maintain, inspect, replace, or service certain wireless security systems; authorizing a local government to require providers and operators of wireless security systems to comply with certain ordinances and obtain certain registrations or permits; prohibiting a local government from requiring providers and operators of wireless security systems to obtain electrical permits; providing that wireless security systems are not exempt from certain laws; requiring wireless security systems to meet certain State and local codes; defining certain terms; and generally relating to licenses and permits by a local government for wireless security systems.

BY adding to
Article – Business Regulation
Section 19–901 to be under the new subtitle "Subtitle 9. Security Systems"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 652 – Delegates West, Angel, Hill, Metzgar, Miele, Morgan, Morhaim, Pena–Melnyk, and Sample–Hughes

AN ACT concerning

Health Occupations – Violations of the Maryland Dentistry Act – Penalties and Cease and Desist Orders

FOR the purpose of authorizing the State Board of Dental Examiners to issue a cease and desist order for certain violations; ~~establishing certain penalties for a person who aids or abets a person who practices or attempts to practice dentistry without a license;~~ altering certain penalties for certain acts related to the unauthorized practice of dentistry or dental hygiene; authorizing the Board to levy certain civil fines for certain violations; altering certain penalties for violating certain provisions of law related to dental laboratory work or advertising a dental appliance; providing for the application of certain provisions of this Act; repealing certain provisions of law that specify certain places of imprisonment; providing for a delayed effective date; and generally relating to cease and desist orders and penalties for violations of the Maryland Dentistry Act.

BY adding to
Article – Health Occupations
Section 4–321
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 4–606
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 742 – Chair, Health and Government Operations Committee

EMERGENCY BILL

AN ACT concerning

State Board of Professional Counselors and Therapists – Sunset Extension and Program Evaluation

FOR the purpose of continuing the State Board of Professional Counselors and Therapists in accordance with the provisions of the Maryland Program Evaluation Act (Sunset Law) by extending to a certain date the termination provisions relating to statutory and regulatory authority of the Board; ~~altering the composition of the Board~~ prohibiting a certain number of individuals appointed as certain members of the Board from holding a certain credential; requiring the Board to submit a certain report to the General Assembly, in addition to the Governor and the Secretary of Health, on or before a certain date each year; requiring the Board to create an Alcohol and Drug Counselor Subcommittee to perform certain functions; altering the educational requirements for licensure to practice clinical alcohol and drug counseling; altering the educational requirements for licensure to practice clinical marriage and family therapy; altering the educational requirements for licensure to practice clinical professional counseling; altering the educational requirements for licensure to practice clinical professional art therapy; altering the circumstances under which the Board is required to waive certain application requirements for certain individuals; altering the educational requirements for licensure to practice certified associate counselor–alcohol and drug counseling; altering the educational requirements for certification to practice certified supervised counselor–alcohol and drug counseling; ~~repealing certain provisions of law establishing and governing the Behavior Analyst Advisory Committee; repealing certain provisions of law establishing and governing the behavior analyst rehabilitation subcommittee; establishing the Alcohol and Drug Counselor Subcommittee; specifying the composition of the Subcommittee; providing for the terms of a member of the~~

~~Subcommittee; authorizing the Board to remove a member of the Subcommittee for certain reasons; requiring the Subcommittee to annually elect a chair and vice chair and to determine the manner of election of officers and the duties of each officer; providing that a majority of the members then serving on the Subcommittee is a quorum; requiring the Subcommittee to meet at certain times and places; authorizing the Subcommittee to hold special meetings under certain circumstances; requiring that certain notice of Subcommittee meetings be given in a certain manner; providing for the compensation of Subcommittee members; requiring the Subcommittee to evaluate and make certain recommendations on certain matters;~~ providing for the termination of certain provisions of this Act and certain rules and regulations adopted under certain provisions of this Act subject to certain provisions of law; requiring the Board, in consultation with the Maryland Department of Health and the Department of Budget and Management, to report on certain matters to the Department of Legislative Services on or before a certain date and at certain intervals thereafter; requiring the Board to submit certain emergency and proposed regulations to the Joint Committee on Administrative, Executive, and Legislative Review within a certain number of days after the effective date of this Act; requiring the Board to submit certain regulations to update provisions regarding certain education and experience requirements to the Joint Committee on or before a certain date; requiring the Board to distribute certain drafts to and receive feedback from certain stakeholders and hold at least a certain number of meetings when drafting certain regulations; requiring the Maryland Department of Health to make certain employees available to the Board to assist in drafting certain regulations; requiring the Board to make a certain determination regarding the regulation of the practice of behavior analysis on or before a certain date and after consulting with the State Board of Examiners of Psychologists, receiving input from certain stakeholders, and holding at least a certain number of meetings; requiring the Board to make a certain determination regarding the regulation of certain creative counselors and therapists on or before a certain date and after receiving certain input and holding at least a certain number of meetings; requiring the Board to make a certain determination for a certain Board composition on or before a certain date and after making certain other determinations, receiving input from certain stakeholders, and holding at least a certain number of meetings; requiring the Department of Legislative Services to submit a report and make certain recommendations to certain committees of the General Assembly on or before a certain date; requiring ~~that the terms of~~ certain members of the Board ~~terminate on a certain date~~ to continue to serve until the end of a certain term and that at a certain time, the Governor appoint certain members in accordance with certain provisions of this Act; requiring that certain members of the Board continue to serve until a successor is appointed and qualifies; ~~specifying the terms of the initial members of the Subcommittee;~~ making conforming changes; defining a certain term; making this Act an emergency measure; and generally relating to the State Board of Professional Counselors and Therapists.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 17–202(a), 17–205(b), 17–302(d) and (f), 17–303(d) and (f), 17–304(d) and (e), 17–304.1(e), 17–305, 17–403, 17–404, 17–405, ~~17–6A–01,~~ and 17–702

Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 17–302(a), 17–303(a), 17–304(a), 17–304.1(a), and 17–502
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

~~BY repealing~~
~~Article – Health Occupations~~
~~Section 17–6A–05 through 17–6A–09 and 17–6A–26~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – Health Occupations~~
~~Section 17–6B–01 through 17–6B–07 to be under the new subtitle "Subtitle 6B. Alcohol and Drug Counselor Subcommittee"~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 769 – Delegate Dumais

AN ACT concerning

Estates and Trusts – Maryland Uniform Transfers to Minors Act – Award of Reasonable and Necessary Expenses

FOR the purpose of authorizing, at any point in a judicial proceeding under the Maryland Uniform Transfers to Minors Act, the court to order either party to pay the other party an amount for the reasonable and necessary expense of prosecuting or defending the proceeding; requiring the court to consider certain issues before ordering payment under this Act; authorizing the court to make a certain award under certain circumstances; providing for a certain reimbursement; authorizing the court to make a certain order and enter a certain judgment; defining a certain term; and generally relating to the Maryland Uniform Transfers to Minors Act.

BY repealing and reenacting, without amendments,
Article – Estates and Trusts
Section 13–301(a) and (e), 13–314, 13–317, 13–318(f), 13–319, and 13–324
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Estates and Trusts
Section 13–323.1
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 819 – Delegates Atterbeary, Rosenberg, Ali, Anderson, Angel, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Clippinger, Cullison, Davis, Dumais, Ebersole, Fennell, Frick, Frush, Gibson, Glenn, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jones, Kaiser, Kelly, Knotts, Korman, Kramer, Krimm, Lafferty, Lam, J. Lewis, R. Lewis, Lierman, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Mosby, Patterson, Pena–Melnyk, Pendergrass, Proctor, Queen, Reznik, Robinson, Sanchez, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, Waldstreicher, A. Washington, M. Washington, Wilkins, Wilson, and K. Young

AN ACT concerning

Public Safety – Handgun Permit Review Board – Repeal

FOR the purpose of altering the process by which a person who is denied a certain handgun permit or renewal of a permit or whose permit is revoked or limited by the Secretary of State Police or the Secretary's designee may appeal the decision; repealing provisions of law relating to the Handgun Permit Review Board; providing that appeals from a certain decision by the Secretary or the Secretary's designee may be made to the Office of Administrative Hearings in a certain manner; providing that a person whose application for a certain permit or renewal of a permit is not acted on by the Secretary within a certain period may request a certain hearing before the Office of Administrative Hearings; making conforming changes; and generally relating to handgun permits.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–301 and 5–312
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY repealing
Article – Public Safety
Section 5–302
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Safety
Section 5–311
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 916 – Delegates Adams, Anderton, Folden, S. Howard, Kittleman, Krebs, McComas, W. Miller, Morgan, Rose, Saab, and Shoemaker

AN ACT concerning

Business Regulation – Home Improvement Contracts – Deposits

FOR the purpose of increasing the maximum portion of a home improvement contract price that a person may receive as a deposit before or at the time of execution of a home improvement contract; and generally relating to home improvement contracts.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 8–617
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 937 – Delegates Flanagan, Aumann, Brooks, Tarlau, and Wilson

AN ACT concerning

Business Regulation – Household Goods Movers – Registration

FOR the purpose of prohibiting a person from providing household goods moving services in the State unless the person is registered as a household goods mover under this Act ~~or holds a certain federal registration~~; requiring a person to submit to the Department of Labor, Licensing, and Regulation a certain application and a certain fee to apply for a certain registration; requiring the Department to establish certain requirements and procedures for the registration of household goods movers under this Act; requiring a household goods mover to pay a certain fee each year; requiring the Department to adopt certain regulations; establishing ~~certain penalties~~ a certain penalty for certain violations of this Act; defining certain terms; and generally relating to household goods moving services and the registration of household goods movers.

BY adding to
Article – Business Regulation

Section 8.5–101 through ~~8.5–105~~ 8.5–106 to be under the new title "Title 8.5. Household Goods Movers"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 948 – Delegates Morgan, Angel, Bromwell, Buckel, Carozza, Clark, Corderman, Fisher, Folden, Holmes, Kelly, Kipke, McComas, Metzgar, Parrott, Pena–Melnyk, Reilly, Rey, Rose, Saab, Sample–Hughes, Shoemaker, West, Wilson, ~~and K. Young~~ K. Young, Cullison, Hayes, Hill, Krebs, Miele, Morales, Pendergrass, Platt, Rosenberg, and Szeliga

AN ACT concerning

Estates and Trusts – Transfer From Revocable Trust – Exemption From ~~Tax~~ Taxes and Fees

FOR the purpose of exempting from certain taxes and fees certain transfers of real property and certain vehicles from a revocable trust to a beneficiary of the trust as a result of the death of the settlor of the trust; and generally relating to an exemption from taxes and fees on transfers of real property and vehicles.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 14.5–1001
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 972 – Delegates Lisanti, Impallaria, and K. Young

AN ACT concerning

Alcoholic Beverages – Class 4 Limited Winery Licenses

FOR the purpose of requiring a holder of a Class 4 limited winery license to own or have under contract a minimum number of acres of grapes or other fruit in cultivation for use in the production of wine in the State or to ensure that a certain percentage of the ingredients used in the annual production of wine are grapes or other fruit grown in the State; authorizing the Secretary of Agriculture to grant a certain exemption from a certain percentage requirement; requiring the Secretary to adopt certain regulations after consultation with certain parties; repealing a certain requirement for the Maryland Department of Agriculture to make a certain determination; providing for the application of this Act; and generally relating to Class 4 limited winery licenses.

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 2–206
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1023 – Delegates Clippinger, Anderson, Lierman, Rosenberg, and Sydnor

AN ACT concerning

Juvenile Law – Witnesses – Body Attachment

FOR the purpose of authorizing the juvenile court, in a certain case in which jurisdiction is transferred from a court exercising criminal jurisdiction, to issue body attachments for witnesses as provided by a certain Maryland Rule; and generally relating to juvenile law.

BY adding to
Article – Courts and Judicial Proceedings
Section 3–8A–18(f)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 4–202(b)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1024 – Delegates Hettleman, McIntosh, and Pendergrass

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – Contraceptive Drugs and Devices and Male Sterilization

FOR the purpose of requiring the Secretary of Budget and Management to ensure that the State Employee and Retiree Health and Welfare Benefits Program complies with certain provisions of the Insurance Article relating to the coverage of contraceptive drugs and devices and male sterilization; and generally relating to the coverage of

contraceptive drugs and devices and male sterilization under the State Employee and Retiree Health and Welfare Benefits Program.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–826, 15–826.1, 15–826.2, and 15–831(a) through (d)
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 2–501(a) and (b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–503(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1042 – Delegate B. Barnes

AN ACT concerning

Law Enforcement Officers' Pension System – Benefit Cap Increase

FOR the purpose of altering the maximum benefit that a member of the Law Enforcement Officers' Pension System may receive for the normal service retirement allowance; and generally relating to the Law Enforcement Officers' Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 26–401(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1057 – Delegates Sanchez and Vallario

AN ACT concerning

Criminal Procedure – Expungement – Denial of Petition Without Hearing

FOR the purpose of altering a certain provision of law to authorize, rather than require, a court to hold a hearing on a certain petition for expungement if the State's Attorney files a timely objection to the petition; authorizing a court to deny a certain petition for expungement without a hearing if the court finds that the petition is barred as a matter of law; authorizing a certain petitioner to request a hearing within a certain amount of time under certain circumstances; requiring the court to hold a hearing under certain circumstances; making conforming changes; and generally relating to expungement of court and police records.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 10–105(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 10–105(e)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1074 – Delegates Wilson, Hornberger, C. Howard, Impallaria, Metzgar, Patterson, Saab, ~~and Shoemaker~~ Shoemaker, B. Barnes, Beitzel, Carozza, Chang, Gaines, Gutierrez, Haynes, Jackson, Jones, Krimm, McKay, Reznik, Sophocleus, Valentino–Smith, Vogt, and P. Young

AN ACT concerning

Public Institutions of Higher Education – Priority Registration for Members of the Armed Forces

FOR the purpose of requiring public institutions of higher education to grant priority registration for courses to certain currently serving members and veterans of the armed forces of the United States; providing that a certain course registration priority applies only within a certain period of time after an eligible service member was on active duty; providing that a certain course registration priority does not apply to an eligible service member after a certain number of academic years; requiring public institutions of higher education to adopt certain policies; defining a certain term; and generally relating to currently serving members and veterans of the armed forces of the United States and course registration in public institutions of higher education.

BY adding to
Article – Education
Section 15–123

Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1078 – Delegate Frick

AN ACT concerning

Commercial Insurance – Insurance Producers – Commissions

FOR the purpose of providing that an insurer is not prohibited from paying certain commissions ~~under commercial insurance policies~~ to licensed insurance producers under commercial insurance policies issued to certain exempt commercial policyholders in a certain manner under certain circumstances; making a technical change; providing for the application of this Act; and generally relating to commissions paid to insurance producers under commercial insurance policies.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 27–212(e), 27–216(a) and (b)(1), and 27–601(a) and (b)
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 27–212(f) and 27–216(b)(2)
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 1087 – Delegate Wilson

AN ACT concerning

Business Regulation – Micro Markets – Licensure

FOR the purpose of providing that the owner or operator of a micro market is not required to have a person in charge present during certain hours of operation under certain circumstances; establishing the requirements for certain food sold at a micro market; requiring the owner or operator of a micro market to post a certain sign that includes certain information in a certain manner and written in a certain language; authorizing the owner or operator of a micro market to secure the product and premises of a micro market by use of video surveillance that meets certain requirements; requiring certain video surveillance recordings to be maintained for a

certain number of days and to be made available for inspection by the ~~Department of Labor, Licensing, and Regulation~~ Comptroller or other regulatory or law enforcement agencies on request and within a certain number of hours of a certain request; requiring a person to have a micro market license to operate one or more micro markets in the State; providing for the scope of a micro market license; requiring an applicant for a micro market license to provide to a certain clerk a certain form, including certain information, and a certain fee; providing for a certain violation of law; establishing a certain penalty; defining certain terms; and generally relating to the licensing of micro markets.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 1–101(a), (b), and ~~(f)~~ (c)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Business Regulation
Section 17–1701 through 17–1706 to be under the new subtitle "Subtitle 17. Micro Markets"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–301(h)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1090 – Delegate Afzali

AN ACT concerning

Consumer Protection – Caller ID Spoofing Ban of 2018

FOR the purpose of prohibiting an individual or a person from taking certain actions to provide false location information when placing a telephone call with the intent to defraud, harass, cause harm, or obtain anything of value; providing for the application of this Act; establishing a certain penalty; defining a certain term; and generally relating to caller ID spoofing.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 13–301(1), (14)(xxx), and (15), 13–401, and 13–408(a) and (b)
Annotated Code of Maryland

(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 13–301(14)(xxix)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Commercial Law
Section 13–301(14)(xxxi) and 14–1326
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

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

House Bill 1107 – Delegate Wilson

AN ACT concerning

Public Safety – Elevator Inspections – Testing and Apprenticeship Program

FOR the purpose of requiring that a certain test on an elevator unit performed in connection with a certain inspection be performed by a certain licensed elevator mechanic; requiring a third–party qualified elevator inspector to be physically present during a certain test in its entirety to witness that the test has been performed correctly and to verify the proper recording of the result; clarifying that a State inspector retains certain authority under this Act; requiring, beginning on a certain date, the presence of a third–party qualified elevator inspector instead of a State inspector to witness a certain inspection; establishing certain procedures for the scheduling of a certain test; establishing a date on which a certain inspection is required to be performed by a third–party qualified elevator inspector rather than a State inspector; requiring the Department of Labor, Licensing, and Regulation to establish, beginning on a certain date, a certain apprenticeship program; requiring the Secretary of Labor, Licensing, and Regulation to make a certain report on or before a certain date; making certain conforming changes; and generally relating to elevators.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–806, 12–809(a) and (c), 12–810, and 12–812(b) and (c)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

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

House Bill 1117 – Delegate Branch

AN ACT concerning

Alarm Systems – Registration and Renewal – Penalties

FOR the purpose of authorizing a county and a municipality to impose a penalty against an alarm system contractor for the alarm system contractor's ~~or the alarm user's~~ failure to register an alarm system under certain circumstances; authorizing a county and a municipality to impose a penalty against an alarm system contractor for the alarm system contractor's ~~or the alarm user's~~ failure to renew an alarm system's registration ~~within a certain number of days after a certain request for service~~ under certain circumstances; defining certain terms; and generally relating to alarm system registration and renewal.

BY adding to
Article – Local Government
Section 1–1312
Annotated Code of Maryland
(2013 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Local Government
Section 12–806(a)(1) through (3)
Annotated Code of Maryland
(2013 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1121 – Delegate Conaway

AN ACT concerning

Sexual Assault Evidence Kits – Voluntary Payment by Victim for Testing of Kit

FOR the purpose of requiring the Maryland Sexual Assault Evidence Kit Policy and Funding Committee to develop a process to allow the victim of a sexual assault to elect to pay for the testing of a sexual assault evidence kit; and generally relating to the duties of the Maryland Sexual Assault Evidence Kit Policy and Funding Committee.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–927(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–927(e)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1127 – Delegate Jameson

AN ACT concerning

Insurance – Commercial Lines – Exemptions From Filings

FOR the purpose of providing that certain requirements to the Maryland Insurance Commissioner for filing with the Commissioner certain rates and supplementary rate information and for modifications of rates and supplementary rate information do not apply to exempt commercial policyholders; ~~repeals~~ repealing the requirement that a certain commercial policyholder has to certify in a certain manner to the Commissioner that it meets certain criteria for a certain exemption; altering the definition of "exempt commercial policyholder"; and generally relating to exemptions from rate and form filings for commercial insurance lines.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 11–206
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 1247 – ~~Delegate McConkey~~ Anne Arundel County Delegation

AN ACT concerning

Anne Arundel County – Orphans' Court Judges – ~~Salary~~ Compensation

FOR the purpose of ~~altering the salaries~~ repealing provisions of law that establish the annual compensation of the judges of the Orphans' Court for Anne Arundel County; requiring the annual compensation of the judges of the Orphans' Court for Anne Arundel County to be as set by the County Executive and County Council of Anne Arundel County; providing for the application of this Act; and generally relating to the compensation of judges of the Orphans' Court for Anne Arundel County.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–108(c)

Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1447 – Delegates Vallario, Anderson, Angel, Atterbeary, Barkley, Conaway, Kelly, Krimm, J. Lewis, Sanchez, and Sydnor

AN ACT concerning

Ignition Interlock System Program – Administrative Offenses – Out–of–State Licensed Drivers

FOR the purpose of authorizing a person who is licensed to drive by another state to participate in the Ignition Interlock System Program under certain circumstances; prohibiting a nonresident participant in the Program from driving or attempting to drive certain vehicles; modifying certain procedures used by police officers and the Motor Vehicle Administration concerning certain administrative offenses; making stylistic and technical changes; and generally relating to authorizing a person who is licensed to drive by another state to participate in the Ignition Interlock System Program under certain circumstances.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–116, 11–140, 16–205.1(a)(2), (b)(1)(ii), and (f)(1), and 16–404.1(a)(1), (4), and (5) and (b)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–113(k), 16–205.1(b)(2)(iv) and (vi) and (3), (f)(4)(i), (5)(i), (6)(i) and (v), and (8)(i), (iv)1., and (v), (g), (p), and (q), 16–404(c)(3) and (4), and 16–404.1(c)(3), (f), (g), and (o)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1451 – Delegates Vallario, Conaway, J. Lewis, and Sanchez

AN ACT concerning

Criminal Injuries Compensation – Acts Involving Operation of Vessel or Motor Vehicle

FOR the purpose of making victims of certain crimes involving the operation of a vessel or motor vehicle eligible for payment of a claim through the Criminal Injuries Compensation Board; providing for the prospective application of this Act; and generally relating to the Criminal Injuries Compensation Board.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–801(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–801(d)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1491 – Delegate A. Washington

AN ACT concerning

~~Utility Submetering – Multiple Occupancy Buildings – Study~~
Public Service Commission – Repeal of Master Metering Authorization and Study on Energy Allocation Systems and Submetering

FOR the purpose of ~~requiring the Public Service~~ repealing certain provisions of law authorizing the Public Service Commission to authorize the use of a master meter in a residential multiple occupancy building for certain purposes under certain circumstances; requiring the Commission to conduct a certain study ~~of the effects of master meters in certain residential multiple occupancy buildings;~~ on the feasibility of transitioning master meters installed and used for gas, electric, or water to energy allocation systems or submeters in apartment buildings or complexes, condominiums, and housing cooperatives; providing for the required elements of the study; requiring the Commission to report its findings to the General Assembly on or before a certain date; ~~providing for the termination of this Act;~~ and generally relating to ~~submetering in multiple occupancy buildings~~ metering for gas, electricity, and water in multiple occupancy buildings, including apartments, condominiums, and housing cooperatives.

BY repealing
Article – Public Utilities
Section 7–304.1
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 1573 – Delegate Arentz

AN ACT concerning

Solar Electric Generating Facility – Notice of Sale or Transfer

FOR the purpose of requiring that an owner of a certain solar electric generating facility provide certain notice of the sale or transfer of the facility to certain persons within a certain period of time; requiring a certain notice to include certain information; and generally relating to notice of a sale or transfer of a solar electric generating facility.

BY adding to
Article – Public Utilities
Section 7–215
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 1660 – Delegates Reilly, McMillan, Corderman, Hornberger, Krebs, Malone, Morgan, ~~and Szeliga~~ Szeliga, Afzali, and Tarlau

AN ACT concerning

Property Tax – Assessment Records of Real Property and Reassessment After Appeal ~~– Application~~

FOR the purpose of requiring the Department to include in an assessment record for real property a note describing any reduction in an assessment resulting from a certain order or decision and, under certain circumstances, the specific reason for the reduction; applying certain provisions of law that relate to the authority of the State Department of Assessments and Taxation during a reassessment of property after an appeal to certain appeals filed with a supervisor of assessments on or after a certain date and still pending a final decision on or after a certain date; and generally relating to assessment records for real property and the reassessment of properties after appeals.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 2–211(a)(1) and 8–205(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Tax – Property
Section 2–211(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Chapter 529 of the Acts of the General Assembly of 2017
Section 2

Read the first time and referred to the Committee on Budget and Taxation.

MOTION

Senator Ferguson moved that the Senate receive in Open Session the following Report for the Committee on Executive Nominations.

The motion was adopted.

SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 6

Senator Ferguson, Chair, for the Senate Executive Nominations Committee reports favorably on the attached gubernatorial appointments and recommends that the Senate of Maryland advise and consent to these appointments.

Senate Executive Nominations Committee
Report No. 6
March 15, 2018

African American History and Culture, Commission on

1. Lynn G. Bowman District 1
123 Pine Street Rear
Frostburg, MD 21532

Member of the Commission on African American History and Culture; appointed to serve remainder of a term of four years from July 1, 2014

Automobile Insurance Fund, Board of Trustees of the Maryland

2. John F. Banghart, IV District 37
9063 May Apple Lane
Easton, MD 21601

Member of the Board of Trustees of the Maryland Automobile Insurance Fund; appointed to serve a term of five years from October 1, 2017

Chiropractic Examiners, State Board of

3. Joshua Levin, D.C. District 5
2507 Nubian Court
Finksburg, MD 21048

Member of the State Board of Chiropractic Examiners; appointed to serve a term of four years from July 1, 2018

Economic Development Commission, Maryland

4. Manish D. Kothari District 15
18221 Centurion Way
Potomac, MD 20854

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2016

Education Development Collaborative, Governing Board of the Maryland

5. Cheryl A. Bost District 8
9529 Orbitan Court
Baltimore, MD 21234

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

6. Lauren N. DiResta–Stasio District 34
3040 Sounding Drive
Edgewood, MD 21040

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

7. L. Neal Fiorelli District 9
9506 Joey Drive
Ellicott City, MD 21042

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

8. Vermelle D. Greene, Ph.D. District 28
4095 Sweetman Road
Marbury, MD 20658

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

9. Kristine H. Pearl, Ed.D. District 4
8785 Hickory Hill
Walkersville, MD 21793

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

10. Elizabeth Rendon–Sherman District 12
5105 Little Creek Drive
Ellicott City, MD 21043

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

Education, State Board of

11. Bryce Awono District 24
12404 James Madison Lane
Glenn Dale, MD 20769

Student Member of the State Board of Education; appointed to serve a term of one year from July 1, 2018

Master Electricians, State Board of

12. Chet M. Brown District 45
5201 Walther Avenue
Baltimore, MD 21214

Member of the State Board of Master Electricians; appointed to serve a term of three years from July 1, 2018

Morgan State University Board of Regents

13. Shelonda D. Stokes District 11
4210 Wynfield Drive
Owings Mills, MD 21117

Member of the Morgan State University Board of Regents; reappointed to serve a term of five years from July 1, 2018

Nursing Home Administrators, State Board of Examiners of

14. Roy Joseph Savoie District 30
1903 Towne Center Boulevard
Annapolis, MD 21401

Member of the State Board of Examiners of Nursing Home Administrators; appointed to serve a term of four years from April 22, 2017

Pharmacy, State Board of

15. Alford W. Laws, Jr. District 10
4640 Wards Chapel
Owings Mills, MD 21117

Member of the State Board of Pharmacy; appointed to serve a term of four years from July 1, 2018

Physicians, State Board of

16. Sheila M. Smith District 5
2028 Arabian Drive
Finksburg, MD 21048

Member of the State Board of Physicians; appointed to serve a term of four years from July 1, 2018

17. Camille M. Williams, M.D. District 14
10819 Avonlea Ridge Place
Damascus, MD 20872

Member of the State Board of Physicians; appointed to serve remainder of a term of four years from July 1, 2014

Police Training and Standards Commission, Maryland

18. Miguel Dennis District 10
7400 Lesada Drive, Apt. 2D
Windsor Mill, MD 21244

Member of the Maryland Police Training and Standards Commission; reappointed to serve a term of three years from June 1, 2018

Psychologists, State Board of

19. Crystal L. Barksdale, Ph.D. District 32
3109 River Bend Court, Unit D204
Laurel, MD 20724

Member of the State Board of Psychologists; appointed to serve a term of four years from July 1, 2018

20. Zeno W. St. Cyr, II District 26
601 River Bend Road
Fort Washington, MD 20744

Member of the State Board of Psychologists; appointed to serve a term of four years from July 1, 2018

Racing Commission, State

21. David Hayden District 10
16123 Dark Hollow Road
Upperco, MD 21155

Member of the State Racing Commission; reappointed to serve a term of four years from July 1, 2018

Social Work Examiners, State Board of

22. Karen Lynn Richards District 10
719 Cockeys Mill Road
Reisterstown, MD 21136

Member of the State Board of Social Work Examiners; reappointed to serve a term of four years from July 1, 2018

23. Jamie Wilson District 10
43 Hawk Rise Lane
Owings Mills, MD 21117

Member of the State Board of Social Work Examiners; appointed to serve remainder of a term of four years from July 1, 2016

University System of Maryland Board of Regents

24. Langston O. Frazier District 23
12323 Tilbury Lane
Bowie, MD 20715

Student Member of the University System of Maryland Board of Regents; appointed to serve a term of one year from July 1, 2018

Workers' Compensation Commission, State

25. Jeffrey C. Herwig, Esq. District 9
10617 Hillington Road
Woodstock, MD 21163

Member of the State Workers' Compensation Commission; reappointed to serve a term of twelve from July 1, 2018

Hagerstown Community College Board of Trustees

26. John D. Williamson District 2
1004 The Terrace
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Statewide Nominees

Please Note: Statewide nominees who, in accordance with the policies adopted by the Senate Executive Nominations Committee, are not required to appear before the committee.

African American History and Culture, Commission on

S–1. Lynn G. Bowman District 1
123 Pine Street Rear
Frostburg, MD 21532

Member of the Commission on African American History and Culture; reappointed to serve a term of four years from July 1, 2018

Aviation Commission, Maryland

S–2. T. Chineta K. Davis District 9
7101 Altford Court
Elkridge, MD 21075

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2018

S–3. Philip A. Parenti District 27
10307 Colevas Turn
Cheltenham, MD 20623

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2018

S–4. Calvin D. Peacock District 37
5616 N. Nithsdale Drive
Salisbury, MD 21801

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2018

Boiler Rules, Board of

S–5. Eric Harvey District 37
9851 Bantry Road
Easton, MD 21601

Member of the Board of Boiler Rules; reappointed to serve a term of four years from January 1, 2018

Canal Place Preservation and Development Authority

S–6. Leanne D. Mazer District 99
151 Old Route 219
Salisbury, PA 15558

Member of the Canal Place Preservation and Development Authority; reappointed to serve a term of four years from June 1, 2018

Chesapeake and Atlantic Coastal Bays, Critical Area Commission for the

S–7. Jennifer Merritt District 38
913 Market Street
Pocomoke City, MD 21851

Member of the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays; reappointed to serve a term of four years from July 1, 2018

Clean Energy Center, Board of Directors for the Maryland

S–8. Geoffrey F. Oxnam District 37
7076 Edmond Avenue
Easton, MD 21601

Chair of the Board of Directors for the Maryland Clean Energy Center; reappointed to serve a term of four years from July 1, 2018

Collection Agency Licensing Board

S–9. Eric S. Friedman District 16
8604 Maryland Avenue
Bethesda, MD 20814

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

S–10. Stephen D. Hannan, Esq. District 12
10349 Sixpence Circle
Columbia, MD 21044

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

S–11. Susan K. Hayes District 33
1156 Ramblewood Drive
Annapolis, MD 21409

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

S–12. Joanne Lankford Young District 38
611 N. Pinehurst Avenue
Salisbury, MD 21801

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

Consumer Council

S–13. Armstead Jones, Jr. District 43
2407 Lake Avenue
Baltimore, MD 21213

Member of the Consumer Council; appointed to serve a term of six years from July 1, 2016

Dental Examiners, State Board of

S–14. Barry L. Cohan, D.D.S. District 11
17 Diamond Crest Court
Baltimore, MD 21209

Member of the State Board of Dental Examiners; reappointed to serve a term of four years from June 1, 2018

S–15. James Paul Goldsmith, D.D.S. District 19
5001 Sunflower Drive
Rockville, MD 20853

Member of the State Board of Dental Examiners; reappointed to serve a term of four years from June 1, 2018

S–16. Leslie E. Grant, D.D.S. District 42
4305 Starview Court
Glen Arm, MD 21057

Member of the State Board of Dental Examiners; appointed to serve a term of four years from June 1, 2018

S–17. Barbara L. Merritt, RDH District 30
259 Cape St. John Road
Annapolis, MD 21401

Member of the State Board of Dental Examiners; appointed to serve a term of four years from June 1, 2018

Dietetic Practice, State Board of

S–18. Erin M. Duru District 13
7879 Butterfield Drive
Baltimore, MD 21075

Member of the State Board of Dietetic Practice; reappointed to serve a term of four years from July 1, 2018

S–19. Malcolm R. Rubinstein, Ph.D. District 46
10 E. Lee Street, #2505
Baltimore, MD 21202

Member of the State Board of Dietetic Practice; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Economic Development Commission, Maryland

S–20. Annemarie Dickerson District 38
10948 Assateague Road
Berlin, MD 21811

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

S–21. Aris Melissaratos District 10
13224 Longnecker Road
Glyndon, MD 21136

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

S–22. Laura A. Neuman District 30
405 Beards Dock Crossing
Annapolis, MD 21401

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

S–23. Susan C. Schwab District 30
4 Market Quay
Annapolis, MD 21401

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

Environmental Health Specialists, State Board of

S–24. Jasen C. Lau, Esq. District 14
115 Ashton Road
Ashton, MD 20861

Member of the State Board of Environmental Health Specialists; appointed to serve remainder of a term of four years from July 1, 2015

S–25. Amy Martinez Parrish District 4
2214 Bluebird Drive
Westminster, MD 21157

Member of the State Board of Environmental Health Specialists; reappointed to serve a term of four years from July 1, 2018

S–26. Ann Cline Rose District 29
22440 Armstrong Drive
Leonardtown, MD 20650

Member of the State Board of Environmental Health Specialists; reappointed to serve a term of four years from July 1, 2018

Ethics Commission, State

S–27. Janet E. McHugh, Esq. District 11
1709 Circle Road
Ruxton, MD 21204

Member of the State Ethics Commission; reappointed to serve a term of five years from July 1, 2018

Health Benefit Exchange Board, Maryland

S–28. Linda Sue Comer District 35
2100 Slade Avenue
Forest Hill, MD 21050

Member of the Maryland Health Benefit Exchange Board; reappointed to serve a term of four years from June 1, 2018

Industrial Development Financing Authority, Maryland

S–29. Bernard L. Jennings District 12
5126 Northern Fences Lane
Columbia, MD 21044

Member of the Maryland Industrial Development Financing Authority; reappointed to serve a term of five years from July 1, 2017

S–30. Deborah A. Morgan District 33
3455 Constellation Drive
Davidsonville, MD 21035

Member of the Maryland Industrial Development Financing Authority; reappointed to serve a term of five years from July 1, 2017

S–31. Brian F. Sweeney, Sr. District 9
15049 Double Bridges Court
Glenelg, MD 21737

Member of the Maryland Industrial Development Financing Authority; reappointed to serve a term of five years from July 1, 2018

Physicians, State Board of

S–32. Camille M. Williams, M.D. District 14
10819 Avonlea Ridge Place
Damascus, MD 20872

Member of the State Board of Physicians; reappointed to serve a term of four years from July 1, 2018

Residential Child Care Program Professionals, State Board for Certification of

S–33. Dorenzer Thomas District 41
5103 Oaklawn Road
Baltimore, MD 21207

Member of the State Board for Certification of Residential Child Care Program Professionals; reappointed to serve a term of four years from July 1, 2018

Technology Development Corporation Board of Directors, Maryland

S–34. Omar S. Muhammad District 44
2601 Larchmont Drive
Baltimore, MD 21207

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

Local Nominees

Please Note: Local Nominees are not required to appear before the Senate Executive Nominations Committee.

Allegany College Board of Trustees

L–1. Jane A. Belt District 1
13119 Quarry Ridge Road
Cumberland, MD 21502

Member of the Allegany College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Anne Arundel Community College Board of Trustees

L–2. Walter Joseph Hall District 31
507 Lake Shore Drive
Pasadena, MD 21122

Member of the Anne Arundel Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Anne Arundel County Board of Elections

L–3. Laura Graham District 32
6303 S. Orchard Road
Linthicum, MD 21090

Member of the Anne Arundel County Board of Elections; appointed to serve a term of four years from June 1, 2015

Anne Arundel County Board of License Commissioners

L–4. Otis M. Duffie District 32
1850 Montreal Road
Severn, MD 21144

Member of the Anne Arundel County Board of License Commissioners; appointed to serve a term to expire May 6, 2019

L–5. John F. Pilkins, Jr. District 33
8108 Quarterfield Farm Drive
Severn, MD 21144

Member of the Anne Arundel County Board of License Commissioners; appointed to serve a term to expire May 6, 2019

L–6. John G. Warner District 31
2027 Poplar Ridge Road
Pasadena, MD 21122

Chair of the Anne Arundel County Board of License Commissioners; reappointed to serve a term to expire May 6, 2019

Calvert County Board of License Commissioners

L–7. Robert D. Arscott, Sr. District 27
3920 Buckboard Court
Dunkirk, MD 20754

Chair of the Calvert County Board of License Commissioners; reappointed to serve a term to expire on June 3, 2019

L–8. Frank B. Stull District 27
6440 River View Road
Broomes Island, MD 20615

Member of the Calvert County Board of License Commissioners; reappointed to serve a term to expire June 3, 2019

Carroll Community College Board of Trustees

L–9. Dennis J. Hoover, Esq. District 9
6296 Wild Lake Drive
Sykesville, MD 21784

Member of the Carroll Community College Board of Trustees; appointed to serve a term of six years from July 1, 2017

L–10. Mary Kay Nevius–Maurer District 5
2206 Old Fridinger Mill Road
Westminster, MD 21157

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Carroll County Orphans' Court

L–11. Margaret R. Bair District 5
108 Willis Street
Westminster, MD 21157

Judge of the Carroll County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November, 2014

Cecil College Board of Trustees

L–12. Sarah W. Colenda District 35
31 Warrington Road
Perryville, MD 21903

Member of the Cecil College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Charles County Board of Elections

L–13. Dorothy C. Duffield District 28
7350 Henson Landing Road
Welcome, MD 20693

Member of the Charles County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Frederick County Board of License Commissioners

L–14. Deborah L. Burrell District 3
1945 Crossing Stone Court
Frederick, MD 21702

Member of the Frederick County Board of License Commissioners; appointed to serve a term of five years from July 1, 2017

Frederick County Orphans' Court

L–15. Nathaniel C. Wood–Wilson District 4
4779 St. Marks Road
Jefferson, MD 21755

Judge of the Frederick County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November, 2014

Garrett College Board of Trustees

L–16. Duane E. Yoder District 1
1104 Green Glade Road
Swanton, MD 21561

Member of the Garrett College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Hagerstown Community College Board of Trustees

L–17. Carolyn W. Brooks District 2
19207 Jamestown Court
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Montgomery County Board of Elections

L–18. Alan Banov, Esq. District 18
9605 Hillridge Drive
Kensington, MD 20895

Member of the Montgomery County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Somerset County Board of License Commissioners

L–19. Ralph F. Lusk District 38
26743 Rumbley Road
Westover, MD 21871

Member of the Somerset County Board of License Commissioners; reappointed to serve a term of two years from June 1, 2017

L–20. Van B. Muir, Jr. District 38
30742 Perry Road
Princess Anne, MD 21853

Member of the Somerset County Board of License Commissioners; reappointed to serve a term of two years from June 1, 2017

Wicomico County Board

L–21. Melodie E. Carter District 37
7175 Levin Dashiell Road
Hebron, MD 21830

Member of the Wicomico County Liquor Control Board; appointed to serve a term of two years from July 1, 2017

L–22. Donald E. Ewalt, Jr. District 38
203 Creekside Drive
Salisbury, MD 21804

Member of the Wicomico County Liquor Control Board; reappointed to serve a term of two years from July 1, 2017

Senator Ferguson moved to make the Report a Special Order for March 16, 2018.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 48 (GENERAL SENATE BILLS)
CONSENT NO. 3

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 118 (Emerg)	Sen. Ferguson	Baltimore City – Alcoholic Beverages – Waivers – License Transfers	EHE
SB 172	Sen. Hershey	Kent County – Alcoholic Beverages – Licenses	EHE
SB 243	Sen. Robinson	Baltimore City – Park Heights Redevelopment Area – Alcoholic Beverages	EHE
SB 324	Washington County Senators	Washington County – Alcoholic Beverages – Serving Underage Individuals – Penalties	EHE
SB 1057	Cecil County Senators	Cecil County – Alcoholic Beverages – Alcohol Awareness Program	EHE

By Order,
William B. C. Addison, Jr., Secretary

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 43 Negative – 0 (See Roll Call No. 542)

The Bills were then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 49 (GENERAL SENATE BILLS)
CONSENT NO. 4

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 23	Sen. Waugh	Alcoholic Beverages – Distilleries – Farmers' Markets and Other Events	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 218	Sen. Young	Alcoholic Beverages – Retail Wine Sellers – Shochu and Soju	EHE
SB 909	Sen. Waugh	Alcoholic Beverages – Class 1 Distillery License – On–Site Consumption Permit	EHE
SB 910	Sen. Waugh	Alcoholic Beverages – Class 9 Limited Distillery License – On–Site Consumption Permit	EHE

By Order,
William B. C. Addison, Jr., Secretary

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 43 Negative – 0 (See Roll Call No. 543)

The Bills were then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 50 (GENERAL SENATE BILLS)

Senate Bill 46 – Senator Reilly

SECOND PRINTING

AN ACT concerning

Natural Resources – State Boat Act – Carbon Monoxide Safety (Matthew's Law)

Senator Jennings moved to reconsider the vote by which **Senate Bill 46** was ordered printed for third reading and to place the bill back on second reading for the purpose of adding amendments.

The motion was adopted.

STATUS OF BILL: BILL ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0046/363626/1
BY: Senator Jennings

AMENDMENT TO SENATE BILL 46
(Bill as Printed for Third Reading)

On page 4, in line 11, strike "**AND**"; and in line 13, after "**BOATING**" insert "**; AND**

(IV) THE TYPES OF EQUIPMENT THAT EMIT CARBON DIOXIDE, SUCH AS ENGINES, GENERATORS, AND GAS STOVES".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 234 – Senator Middleton

AN ACT concerning

Interstate Medical Licensure Compact

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

Affirmative – 45 Negative – 0 (See Roll Call No. 544)

The Bill was then sent to the House of Delegates.

Senate Bill 501 – Senators Edwards, Astle, Madaleno, Manno, Mathias, Serafini, and Young

AN ACT concerning

State Lakes Protection and Restoration Fund – Purpose, Use, and Funding – Alterations

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

Affirmative – 44 Negative – 0 (See Roll Call No. 545)

The Bill was then sent to the House of Delegates.

Senate Bill 519 – Senators Conway, Ferguson, Nathan–Pulliam, Oaks, and Robinson

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class A–7 License

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

Affirmative – 42 Negative – 0 (See Roll Call No. 546)

The Bill was then sent to the House of Delegates.

Senate Bill 607 – Senators Conway, Zucker, Benson, Guzzone, Jennings, King, Madaleno, Manno, Middleton, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

SECOND PRINTING

AN ACT concerning

Higher Education – Sexual Assault Policy – Disciplinary Proceedings ~~Policy~~ Provisions

Senator Conway moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

Senate Bill 631 – Senator Rosapepe

AN ACT concerning

Higher Education Outreach and College Access Pilot Program – Alterations and ~~Repeal~~ Extension of Sunset

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

Affirmative – 45 Negative – 0 (See Roll Call No. 547)

The Bill was then sent to the House of Delegates.

Senate Bill 675 – Senators Hough, Astle, Bates, Benson, Brochin, Cassilly, Eckardt, Feldman, Guzzone, Hershey, Jennings, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, Middleton, Muse, Norman, Peters, Ramirez, Ready, Robinson, Rosapepe, Salling, Simonaire, Smith, and Young

AN ACT concerning

Humane Adoption of Companion Animals Used in Research Act of 2018

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

Affirmative – 45 Negative – 0 (See Roll Call No. 548)

The Bill was then sent to the House of Delegates.

Senate Bill 730 – Senators Smith, Ramirez, Young, and Zucker

AN ACT concerning

Local Government – Municipal Elections – No–Excuse Absentee Voting

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

Affirmative – 38 Negative – 7 (See Roll Call No. 549)

The Bill was then sent to the House of Delegates.

Senate Bill 822 – Senator Madaleno

AN ACT concerning

Community Development – Community Action Agencies – Continuity of Funding

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

Affirmative – 32 Negative – 13 (See Roll Call No. 550)

The Bill was then sent to the House of Delegates.

Senate Bill 842 – Senator Conway

AN ACT concerning

Higher Education – Educational Excellence Award Eligibility – High School Diploma by Examination

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

Affirmative – 45 Negative – 0 (See Roll Call No. 551)

The Bill was then sent to the House of Delegates.

Senate Bill 927 – Senator Benson

AN ACT concerning

Alarm Systems – Registration and Renewal – Penalties

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

Affirmative – 45 Negative – 0 (See Roll Call No. 552)

The Bill was then sent to the House of Delegates.

Senate Bill 940 – Senator Brochin

AN ACT concerning

Election Law – Polling Places – Election Judges

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

Affirmative – 44 Negative – 0 (See Roll Call No. 553)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 51 (GENERAL SENATE BILLS)

Senate Bill 54 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

~~Insurance – Accountable Care Organizations – Technical Correction~~
Health Insurance – Technical Corrections and Required Conformity With Federal Law

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

Affirmative – 43 Negative – 2 (See Roll Call No. 554)

The Bill was then sent to the House of Delegates.

Senate Bill 202 – Senators Lee, Ferguson, Guzzone, Kelley, King, Pinsky, Rosapepe, Smith, ~~and Zucker~~ Zucker, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, and Reilly

AN ACT concerning

Consumer Protection – Credit Report Security Freezes – Notice and Fees

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

Affirmative – 45 Negative – 0 (See Roll Call No. 555)

The Bill was then sent to the House of Delegates.

Senate Bill 278 – Senators Feldman, Klausmeier, Mathias, Rosapepe, ~~and Zucker~~ Zucker, Middleton, and Benson

AN ACT concerning

Prevailing Wage – Tax Increment Financing Developments – Application

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

Affirmative – 31 Negative – 14 (See Roll Call No. 556)

The Bill was then sent to the House of Delegates.

Senate Bill 279 – Senator Feldman

AN ACT concerning

Metro Board Member Act

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

Affirmative – 45 Negative – 0 (See Roll Call No. 557)

The Bill was then sent to the House of Delegates.

Senate Bill 662 – Senators Middleton and Benson

AN ACT concerning

Business Regulation – Wireless Security Systems – Local Government Licenses and Permits

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

Affirmative – 44 Negative – 0 (See Roll Call No. 558)

The Bill was then sent to the House of Delegates.

Senate Bill 748 – Senators Astle, Cassilly, ~~and Norman~~ Norman, Middleton, Benson, and Reilly

AN ACT concerning

Interception of Communication – Financial Institutions

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

Affirmative – 45 Negative – 0 (See Roll Call No. 559)

The Bill was then sent to the House of Delegates.

Senate Bill 758 – Senator Reilly

AN ACT concerning

Business Regulation – Micro Markets – Licensure

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

Affirmative – 45 Negative – 0 (See Roll Call No. 560)

The Bill was then sent to the House of Delegates.

Senate Bill 835 – ~~Senator Madaleno~~ Senators Madaleno, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe

AN ACT concerning

Maryland Medical Assistance Program – Collaborative Care Pilot Program

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

Affirmative – 45 Negative – 0 (See Roll Call No. 561)

The Bill was then sent to the House of Delegates.

Senate Bill 968 – ~~Senator Eckardt~~ Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

Task Force on Rural Internet, Broadband, Wireless, and Cellular Service – Study and Extension

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

Affirmative – 44 Negative – 0 (See Roll Call No. 562)

The Bill was then sent to the House of Delegates.

Senate Bill 973 – Senator Manno

AN ACT concerning

Maryland Transportation Authority – Video Tolls – Collection

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

Affirmative – 45 Negative – 0 (See Roll Call No. 563)

The Bill was then sent to the House of Delegates.

Senate Bill 979 – Senator Klausmeier

AN ACT concerning

Workers' Compensation – Third–Party Actions – Subsequent Injury Fund

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

Affirmative – 45 Negative – 0 (See Roll Call No. 564)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 52 (GENERAL SENATE BILLS)

Senate Bill 185 – The President (By Request – Administration)

Budget Bill

(Fiscal Year 2019)

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

Affirmative – 45 Negative – 0 (See Roll Call No. 565)

The Bill was then sent to the House of Delegates.

Senate Bill 187 – The President (By Request – Administration)

AN ACT concerning

Budget Reconciliation and Financing Act of 2018

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

Affirmative – 45 Negative – 0 (See Roll Call No. 566)

The Bill was then sent to the House of Delegates.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 30

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 114 – Senator Norman

AN ACT concerning

Harford County – Board of License Commissioners – Temporary License Application

SB0114/514433/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 114
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike the comma and substitute "or"; and in line 7, strike ", or a notarized application".

AMENDMENT NO. 2

On page 3, in line 1, after the semicolon insert "**OR**"; and strike beginning with the semicolon in line 3 down through "**APPLICATION**" in line 4.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 150 – Senator Astle

AN ACT concerning

City of Annapolis – Alcoholic Beverages – Bookstore License

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 306 – Senator Kasemeyer

EMERGENCY BILL

AN ACT concerning

Baltimore County – Alcoholic Beverages – License Transfers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 322 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Per Diem Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 395 – Senators Conway, Oaks, and Robinson

AN ACT concerning

Baltimore City – Alcoholic Beverages License – Residency and Registered Voter Requirements

SB0395/574935/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 395
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Robinson" and substitute "Robinson, and Nathan–Pulliam"; in line 8, strike "or"; in the same line, after "club" insert ", or limited liability company"; in the same line, after "City;" insert "altering a certain requirement for certain residents who sign a certain petition; making certain conforming changes;"; and in line 17, after "12–1401" insert "and 12–1405".

AMENDMENT NO. 2

On page 4, after line 12, insert:

"**(E) (1) AT LEAST ONE OF THE AUTHORIZED INDIVIDUALS OF A LIMITED LIABILITY COMPANY WHO APPLIES FOR A LICENSE FOR THE USE OF THE LIMITED LIABILITY COMPANY SHALL HAVE RESIDED IN THE STATE FOR AT LEAST 2 YEARS BEFORE THE APPLICATION IS FILED.**

(2) AN AUTHORIZED INDIVIDUAL UNDER PARAGRAPH (1) OF THIS SUBSECTION IS NOT REQUIRED TO BE A RESIDENT OF THE CITY.";

and after line 20, insert:

"12–1405.

The application shall include a petition signed by at least three residents who are owners of real property and registered voters in the **[**City**]** **STATE** stating that:

(1) the applicant:

(i) is personally known to the signers of the petition; and

(ii) has been [a resident or taxpayer of the City for 2 years and] a resident of the State for 2 years preceding the presentation of the application to the signers of the petition;

(2) if the applicant is a corporation, at least one of the applicants:

(i) is personally known to the signers of the petition; **AND**

(ii) has been [a resident or taxpayer of the City for 2 years and] a resident of the State for 2 years preceding the presentation of the application to the signers of the petition; and

[(iii) is a registered voter in the State; and]

(3) if the applicant is a partnership, all members of the partnership have been [residents or taxpayers of the City for 2 years and] residents of the State for 2 years preceding the presentation of the application to the signers of the petition.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 441 – Harford County Senators

AN ACT concerning

Harford County – Alcoholic Beverages – Limit on Class DBR Licenses

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 809 – Senators Oaks and Robinson

EMERGENCY BILL

AN ACT concerning

Baltimore City – Alcoholic Beverages – Hours of Sale – References to Park Heights Redevelopment Area

SB0809/154132/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 809
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 5, after "City;" insert "altering the closing hour of sale for a certain license holder in a certain area of Baltimore City;".

AMENDMENT NO. 2
On page 2, in line 8, strike the second "9" and substitute "**10**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 31

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 821 – Senators Madaleno, Ferguson, Guzzone, and Peters

AN ACT concerning

Community Development Program Act of 2018

SB0821/584634/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 821

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after the second semicolon insert "providing for the construction of this Act;".

AMENDMENT NO. 2

On page 5, after line 16, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That this Act may not be construed to require the Department of Housing and Community Development to provide staff or operating expenses for the administration of the Community Development Program established under Section 1 of this Act until money is appropriated in the State budget for the Community Development Fund.";

and in line 17, strike "2." and substitute "3.".

AMENDMENT NO. 3

On page 5, in line 18, 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 885 – Senator Middleton

AN ACT concerning

Maryland Agricultural Land Preservation Foundation – Condemnation of Land Under Easement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1032 – Senator Hough

AN ACT concerning

Frederick County – Scenic River Advisory Board – Composition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1045 – Senator Kagan

AN ACT concerning

State Government – Grants and Contracts – Reimbursement of Indirect Costs

SB1045/124538/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1045
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike "to receive for certain reimbursement" and substitute "and received for indirect costs under a direct federal award or negotiated and received from a nonfederal entity based on certain cost principles"; and in line 6, after "percent" insert "of certain costs".

AMENDMENT NO. 2

On page 1, in line 20, strike "**2 C.F.R. 200.414**" and substitute "**OMB UNIFORM GUIDANCE**"; and after line 22, insert:

"**(4) "OMB UNIFORM GUIDANCE" MEANS THE UNIFORM ADMINISTRATIVE REQUIREMENTS, COST PRINCIPLES, AND AUDIT REQUIREMENTS FOR FEDERAL AWARDS ADOPTED BY THE OFFICE OF MANAGEMENT AND BUDGET IN 2 C.F.R. 200 AND ANY RELATED GUIDANCE PUBLISHED BY THE OFFICE OF MANAGEMENT AND BUDGET.**".

On page 2, in line 2, after "**CONTRACT**" insert "**FOR THE PROVISION OF SERVICES**"; in the same line, strike "**EITHER PARTIALLY OR**"; in line 3, after "**FUNDS**" insert "**OR WITH A COMBINATION OF STATE AND OTHER NONFEDERAL FUNDS**"; in line 6, strike "**TO RECEIVE FOR REIMBURSEMENT OF**" and substitute "**AND RECEIVED:**

(I) FOR";

in the same line, after "**A**" insert "**DIRECT**"; in line 7, after "**AWARD;**" insert "**OR**

(II) FROM A NONFEDERAL ENTITY BASED ON THE COST PRINCIPLES IN SUBPART E OF OMB UNIFORM GUIDANCE;";

in lines 8 and 9, strike "**A FEDERAL REIMBURSEMENT**" and substitute "**AND RECEIVED AN INDIRECT COST**"; in line 9, after "**RATE**" insert "**DESCRIBED IN ITEM (1) OF THIS SUBSECTION**"; and in the same line, after "**10%**" insert "**OF THE COSTS THAT WOULD BE CONSIDERED MODIFIED TOTAL DIRECT COSTS UNDER OMB UNIFORM GUIDANCE**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 32

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 204 – Senator Simonaire

AN ACT concerning

Higher Education – Cybersecurity Public Service Scholarship Program

SB0204/574437/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 204
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Simonaire" and substitute "Senators Simonaire and Lee".

On page 2, strike line 20 in its entirety and substitute:

"**(1) IS ELIGIBLE FOR IN–STATE TUITION;**".

AMENDMENT NO. 2

On page 2, in line 6, after "**THAT**" insert "**:**

(1) POSSESSES";

in the same line, strike "**POSSESSES**"; in line 7, after "**COMMISSION**" insert "**; OR**

(2) IS APPROVED UNDER OPERATION OF LAW";

in line 21, strike "**JUNIOR, SENIOR, OR GRADUATE**"; in line 22, strike "**ACCREDITED**" and substitute "**APPROVED**"; in line 28, after "**(5)**" insert "**(I)**"; and in the same line, strike "**, AND HAS NO PLANS TO RECEIVE,**".

On page 3, in line 1, after "**SERVICE**" insert "**; OR**

(II) HAS APPLIED FOR BUT HAS NOT RECEIVED A FEDERAL CYBERCORPS SCHOLARSHIP FOR SERVICE"; and in line 23, strike "**ACCREDITED**" and substitute "**APPROVED**".

AMENDMENT NO. 3

On page 2, in lines 22 and 25, in each instance, after "**DEGREE**" insert "**OR CERTIFICATE**".

Committee amendment 1 was read and adopted by a roll call vote as follows:

Affirmative – 29 Negative – 14 (See Roll Call No. 567)

Committee amendments 2 and 3 were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 532 – Senators Pinsky, Conway, Currie, Kagan, King, Lee, Manno, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Higher Education – Financial Aid – In–State Students
(The Jill Wrigley Memorial Scholarship Expansion Act)

SB0532/614734/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 532
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Ferguson, and Nathan–Pulliam".

The preceding amendment was read only.

Senator Hershey moved that the Bill and Amendment be laid over under the Rule.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 597 – Senators King, Ferguson, Guzzone, Mathias, McFadden, Middleton, Pinsky, Robinson, Young, and Zucker

AN ACT concerning

Community Colleges – Supplemental Services and Supports for Students With Disabilities Grant Program

SB0597/894334/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 597

(First Reading File Bill)

On page 2, in line 10, strike "**$2,500,000**" 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 615 – Senator Robinson

AN ACT concerning

Coppin State University and Morgan State University – Cyber Warrior Diversity Program – Established

SB0615/264135/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 615
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Robinson" and substitute "Senators Robinson, Conway, Pinsky, Bates, Nathan–Pulliam, Salling, Simonaire, Waugh, and Young"; in line 2, strike "Coppin State University and Morgan State University" and substitute "Higher Education"; strike beginning with "Coppin" in line 4 down through the second "University" in line 5 and substitute "Baltimore City Community College, Bowie State University, Coppin State University, Morgan State University, and the University of Maryland Eastern Shore"; strike beginning with "prohibiting" in line 8 down through the semicolon in line 11; in lines 21 and 22 and 23 and 24, in each instance, strike "Coppin State University and Morgan State University" and substitute "certain institutions of higher education"; in line 23, strike "university's" and substitute "institution's"; in line 24, after "to" insert "jointly"; in lines 24 and 25, strike "on their campuses"; and strike beginning with "at" in line 26 down through "University" in line 27.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 29 and 30 and substitute:

"**(1) THE BOARD OF TRUSTEES OF BALTIMORE CITY COMMUNITY COLLEGE;**

(2) THE PRESIDENT OF BOWIE STATE UNIVERSITY;

(3) THE PRESIDENT OF COPPIN STATE UNIVERSITY;

(4) THE BOARD OF REGENTS OF MORGAN STATE UNIVERSITY; AND

(5) THE PRESIDENT OF THE UNIVERSITY OF MARYLAND EASTERN SHORE.".

On page 3, strike in their entirety lines 6 and 7 and substitute:

"**(1) BALTIMORE CITY COMMUNITY COLLEGE;**

(2) BOWIE STATE UNIVERSITY;

(3) COPPIN STATE UNIVERSITY;

(4) MORGAN STATE UNIVERSITY; AND

(5) UNIVERSITY OF MARYLAND EASTERN SHORE.";

and strike in their entirety lines 12 through 19, inclusive.

On page 4, in lines 13, 15, 23, and 25, in each instance, strike "**COPPIN STATE UNIVERSITY AND MORGAN STATE UNIVERSITY**" and substitute "**BALTIMORE CITY COMMUNITY COLLEGE, BOWIE STATE UNIVERSITY, COPPIN STATE UNIVERSITY, MORGAN STATE UNIVERSITY, AND THE UNIVERSITY OF MARYLAND EASTERN SHORE**"; and in line 27, strike "**UNIVERSITY'S**" and substitute "**INSTITUTION'S**".

On page 5, in line 1, strike "Coppin State University and Morgan State University" and substitute "Baltimore City Community College, Bowie State University, Coppin State University, Morgan State University, and the University of Maryland Eastern Shore"; in

the same line, strike "each" and substitute "jointly"; and in line 2, strike "on their campuses".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 795 – Senators Pinsky, Conway, Kagan, Nathan–Pulliam, Robinson, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Higher Education – Private Career Schools and For–Profit Institutions of Higher Education – Regulation

SB0795/424530/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 795
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "and" and substitute a comma; in line 3, after "Education" insert ", and For–Profit Online Distance Education Programs"; in line 4, strike "and" and substitute a comma; in line 5, after "education" insert ", and certain institutions of higher education required to register with the Maryland Higher Education Commission under certain circumstances"; strike beginning with "unless" in line 5 down through "information" in line 6 and substitute "in certain programs under certain circumstances; requiring certain schools or institutions to provide to certain students certain information before the student signs an enrollment agreement, completes registration, or makes a financial commitment to the school or institution; requiring certain information to be displayed in a certain manner; requiring certain schools and institutions to maintain certain records for a certain period of time"; in line 6, strike "Maryland Higher Education"; in line 7, strike "private career"; in the same line, strike "for–profit"; in the same line, strike "of higher education"; strike beginning with "other" in line 8 down through "liability" in line 9 and substitute

"irrevocable letter of credit in a certain amount and between the surety and the Commission"; strike beginning with "requiring" in line 10 down through "correction" in line 15 and substitute "authorizing the Commission to create and provide for certain guaranty funds"; in line 17, strike "and" and substitute a comma; in the same line, after "education" insert ", and for–profit online distance education programs"; after line 22, insert:

"BY repealing and reenacting, without amendments,
Article – Education
Section 11–202.2(a) and (b)
Annotated Code of Maryland
(2018 Replacement Volume)";

and in line 25, strike "11–203" and substitute "11–203(a) through (c) and (d)(1)".

AMENDMENT NO. 2

On page 2, in line 6, after "Article," insert "**OR A FOR–PROFIT INSTITUTION OF HIGHER EDUCATION THAT IS REQUIRED TO REGISTER WITH THE MARYLAND HIGHER EDUCATION COMMISSION UNDER § 11–202.2 OF THE EDUCATION ARTICLE,**"; in line 19, after "**(B)**" insert "**(1)**"; in the same line, strike "**A**" and substitute "**BEFORE A PROSPECTIVE STUDENT SIGNS AN ENROLLMENT AGREEMENT, COMPLETES REGISTRATION, OR MAKES A FINANCIAL COMMITMENT TO A**"; in the same line, strike "**OR**" and substitute a comma; in line 20, after "**EDUCATION**" insert "**, OR FOR–PROFIT INSTITUTION OF HIGHER EDUCATION THAT IS REQUIRED TO REGISTER WITH THE COMMISSION, THE SCHOOL OR INSTITUTION SHALL PROVIDE TO THE STUDENT**"; strike beginning with "**MAY**" in line 20 down through "**OF**" in line 21; strike in their entirety lines 22 through 26, inclusive, and substitute:

"**(I) THE TOTAL COST OF ATTENDANCE FOR THE PROGRAM, AS DEFINED IN 20 U.S.C. § 1087LL;**

(II) THE LENGTH OF THE PROGRAM;

(III) THE NUMBER OF CLOCK OR CREDIT HOURS, OR THE EQUIVALENT INFORMATION;

(IV) THE SCHOOL OR INSTITUTION'S CANCELLATION AND REFUND POLICY;

(V) THE PROGRAM'S COMPLETION RATES FOR BOTH FULL–TIME AND PART–TIME STUDENTS; AND

(VI) THE PROGRAM'S WITHDRAWAL RATES.

(2) (I) THE INFORMATION DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE PROMINENTLY DISPLAYED IN A LETTER OR E–MAIL TO A PROSPECTIVE STUDENT.

(II) THE LETTER OR E–MAIL MAY NOT CONTAIN ANY OTHER SUBSTANTIVE INFORMATION FROM THE SCHOOL OR INSTITUTION.

(3) THE SCHOOL OR INSTITUTION SHALL MAINTAIN RECORDS OF THE SCHOOL'S OR INSTITUTION'S EFFORTS TO PROVIDE THE INFORMATION DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION TO A PROSPECTIVE STUDENT FOR AT LEAST 5 YEARS AFTER THE STUDENT ENROLLS AT THE SCHOOL OR INSTITUTION.".

AMENDMENT NO. 3

On page 2, after line 27, insert:

"11–202.2.

(a) (1) In this subtitle the following words have the meanings indicated.

(2) "Fully online distance education program in the State" means a program, originating outside the State, offered by an out–of–state institution in which:

(i) A student domiciled in Maryland enrolls;

(ii) 51% or more of the program is offered through electronic distribution; and

(iii) The Commission determines that the portion of the program offered at a location in the State, if any, does not require a certificate of approval under § 11–202 of this subtitle for the institution to operate in the State.

(3) "Out–of–state institution" means an institution of higher education whose primary campus exists outside Maryland and whose authority to grant degrees is conferred by another state.

(b) (1) An institution of higher education that enrolls Maryland students in a fully online distance education program in the State shall file an application to register with the Commission before or within 3 months of enrolling the first Maryland student.

(2) This section does not apply to an institution of higher education that enrolls Maryland students in a fully online distance education program in the State that:

(i) Is subject to program review by the Commission under § 11–206 or § 11–206.1 of this subtitle;

(ii) Participates in the Southern Regional Education Board's Electronic Campus; or

(iii) Participates in the State Authorization Reciprocity Agreement (SARA).

(3) (i) After filing an application under paragraph (1) of this subsection, an institution that has enrolled a Maryland student before obtaining a registration under this section may continue to operate without a registration while the Commission considers the institution's application, conducts a hearing concerning the institution's application, or participates in judicial review regarding an institution's application.

(ii) An institution that continues to operate without a registration under subparagraph (i) of this paragraph shall furnish a performance bond or other form of financial guarantee to the State in an amount set by regulation that is in addition to and separate from a performance bond or other form of financial guarantee required under § 11–203 of this subtitle.".

On page 3, in line 8, strike "**AND (5)**"; in line 10, after "**STATE**" insert "**, AND EACH FOR–PROFIT INSTITUTION OF HIGHER EDUCATION THAT IS REQUIRED TO REGISTER WITH THE COMMISSION UNDER § 11–202.2 OF THIS SUBTITLE,**"; strike beginning with "**OTHER**" in line 11 down through "**INSTITUTION**" in line 12 and substitute "**IRREVOCABLE LETTER OF CREDIT IN AN AMOUNT EQUAL TO THE SCHOOL'S OR INSTITUTION'S NON–TITLE IV ADJUSTED GROSS TUITION AND FEES FOR THE PRIOR JULY 1 THROUGH JUNE 30**"; in line 13, after "(b)" insert "**(1)**"; in line 14, after "**SECTION**"

insert "**AND SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION**"; and after line 15, insert:

"**(2) A PERFORMANCE BOND OR IRREVOCABLE LETTER OF CREDIT REQUIRED UNDER THIS SECTION SHALL BE BETWEEN THE SURETY AND THE COMMISSION.**".

AMENDMENT NO. 4

On page 3, in line 22, strike "Shall" and substitute "**MAY**".

On pages 3 through 7, strike in their entirety the lines beginning with line 29 on page 3 through line 5 on page 7, inclusive.

The preceding 4 amendments were read only.

Senator Reilly moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 991 – Senator Jennings

AN ACT concerning

Higher Education – Maryland Loan Assistance Repayment Program – Farmers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1021 – Senator Conway

AN ACT concerning

Community Colleges – Baccalaureate Degrees – Prohibition

Senator Hershey moved to make the Bill and Report a Special Order for March 16, 2018.

The motion was adopted.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 33

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 236 – Senators Robinson and Smith

AN ACT concerning

State Board of Education – Financial Literacy and Entrepreneurship Curriculum – Development and Implementation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 639 – Senators Guzzone, Benson, Feldman, Kagan, Kasemeyer, King, Madaleno, Manno, Middleton, Nathan–Pulliam, Pinsky, Ramirez, Robinson, Smith, Young, and Zucker

AN ACT concerning

Education – Public School Personnel – Disciplinary Hearing Procedures

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 665 – Senators Bates, Salling, Simonaire, and Waugh

AN ACT concerning

Education – Robotics Grant Program – Nonprofit Robotics Clubs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 729 – Senators King, Benson, DeGrange, Feldman, Ferguson, Guzzone, and Zucker

AN ACT concerning

County Boards of Education – Length of School Year – Adjustments

SB0729/384530/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 729
(First Reading File Bill)

On page 1, in line 4, after "days" insert "and beyond a certain date".

On page 2, in line 29, after "**DAYS**" insert "**AND BEYOND JUNE 15**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 904 – Senators Waugh and Miller

AN ACT concerning

Public Schools – Social Media Use by Educators

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 998 – Senators Peters, Benson, Currie, Feldman, Guzzone, King, Madaleno, and Muse

AN ACT concerning

State Department of Education – REAL School Gardens Pilot Program – Established

SB0998/564537/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 998
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Muse" and substitute "Muse, and Nathan–Pulliam"; and in line 5, strike "counties" and substitute "jurisdictions".

AMENDMENT NO. 2

On page 2, in line 6, after "**I**" insert "**PUBLIC**".

AMENDMENT NO. 3

On page 2, in line 10, strike "**ANNE ARUNDEL COUNTY**" and substitute "**BALTIMORE CITY**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 34

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 354 – Senator Middleton

AN ACT concerning

Local Government – Agricultural Land Preservation Fee

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 450 – Senators Waugh and Miller

AN ACT concerning

State Designations – State Paleontology Collection and Research Center – Calvert Marine Museum

SB0450/504536/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 450
(First Reading File Bill)

On page 1, in line 14, strike "plane" and substitute "plain".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 508 – Senators Waugh and Conway

AN ACT concerning

Interaction With Law Enforcement Officers – Development and Implementation of Curriculum Content

SB0508/674735/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 508
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 4 down through "officers" in line 29 and substitute "requiring that a driver's license examination require an applicant to demonstrate the applicant's ability to take proper actions during a traffic stop; requiring the Motor Vehicle Administration to include certain content in the standardized driver education program curriculum on the proper interaction between individuals and law enforcement officers during traffic stops; requiring the Administration to consult with certain entities to develop the curriculum; specifying certain required content of the curriculum; and generally relating to the development and implementation of curriculum content on proper interaction with law enforcement officers".

On pages 1 and 2, strike in their entirety the lines beginning with line 30 on page 1 through line 14 on page 2, inclusive.

AMENDMENT NO. 2

On pages 2 through 6, strike in their entirety the lines beginning with line 27 on page 2 through line 10 on page 6, inclusive.

On page 7, in line 21, after "**(C)**" insert "**(1)**"; in line 22, strike "**, CONSISTENT WITH § 3–219 OF THE PUBLIC SAFETY ARTICLE:**" and substitute "**CONTENT ON PROPER INTERACTION BETWEEN INDIVIDUALS AND LAW ENFORCEMENT OFFICERS DURING TRAFFIC STOPS.**"; after line 22, insert:

"**(2) THE ADMINISTRATION SHALL DEVELOP THE CURRICULUM CONTENT REQUIRED UNDER THIS SUBSECTION IN CONSULTATION WITH:**

(I) THE MARYLAND COMMISSION ON CIVIL RIGHTS; AND

(II) THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION.

(3) THE CURRICULUM CONTENT REQUIRED UNDER THIS SUBSECTION SHALL INCLUDE:";

in lines 23 and 25, strike "**(1)**" and "**(2)**", respectively, and substitute "**(I)**" and "**(II)**", respectively; and in lines 26, 28, and 30, strike "**(I)**", "**(II)**", and "**(III)**", respectively, and substitute "**1.**", "**2.**", and "**3.**", respectively.

On page 8, in lines 2 and 10, strike "**(IV)**" and "**(V)**", respectively, and substitute "**4.**" and "**5.**", respectively; and in lines 5 and 7, strike "**1.**" and "**2.**", respectively, and substitute "**A.**" and "**B.**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 788 – Senators Kagan, Bates, Feldman, Guzzone, Kelley, King, Klausmeier, Lee, Madaleno, Ready, Smith, and Young

AN ACT concerning

Public Information Act – Revisions

SB0788/424933/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 788
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in the sponsor line, strike "Kelley,"; and in line 15, after "custodian" insert ", except as otherwise provided in certain provisions of law,".

AMENDMENT NO. 2
On page 6, in line 32, after "**UNDER**" insert "**PARAGRAPH (1)(I), (II), OR (III) OF**".

On page 7, in line 8, after "**SUBSECTION**" insert "**AND EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE**"; and in line 17, strike "**(A)**" and substitute "**(B)(1)(I), (II), OR (III)**".

The preceding 2 amendments were read only.

Senator Zirkin moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 929 – Senator Benson

AN ACT concerning

State Policies, Guidelines, and Regulations – Mitigation of Disparate Impacts

Senator Cassilly moved to make the Bill and Report a Special Order for March 16, 2018.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 960 – Senator Edwards

AN ACT concerning

Maryland Historical Trust – Property Subject to Historic Preservation Easement – Application for Change or Alteration

SB0960/724131/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 960
(First Reading File Bill)

On page 2, in line 16, strike "**60**" and substitute "**90**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 35

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

House Bill 677 – Delegates Pena–Melnyk, Adams, Anderton, Arentz, Beidle, Cullison, Fraser–Hidalgo, Ghrist, Gilchrist, Healey, Holmes, Hornberger, Jacobs, R. Lewis, Mautz, Otto, Robinson, Sample–Hughes, Sydnor, Tarlau, Valentino–Smith, ~~and Wivell~~ Wivell, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Miele, Morales, Morgan, Pendergrass, Platt, Rosenberg, Saab, West, and K. Young

EMERGENCY BILL

AN ACT concerning

Public Information Act – Required Denials – Physical Addresses, E–Mail Addresses, and Telephone Numbers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 22

Senator Middleton, Chair, for the Committee on Finance reported favorably:

Senate Bill 636 – Cecil County Senators

AN ACT concerning

Cecil County – Office of the Sheriff – Employees and Collective Bargaining

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 851 – Senator Klausmeier

AN ACT concerning

Maryland Jockey Injury Compensation Fund, Inc. – Designation as Employer and Membership

SB0851/437370/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 851
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Klausmeier" and substitute "Senators Klausmeier, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Reilly, and Rosapepe"; in line 6, after the semicolon insert "altering the circumstances under which a jockey is a covered employee under workers' compensation law;"; and in line 8, strike "while performing a service in connection with racing or training".

AMENDMENT NO. 2

On page 2, in line 15, strike "racing or" and substitute "**:**

(1) LIVE THOROUGHBRED RACING; OR

(2)";

in the same line, after "horse" insert "**, IF THE PRINCIPAL EARNINGS OF THE JOCKEY ARE BASED ON MONEY EARNED AS A JOCKEY DURING LIVE RACING AND NOT AS AN EXERCISE RIDER**"; and strike beginning with "while" in line 17 down through "**TRAINING**" in line 18.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 856 – Senators Middleton and Reilly

AN ACT concerning

Maryland Automobile Insurance Fund – Uninsured Division – Uninsured Motorists

SB0856/857078/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 856
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in lines 1 and 2, strike "under certain circumstances" and substitute "in accordance with certain provisions of law regardless of the amount of the premium; prohibiting the Division from contacting certain owners until at least a certain number of days after a certain date if the Division has received certain information from the Motor Vehicle Administration; requiring the Division to send a certain notice to certain owners"; in line 7, strike the comma and substitute "; requiring the Division to meet with and solicit input from certain parties for a certain purpose, to take certain actions, to determine the effectiveness of the efforts to educate consumers regarding certain matters,"; in the same line, strike "within a certain period of time" and substitute "to the General Assembly on or before a certain date; requiring the Division to report on certain information relating to a certain Program within a certain period of time"; and in line 26, strike "20–613" and substitute "20–614".

AMENDMENT NO. 2

On page 5, in line 21, after "**(10)**" insert "**IN ADDITION TO THE FUND, MOTOR VEHICLE LIABILITY INSURANCE IN THE STATE IS PROVIDED THROUGH A SYSTEM OF PRIVATE INSURERS, INSURANCE PRODUCERS, AND INDEPENDENT INSURANCE PRODUCERS.**

(11)";

and in line 25, strike "**(11)**" and substitute "**(12)**".

On page 7, in line 27, strike "**JUNE 30**" and substitute "**DECEMBER 31**".

On page 10, in line 16, after "**INSTALLMENTS**" insert "**IN ACCORDANCE WITH § 20–507(G)(1)(II)1B OF THIS TITLE, REGARDLESS OF THE AMOUNT OF THE**

PREMIUM"; strike beginning with "**WITHOUT**" in line 16 down through "**FUND**" in line 20; and after line 20, insert:

"**20–614.**

(A) IF THE UNINSURED DIVISION RECEIVES INFORMATION FROM THE MOTOR VEHICLE ADMINISTRATION AS REQUIRED UNDER § 17–106 OF THE TRANSPORTATION ARTICLE REGARDING AN OWNER OF A VEHICLE WHO HAS BEEN NOTIFIED BY THE MOTOR VEHICLE ADMINISTRATION THAT THE REGISTRATION OF THE VEHICLE HAS BEEN SUSPENDED, THE UNINSURED DIVISION MAY NOT, IN ANY FASHION, CONTACT THE OWNER UNTIL AT LEAST 60 DAYS AFTER THE EFFECTIVE DATE OF THE FINAL TERMINATION OR LAPSE OF THE REQUIRED SECURITY, AS REPORTED TO THE MOTOR VEHICLE ADMINISTRATION BY AN INSURER.

(B) IF THE UNINSURED DIVISION USES THE INFORMATION RECEIVED FROM THE MOTOR VEHICLE ADMINISTRATION UNDER § 17–106 OF THE TRANSPORTATION ARTICLE TO CONTACT AN OWNER, THE UNINSURED DIVISION SHALL SEND A NOTICE TO THE OWNER THAT:

(1) PROVIDES THE WEBSITE ADDRESSES OF THE MOTOR VEHICLE ADMINISTRATION, THE FUND, AND THE ADMINISTRATION WHERE THE OWNER MAY FIND CONTACT INFORMATION FOR INSURERS THAT WRITE MOTOR VEHICLE LIABILITY INSURANCE IN THE STATE AND OTHER INFORMATION ABOUT MOTOR VEHICLE LIABILITY INSURANCE; AND

(2) ADVISES THE OWNER THAT THE OWNER MAY CONTACT THE OWNER'S INSURANCE PRODUCER, IF ANY, OR THE OWNER'S PRIOR INSURER TO DETERMINE WHETHER MOTOR VEHICLE LIABILITY INSURANCE MAY BE PLACED FOR THE OWNER BY THE INSURANCE PRODUCER OR THE INSURER.".

On page 11, in line 14, after the first "**THE**" insert "**UNINSURED**".

AMENDMENT NO. 3

On page 15, in line 2, after "and" insert "the Uninsured Division of"; in the same line, strike the colon; in line 3, strike "(1)"; in line 6, strike "; and" and substitute a period; after line 6, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That the Uninsured Division of the Maryland Automobile Insurance Fund shall:

(1) (i) meet with and solicit input from other insurers, producers and producer associations, premium finance companies, the Maryland Insurance Administration, the Motor Vehicle Administration, consumer groups, and others as determined by the Uninsured Division concerning the implementation of methods or programs aimed at reducing the number of uninsured motorists; and

(ii) in meeting with and soliciting input from the parties specified under item (i) of this item:

1. determine a targeted reduced amount of the rate of uninsured motorists in the State that may be achieved with the implementation of methods or programs;

2. identify methods or programs that could be effective in reducing the number of uninsured motorists, including providing insurance premium credits or other rate subsidies to vehicle owners who are unable to afford insurance;

3. consider the involvement of other insurers and producers for each method or program;

4. identify the amount of funds needed to implement each method or program and possible sources of additional funding, including:

A. altering the funding formula under § 17–106 of the Transportation Article; or

B. requesting funding, if needed, through a budget appropriation beginning with fiscal year 2020; and

(iii) review any other issue that the Uninsured Division considers appropriate relating to reducing the number of uninsured motorists;

(2) determine the effectiveness of efforts to educate consumers regarding:

(i) the security requirements under the Maryland Vehicle Law, including the proof of insurance provisions;

(ii) the sources of automobile insurance in the State, including private insurers and the Fund; and

(iii) how to shop for automobile insurance and the methods by which automobile insurance may be purchased, including through insurance producers; and

(3) on or before December 1, 2019, report its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.";

in line 7, strike "(2)" and substitute "SECTION 4. AND BE IT FURTHER ENACTED, That the Uninsured Division of the Maryland Automobile Insurance Fund shall,"; in line 12, strike "(i)" and substitute "(1)"; in the same line, strike "and" and substitute:

"(2) the demographics of the Program participants, including gender, age, and zip code, and the insurance companies with whom participants obtained insurance;

(3) any analysis or information relating to the implementation and effectiveness of the Program that the Uninsured Division considers appropriate; and";

in line 13, strike "(ii)" and substitute "(4)"; in the same line, strike "another program" and substitute "other programs"; and in line 15, strike "3." and substitute "5.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 874 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Secure Transportation Companies

SB0874/617378/2

BY: Finance Committee

AMENDMENTS TO SENATE BILL 874
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "Secure Transportation Companies" and substitute "Immunity"; in line 4, after the first "of" insert "providing that certain immunity provisions relating to medical cannabis apply to the possession of medical cannabis;"; strike beginning with the first "a" in line 4 down through "cannabis" in line 6 and substitute "certain third–party vendors authorized by the Natalie M. LaPrade Medical Cannabis Commission to take certain actions"; and strike beginning with "based" in line 7 down through "cannabis" in line 8 and substitute "on a certain basis".

AMENDMENT NO. 2

On page 1, in line 22, after "of" insert "**OR POSSESSION OF MEDICAL**".

AMENDMENT NO. 3

On page 2, in line 13, strike "or"; in line 15, after "treatment" insert "**; OR**

(8) A THIRD–PARTY VENDOR AUTHORIZED BY THE COMMISSION TO TEST, TRANSPORT, OR DISPOSE OF MEDICAL CANNABIS, MEDICAL CANNABIS PRODUCTS, OR MEDICAL CANNABIS WASTE UNDER THE PROVISIONS OF THIS SUBTITLE";

strike in their entirety lines 16 through 21, inclusive; in line 22, strike the brackets; and in the same line, strike "**(C)**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 947 – Senator Rosapepe

AN ACT concerning

Mental Health Law – Involuntary Admissions – Requirements and Procedures

SB0947/737772/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 947
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Requirements and"; strike beginning with "requiring" in line 3 down through the semicolon in line 5; and in line 12, strike "10–625 and".

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 3 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

Senate Bill 1131 – Senator Middleton

AN ACT concerning

Motor Vehicle Insurance – Commercial Policies – Insurance Identification Card

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 23

Senator Middleton, Chair, for the Committee on Finance reported favorably:

Senate Bill 853 – Senators Klausmeier, Benson, Feldman, and Rosapepe

AN ACT concerning

Labor and Employment – General Contractor Liability for Unpaid Wages

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 858 – Senator Rosapepe

AN ACT concerning

Health Insurance – Access to Local Health Departments

SB0858/107774/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 858
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Rosapepe" and substitute "Senators Rosapepe, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, and Reilly"; in line 4, after "organization" insert ", except for a group model health maintenance organization,"; in line 6, after "departments" insert "to the extent that local health departments are willing to participate on a carrier's provider panel"; in line 7, after "carrier" insert ", except for an access plan filed by a group model health maintenance organization,"; and strike lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 2, in line 23, after "**(8)**" insert "**"GROUP MODEL HEALTH MAINTENANCE ORGANIZATION" HAS THE MEANING STATED IN § 19–713.6(A) OF THE HEALTH – GENERAL ARTICLE.**

(9)".

On page 3, in lines 3, 14, 16, 19, 21, 24, 26, and 29, strike "**(9)**", "**(10)**", "**(11)**", "**(12)**", "**(13)**", "**(14)**", "**(15)**", and "**(16)**", respectively, and substitute "**(10)**", "**(11)**", "**(12)**", "**(13)**", "**(14)**", "**(15)**", "**(16)**", and "**(17)**", respectively.

On page 5, in line 13, after "**(III)**" insert "**EXCEPT FOR A CARRIER THAT IS A GROUP MODEL HEALTH MAINTENANCE ORGANIZATION,**"; and in line 15, after "**SERVICES**" insert "**, TO THE EXTENT THAT LOCAL HEALTH DEPARTMENTS ARE WILLING TO PARTICIPATE ON A CARRIER'S PROVIDER PANEL**".

On page 6, in line 23, after "(vi)" insert "**EXCEPT FOR AN ACCESS PLAN FILED BY A GROUP MODEL HEALTH MAINTENANCE ORGANIZATION,**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 977 – Senator Klausmeier

AN ACT concerning

Behavioral Health Services and Voluntary Placement Agreements – Children and Young Adults – Reports

SB0977/487577/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 977
(First Reading File Bill)

AMENDMENT NO. 1

On page 3, in line 7, after "**(5)**" insert "**THE AVERAGE LENGTH OF TIME CHILDREN AND YOUNG ADULTS SPENT:**

(I) IN THE HOSPITAL EMERGENCY ROOM PENDING PSYCHIATRIC INPATIENT HOSPITALIZATION; AND

(II) WAITING FOR PLACEMENT IN A RESIDENTIAL TREATMENT CENTER FROM THE DATE OF THE REFERRAL TO THE DATE OF THE PLACEMENT;

(6)";

in lines 13 and 17, strike "**(6)**" and "**(7)**", respectively, and substitute "**(7)**" and "**(8)**", respectively; in line 23, after "**SECTION**" insert "**BY JURISDICTION AND**"; in line 24, strike "**12**" and substitute "**6**"; and in line 25, after "**(2)**" insert "**7 THROUGH 12 YEARS OLD;**

(3)".

On page 4, in lines 1 and 2, strike "**(3)**" and "**(4)**", respectively, and substitute "**(4)**" and "**(5)**", respectively.

AMENDMENT NO. 2

On page 4, in line 12, after "**INCLUDE**" insert "**:**

(1)";

in lines 14, 16, and 17, strike "**(1)**", "**(2)**", and "**(3)**", respectively, and substitute "**(I)**", "**(II)**", and "**(III)**", respectively; strike beginning with "**FOR**" in line 14 down through "**TREATMENTS**" in line 15; in line 17, after "**REQUESTED**" insert "**FOR BEHAVIORAL HEALTH REASONS, INCLUDING VOLUNTARY PLACEMENT AGREEMENTS THAT WERE REQUESTED FOR CHILDREN WITH A DEVELOPMENTAL DISABILITY WHO ARE ALSO DIAGNOSED WITH A BEHAVIORAL HEALTH DISORDER;**

(2) THE REASON FOR ANY DENIALS; AND

(3) FOR VOLUNTARY PLACEMENT AGREEMENTS THAT WERE APPROVED, THE TYPE OF INITIAL PLACEMENT, INCLUDING:

(I) RESIDENTIAL TREATMENT CENTER;

(II) GROUP HOME PLACEMENT;

(III) THERAPEUTIC GROUP HOME;

(IV) DIAGNOSTIC PLACEMENT;

(V) THERAPEUTIC FOSTER HOME; AND

(VI) ANY OTHER TYPE OF PLACEMENT";

and in line 18, after "**(C)**" insert "**THE REPORT SHALL GROUP THE INFORMATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION BY THE FOLLOWING REGIONS:**

(1) BALTIMORE REGION, CONSISTING OF BALTIMORE CITY, BALTIMORE COUNTY, AND HARFORD COUNTY;

(2) EASTERN SHORE, CONSISTING OF CAROLINE COUNTY, CECIL COUNTY, DORCHESTER COUNTY, KENT COUNTY, QUEEN ANNE'S COUNTY, SOMERSET COUNTY, TALBOT COUNTY, WICOMICO COUNTY, AND WORCESTER COUNTY;

(3) METRO REGION, CONSISTING OF HOWARD COUNTY, MONTGOMERY COUNTY, AND PRINCE GEORGE'S COUNTY;

(4) SOUTHERN MARYLAND, CONSISTING OF ANNE ARUNDEL COUNTY, CALVERT COUNTY, CHARLES COUNTY, AND ST. MARY'S COUNTY; AND

(5) WESTERN MARYLAND, CONSISTING OF ALLEGANY COUNTY, CARROLL COUNTY, FREDERICK COUNTY, GARRETT COUNTY, AND WASHINGTON COUNTY.

(D)".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably:

Senate Bill 1117 – Senator Klausmeier

AN ACT concerning

Electric Universal Service Program – Funds – Arrearage Prevention

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 12

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 299 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Klausmeier, Mathias, Ready, Reilly, Salling, Serafini, and Simonaire

AN ACT concerning

Income Tax Subtraction Modification – Correctional Officers (Hometown Heroes Act of 2018)

SB0299/739735/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 299
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Simonaire" and substitute "Simonaire, DeGrange, Guzzone, Manno, McFadden, and Peters"; strike beginning with "Income" in line 2 down through "2018)" in line 3 and substitute "Correctional Officers' Retirement System – Membership"; in line 5, after "Services" insert "and the Department of Public Safety and Correctional Services"; strike beginning with "providing" in line 6 down through "officer;" in line 8; strike in their entirety lines 12 and 13 and substitute "requiring a certain transfer and combination of certain service credit for certain individuals; requiring the Board of Trustees for the State Retirement and Pension System to calculate a certain disability benefit for certain individuals and to grant a certain benefit under certain circumstances; and generally relating to membership in the Correctional Officers' Retirement System."; and strike in their entirety lines 19 through 23, inclusive.

AMENDMENT NO. 2

On page 3, in line 11, strike "**AND**"; strike beginning with "**AN**" in line 15 down through "**LEAD**" in line 20 and substitute "**A COMMUNITY DETENTION OFFICER OR COMMUNITY DETENTION SUPERVISOR;**

(II) A YOUTH TRANSPORTATION OFFICER, YOUTH TRANSPORTATION OFFICER LEAD, YOUTH TRANSPORTATION OFFICER SUPERVISOR, OR YOUTH TRANSPORTATION OFFICER TRAINEE; OR

(III) A RESIDENT ADVISOR LEAD, RESIDENT ADVISOR SUPERVISOR, OR RESIDENT ADVISOR TRAINEE; AND

(11) AN INDIVIDUAL SERVING AS A DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES EMPLOYEE IN ONE OF THE FOLLOWING POSITIONS ON OR AFTER JULY 1, 2018:

(I) A PAROLE AND PROBATION ASSISTANT REGIONAL ADMINISTRATOR;

(II) A PSYCHOLOGY SERVICES CHIEF;

(III) A CORRECTIONAL MAINTENANCE OFFICER SUPERVISOR;

(IV) A CORRECTIONAL MAINTENANCE OFFICER MANAGER;

(V) A CORRECTIONAL MAINTENANCE SERVICES OFFICER;

(VI) A CORRECTIONAL MAINTENANCE SERVICES SUPERVISOR; OR

(VII) A CORRECTIONAL MAINTENANCE SERVICES MANAGER".

On page 4, in line 25, strike "**§ 25–201(A)(10)**" and substitute "**§ 25–201(A)(10) OR (11)**".

On page 5, in line 21, strike "**OR**"; and in the same line, after "**(10)**" insert "**, OR (11)**".

AMENDMENT NO. 3

On pages 5 through 8, strike in their entirety the lines beginning with line 26 on page 5 through line 6 on page 8, inclusive.

AMENDMENT NO. 4

On page 8, in line 7, strike "3." and substitute "2."; in the same line, strike "October 1, 2018" and substitute "January 1, 2019"; in line 11, strike "4." and substitute "3."; and strike beginning with "Section" in line 11 down through "2017" in line 12 and substitute "§ 37–203(f)(3) of the State Personnel and Pensions Article does not apply to an individual who transfers service credit to the Correctional Officers' Retirement System under Title 37 of the State Personnel and Pensions Article in accordance with this Act, Chapters 218 or 219 of the Acts of the General Assembly of 2016, or Chapters 688, 689, or 690 of the Acts of the General Assembly of 2017.

SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) This section applies to an individual who:

(1) is employed in a position:

(i) affected by this Act on July 1, 2018;

(ii) affected by Chapters 218 or 219 of the Acts of the General Assembly of 2016 and has not transferred service credit from the Employees' Pension System to the Correctional Officers' Retirement System; or

(iii) affected by Chapters 688, 689, or 690 of the Acts of the General Assembly of 2017 and has not transferred service credit from the Employees' Pension System to the Correctional Officers' Retirement System; and

(2) has no creditable service in the Employees' Pension System before July 1, 2008.

(b) An individual described under subsection (a) of this section shall have the individual's service credit from the Employees' Pension System transferred and combined with the individual's service in the Correctional Officers' Retirement System.

(c) If an individual described under subsection (a) of this section is granted an ordinary disability benefit under Title 29, Subtitle 1 of the State Personnel and Pensions Article, the Board of Trustees for the State Retirement and Pension System shall calculate the ordinary disability benefit under §§ 29–106 and 29–108 of the State Personnel and Pensions Article and grant the individual the greater benefit".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 699 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Alternate Contributory Pension Selection – Former Members – Member Contributions

SB0699/409834/1
BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 699
(First Reading File Bill)

On page 2, after line 23, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply retroactively and shall be applied to and interpreted to provide payment of interest on an individual's contributions as a former member in the Alternate Contributory Pension Selection beginning on the date the individual became a member subject to the Reformed Contributory Pension Benefit if the individual is an active member on the effective date of this Act.";

and in line 24, strike "2." and substitute "3.".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 784 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Pensions – Administrative and Operational Expenses – Limitation and Calculation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 848 – Senator Serafini

AN ACT concerning

Income Tax Credit – Wineries and Vineyards – Procedures to Claim Credit and Sunset Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 899 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Investment Division

SB0899/269237/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 899
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 1, after "basis;" insert "establishing an Objective Criteria Committee; providing for the membership of the Committee; requiring the Committee to meet and make certain recommendations by a certain date; requiring the Committee to meet at certain intervals; requiring the Committee to make certain recommendations to the Board of Trustees regarding the objective criteria to be used in setting compensation and awarding financial incentives to certain employees in the Investment Division; requiring the Board of Trustees to enter into an agreement with an investment consultant to provide certain services to the Committee; prohibiting the Board of Trustees from entering into a certain agreement with an investment consultant that provides certain services to the Board of Trustees; requiring the Chief Investment Officer to serve in a certain advisory role to the Committee; prohibiting the Chief Investment Officer from participating in certain deliberations of the Committee; altering the amount of funds to which the Board of Trustees may enter into a certain agreement for the investment of funds in certain private equity and venture capital investments in the State;"; in line 3, strike "appropriated" and substitute "paid"; in line 10, after "21–122," insert "21–123.2(d)(1) and (2),"; and strike beginning with "in" in line 22 down through "budget" in line 23 and substitute "**TO CARRY OUT THE ADMINISTRATIVE DUTIES OF THE SEVERAL SYSTEMS**".

On page 3, in line 1, after "**(I)**" insert "**1.**"; and after line 3, insert:

"**2. THE BOARD SHALL CONSIDER THE RECOMMENDATIONS OF THE OBJECTIVE CRITERIA COMMITTEE UNDER § 21–122(G) OF THIS SUBTITLE BEFORE ADOPTING OBJECTIVE CRITERIA FOR SETTING COMPENSATION.**".

On page 4, in line 7, after "**(I)**" insert "**1.**"; and after line 9, insert:

"**2. THE BOARD SHALL CONSIDER THE RECOMMENDATIONS OF THE OBJECTIVE CRITERIA COMMITTEE UNDER § 21–122(G) OF THIS SUBTITLE BEFORE ADOPTING OBJECTIVE CRITERIA FOR AWARDING FINANCIAL INCENTIVES.**".

On page 7, in line 23, after "**(I)**" insert "**1.**"; and after line 25, insert:

"**2. THE BOARD SHALL CONSIDER THE RECOMMENDATIONS OF THE OBJECTIVE CRITERIA COMMITTEE UNDER**

SUBSECTION (G) OF THIS SECTION BEFORE ADOPTING OBJECTIVE CRITERIA FOR SETTING COMPENSATION.".

On page 8, in line 18, after "**(I)**" insert "**1.**"; in line 19, strike "**GRANTING**" and substitute "**AWARDING**"; and after line 20, insert:

"**2. THE BOARD SHALL CONSIDER THE RECOMMENDATIONS OF THE OBJECTIVE CRITERIA COMMITTEE UNDER SUBSECTION (G) OF THIS SECTION BEFORE ADOPTING OBJECTIVE CRITERIA FOR AWARDING FINANCIAL INCENTIVES.**".

AMENDMENT NO. 2

On page 9, in lines 1, 8, 12, and 15, strike "**(III)**", "**(IV)**", "**(V)**", and "**(VI)**", respectively, and substitute "**(IV)**", "**(V)**", "**(VI)**", and "**(VII)**", respectively.

On page 11, in line 16, strike "**APPROPRIATED**" and substitute "**PAID**".

AMENDMENT NO. 3

On page 10, after line 12, insert:

"**(G) (1) THERE IS AN OBJECTIVE CRITERIA COMMITTEE.**

(2) THE COMMITTEE CONSISTS OF THE FOLLOWING MEMBERS:

(I) ONE MEMBER OF THE SENATE OF MARYLAND SERVING ON THE JOINT COMMITTEE ON PENSIONS, APPOINTED BY THE SENATE CHAIR OF THE JOINT COMMITTEE ON PENSIONS;

(II) ONE MEMBER OF THE HOUSE OF DELEGATES SERVING ON THE JOINT COMMITTEE ON PENSIONS, APPOINTED BY THE HOUSE CHAIR OF THE JOINT COMMITTEE ON PENSIONS;

(III) THE STATE TREASURER OR THE STATE TREASURER'S DESIGNEE;

(IV) THE SECRETARY OF BUDGET AND MANAGEMENT OR THE SECRETARY'S DESIGNEE;

(V) ONE MEMBER OF THE BOARD OF TRUSTEES UNDER § 21–104(A)(4)(I), (II), (III), (IV), OR (V) OF THIS SUBTITLE, APPOINTED BY THE CHAIRMAN OF THE BOARD OF TRUSTEES;

(VI) ONE MEMBER OF THE BOARD OF TRUSTEES UNDER § 21–104(A)(4)(VIII) OF THIS SUBTITLE, APPOINTED BY THE CHAIRMAN OF THE BOARD OF TRUSTEES; AND

(VII) A MEMBER OF THE PUBLIC WITH FINANCIAL INDUSTRY EXPERIENCE, APPOINTED JOINTLY BY THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY.

(3) THE CHAIR OF THE COMMITTEE SHALL BE ELECTED BY THE MEMBERS OF THE COMMITTEE.

(4) ON OR BEFORE DECEMBER 31, 2018, AND AT LEAST ONCE EVERY 5 YEARS THEREAFTER, THE COMMITTEE SHALL MAKE RECOMMENDATIONS TO THE BOARD OF TRUSTEES ESTABLISHING:

(I) OBJECTIVE CRITERIA UNDER § 21–118.1(B)(2) AND (D) OF THIS SUBTITLE FOR THE COMPENSATION AND FINANCIAL INCENTIVES FOR THE CHIEF INVESTMENT OFFICER; AND

(II) OBJECTIVE CRITERIA UNDER SUBSECTIONS (A) AND (F) OF THIS SECTION FOR THE COMPENSATION AND FINANCIAL INCENTIVES FOR THE POSITIONS IN THE INVESTMENT DIVISION.

(5) (I) THE BOARD OF TRUSTEES SHALL ENTER INTO AN AGREEMENT WITH AN INVESTMENT CONSULTANT TO ASSIST THE COMMITTEE IN ESTABLISHING OBJECTIVE CRITERIA UNDER THIS SUBSECTION.

(II) THE BOARD OF TRUSTEES MAY NOT ENTER INTO AN AGREEMENT WITH AN INVESTMENT CONSULTANT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IF THAT INVESTMENT CONSULTANT IS ACTIVELY PROVIDING

CONSULTING SERVICES FOR THE BOARD OF TRUSTEES AND THE STAFF OF THE INVESTMENT DIVISION.

(6) (I) THE CHIEF INVESTMENT OFFICER SHALL SERVE IN AN ADVISORY CAPACITY TO THE COMMITTEE.

(II) THE CHIEF INVESTMENT OFFICER MAY NOT PARTICIPATE IN ANY DELIBERATIONS REGARDING THE CRITERIA FOR COMPENSATION AND FINANCIAL INCENTIVES FOR THE CHIEF INVESTMENT OFFICER.".

AMENDMENT NO. 4

On page 10, before line 13, insert:

"21–123.2.

(d) (1) The Board of Trustees may enter into an agreement with the Maryland Technology Development Corporation or another entity to make and manage investments on behalf of the Board of Trustees in private equity and venture capital in the State with the amount of money appropriated to the system, the State Retirement Agency, or the accumulation funds of the several systems that**:**

(I) FOR FISCAL YEAR 2017, is in addition to:

[(i)**] 1.** the amounts appropriated for the State and local employer contributions and the supplemental contribution required under §§ 21–308, 21–309, 21–309.1, and 21–310 of this title;

[(ii)**] 2.** the amount appropriated under § 7–311(j)(1)(i)1 of the State Finance and Procurement Article; and

[(iii)**] 3.** any other amounts required by any other provisions of law to be appropriated to the system, the State Retirement Agency, or the accumulation funds of the several systems**; AND**

(II) FOR FISCAL YEARS 2019 THROUGH 2022, IS APPROPRIATED UNDER § 21–308(A)(4) OF THIS TITLE.

(2) If the Board of Trustees does not enter into an agreement with the Maryland Technology Development Corporation or another entity in accordance with paragraph (1) of this subsection, the Board of Trustees shall develop a process that authorizes the Maryland Technology Development Corporation or another entity to provide recommendations regarding investments in private equity and venture capital in the State with respect to the **[**additional**]** amount described under paragraph (1) of this subsection.".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 16

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 1259 – Senators Cassilly, Jennings, Zirkin, Astle, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Ready, Reilly, Robinson, Rosapepe, Salling, Serafini, Simonaire, Smith, Waugh, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Harford County District Courthouse – Renaming

SB1259/568370/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1259
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Renaming" and substitute "H. Wayne Norman, Jr. Memorial Plaza"; strike beginning with "renaming" in line 3 down through "Center" in line 5 and substitute "naming a certain plaza of the Mary E. W. Risteau District Courts and

Multi–Service Center in Harford County to be the H. Wayne Norman, Jr. Memorial Plaza"; strike beginning with "change" in line 6 down through "Courthouse" in line 7 and substitute "add appropriate signage to reflect the naming of the plaza"; and strike beginning with "renaming" in line 8 down through "County" in line 9 and substitute "H. Wayne Norman, Jr. Memorial Plaza".

AMENDMENT NO. 2

On page 1, in line 19, strike "**DISTRICT COURTHOUSE, LOCATED AT 2 SOUTH BOND STREET, BEL AIR,**" and substitute "**PLAZA LOCATED ON THE SOUTH SIDE OF THE MARY E. W. RISTEAU DISTRICT COURTS AND MULTI–SERVICE CENTER IN**".

On page 2, strike beginning with "**RENAMED**" in line 1 down through "**CENTER**" in line 2 and substitute "**NAMED THE H. WAYNE NORMAN, JR. MEMORIAL PLAZA**".

AMENDMENT NO. 3

On page 2, strike beginning with "changing" in line 8 down through "Center" in line 10 and substitute "addition of appropriate signage to reflect the naming of the plaza located on the south side of the Mary E. W. Risteau District Courts and Multi–Service Center in Harford County as the H. Wayne Norman, Jr. Memorial Plaza".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 36

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 934 – Senators Nathan–Pulliam, Robinson, and Young

AN ACT concerning

State Board of Dental Examiners – Licensure – Faculty Members at the University of Maryland School of Dentistry

SB0934/184032/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 934
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike "requiring the Board to issue" and substitute "authorizing a certain dentist to apply for"; in line 8, strike "was issued" and substitute "applied for"; and in line 9, after "Act" insert "and was issued a general license".

AMENDMENT NO. 2

On page 3, in line 6, after the semicolon insert "**AND**"; strike beginning with the semicolon in line 9 down through "**CERTIFIED**" in line 11; in line 13, strike "**THE BOARD SHALL ISSUE**"; in the same line, after "**DENTIST**" insert "**MAY APPLY FOR**"; in line 15, strike "**WAS ISSUED**" and substitute "**APPLIED FOR**"; in line 16, after "**SECTION**" insert "**AND WAS ISSUED A GENERAL LICENSE**"; and strike beginning with the colon in line 17 down through "**VIOLATES**" in line 20 and substitute "**VIOLATES**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1202 – Senators Peters, Miller, DeGrange, Guzzone, Kasemeyer, and Serafini

AN ACT concerning

Higher Education – Richard W. Collins III Leadership With Honor Scholarship – Establishment

SB1202/264230/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1202
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Serafini" and substitute "Serafini, Conway, Pinsky, Bates, Kagan, Nathan–Pulliam, Robinson, Salling, Simonaire, Waugh, Young, and Zucker".

The preceding amendment was read only.

Senator Conway moved that the Bill and Amendment be laid over under the Rule.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 30

Senate Bill 500 – Senators Nathan–Pulliam, Benson, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Madaleno, Manno, McFadden, Oaks, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

AN ACT concerning

Pesticides – Use of Chlorpyrifos – Prohibition

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR MIDDLETON.

FLOOR AMENDMENT

SB0500/673527/1
BY: Senator Middleton

AMENDMENTS TO SENATE BILL 500, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (SB0500/554538/1), in line 6 of Amendment No. 1, after "Workgroup;" insert "providing for the staffing of the Workgroup;".

AMENDMENT NO. 2

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in line 13 of Amendment No. 2, after "(d)" insert "The Harry R. Hughes Center for Agro–Ecology, Inc. shall provide staff for the Workgroup.

(e)";

in line 16, strike "(e)" and substitute "(f)"; and in the same line, strike "2019" and substitute "2020".

The preceding 2 amendments were withdrawn.

Senator Conway moved to reconsider the vote by which floor amendments #773728/1 were adopted.

The motion was adopted.

Senator Conway moved the Bill be recommitted.

The motion was adopted.

Senate Bill 1122 – Senator Conway

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Education – Commercial Gaming Revenues – Constitutional Amendment

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB1122/713425/1
BY: Senator Madaleno

AMENDMENT TO SENATE BILL 1122, AS AMENDED

In the Budget and Taxation Committee Amendments (SB1122/869430/1), in line 3 of Amendment No. 1, strike "and Peters" and substitute "Peters, Middleton, Muse, Hershey, Simonaire, Robinson, Kelley, Pinsky, Lee, Klausmeier, Kagan, Feldman, and Smith".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB1122/263226/1
BY: Senator Bates

AMENDMENTS TO SENATE BILL 1122
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Education –"; in the same line, strike "Constitutional Amendment" and substitute "Funding for Public Education and School Safety"; in line 11, after "schools;" insert "establishing the Safe Schools Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; specifying that money expended from the Fund is supplemental to certain other funds; exempting the Fund from certain provisions of law requiring interest on State money to accrue to the General Fund of the State;"; in line 12, strike "and"; in line 13, strike "this amendment" and substitute "a certain amendment to the Maryland Constitution"; in line 14, after "rejection" insert "; providing for the effective dates of this Act; and generally relating to the use of commercial gaming revenues for public education and school safety"; and after line 20, insert:

"BY adding to
Article – Education
Section 7–1506
Annotated Code of Maryland
(2018 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 and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)101. and 102.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to

Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 3, in line 1, strike "**AND (3)**" and substitute "**THROUGH (4)**"; in line 13, after "**THE**" insert "**SUPPLEMENTAL FUNDING FIRST SHALL BE ALLOCATED IN THE FOLLOWING MANNER:**

(I) IN FISCAL YEAR 2020, $75,000,000 FOR SCHOOL SAFETY CAPITAL COST GRANTS, AS RECOMMENDED BY THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION AND APPROVED BY THE BOARD OF PUBLIC WORKS; AND

(II) IN FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, $50,000,000 FOR THE SAFE SCHOOLS FUND ESTABLISHED UNDER § 7–1506 OF THE EDUCATION ARTICLE FOR SCHOOL SAFETY GRANTS.

(3) AFTER THE ALLOCATIONS REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE REMAINING";

and in line 26, strike "**(3)**" and substitute "**(4)**".

AMENDMENT NO. 3

On page 4, after line 7, insert:

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

Article – Education

7–1506.

(A) IN THIS SECTION, "FUND" MEANS THE SAFE SCHOOLS FUND.

(B) THERE IS A SAFE SCHOOLS FUND.

(C) THE PURPOSE OF THE FUND IS TO PROVIDE GRANTS TO COUNTY BOARDS FOR THE IMPLEMENTATION OF APPROVED EMERGENCY SAFETY PLANS AND OTHER SAFETY IMPROVEMENTS RECOMMENDED BY THE MARYLAND CENTER FOR SCHOOL SAFETY.

(D) THE DEPARTMENT SHALL ADMINISTER THE FUND.

(E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7–302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(F) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 9–1A–30 OF THE STATE GOVERNMENT ARTICLE;

(2) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

(3) ANY INTEREST EARNINGS OF THE FUND; AND

(4) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(G) THE FUND MAY BE USED ONLY TO PROVIDE GRANTS TO COUNTY BOARDS FOR THE IMPLEMENTATION OF APPROVED SCHOOL EMERGENCY PLANS AND OTHER SAFETY IMPROVEMENTS RECOMMENDED BY THE MARYLAND CENTER FOR SCHOOL SAFETY.

(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

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

(I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.

(J) MONEY EXPENDED FROM THE FUND TO COUNTY BOARDS FOR SCHOOL EMERGENCY PLANS AND OTHER SAFETY IMPROVEMENTS IS SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE APPROPRIATED TO COUNTY BOARDS.

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:

101. the Advance Directive Program Fund; **[**and**]**

102. the Make Office Vacancies Extinct Matching Fund**; AND**

103. THE SAFE SCHOOLS FUND.";

and in lines 8 and 12, strike "2." and "3.", respectively, and substitute "3." and "4.", respectively.

On page 5, after line 3, insert:

"SECTION 5. AND BE IT FURTHER ENACTED, That, except as provided in Section 4 of this Act, this Act shall take effect July 1, 2018.".

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 16 Negative – 29 (See Roll Call No. 568)

Read the second time and ordered prepared for Third Reading.

RECONSIDERATION

Senate Bill 46 – Senator Reilly

AN ACT concerning

Natural Resources – State Boat Act – Carbon Monoxide Safety

Senator Jennings moved to reconsider the vote by which **Senate Bill 46** was ordered printed for third reading and to place the bill back on second reading for the purpose of adding amendments.

The motion was adopted.

STATUS OF BILL: BILL ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0046/873827/1
BY: Senator Jennings

AMENDMENT TO SENATE BILL 46, AS AMENDED

In Senator Jennings' Amendment (SB0046/363626/1), in line 2, strike "**DIOXIDE**" and substitute "**MONOXIDE**".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF BILLS

Senator Smith moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill.

The motion was rejected by roll call vote as follows:

Affirmative – 30 Negative – 15 (See Roll Call No. 569)

MOTION

Senator Miller moved to convene session at 9:00 a.m. on March 16, 2018.

The motion was adopted by roll call vote as follows:

Affirmative – 24 Negative – 19 (See Roll Call No. 570)

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 571)

ADJOURNMENT

At 1:13 P.M. on motion of Senator Peters the Senate adjourned until 9:00 A.M. on Friday, March 16, 2018, in honor of Perry G. Bowen, Jr.

Annapolis, Maryland
Friday, March 16, 2018
9:00 A.M. Session

The Senate met at 9:15 A.M.

Prayer by Reverend Lukata Mjumbe, First Presbyterian of Livingston, guest of Senator Kagan.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 43 Members present.

(See Roll Call No. 573)

On motion of Senator Peters it was ordered that Senators Muse, Nathan–Pulliam, and Oaks be excused from today's session.

The Journal of March 15, 2018 was read and approved.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 17

House Bill 108 – Delegate Lafferty

AN ACT concerning

Department of Housing and Community Development – Baltimore Regional Neighborhood Initiative Program – Application Requirement

FOR the purpose of repealing the requirement that an application to the Department of Housing and Community Development for funds under the Baltimore Regional Neighborhood Initiative Program contain a local government resolution of support or letter of support; providing for the application of this Act; and generally relating to the Baltimore Regional Neighborhood Initiative Program.

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 6–502
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 6–505
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 203 – Delegates Hornberger, Luedtke, Afzali, Buckel, Ebersole, C. Howard, Long, Mosby, Reilly, Shoemaker, Walker, M. Washington, ~~and Wilkins~~ Wilkins, Kaiser, Turner, D. Barnes, Patterson, Rose, Simonaire, Tarlau, and A. Washington

AN ACT concerning

Higher Education – Senatorial and Delegate Scholarships – Reimbursement of ~~Certificate and License Programs~~ Expenses for Community College Certification and Licensure

FOR the purpose of authorizing certain recipients of a senatorial scholarship to use the scholarship to reimburse certain expenses for certificate or license programs or for certain courses or sequences of courses at community colleges; exempting certain applicants from the requirement that certain senatorial scholarship recipients take a certain examination and be enrolled in certain institutions; authorizing certain students to use a delegate scholarship to reimburse certain expenses for certificate or license programs or for certain courses or sequences of courses at community colleges; making certain stylistic changes; and generally relating to the use of senatorial and delegate scholarships for the reimbursement of expenses for certificate and license programs, courses, or sequences of courses at community colleges that lead to certification or licensure.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–401, 18–405(b)(2), and 18–501(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–402(a), 18–405(a), 18–406, and 18–506
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 335 – Delegates Haynes, B. Barnes, Chang, Gutierrez, Hettleman, Jackson, Jones, Korman, Lam, Lierman, Reznik, Sophocleus, and Valentino–Smith

AN ACT concerning

State Personnel – Grievance Procedures ~~– Exclusive Representatives~~

FOR the purpose of expanding the application of certain provisions of law governing grievance procedures for certain employees in the State Personnel Management System ~~to include certain exclusive representatives; authorizing certain exclusive representatives to present certain grievances free from coercion, discrimination, interference, reprisal, or restraint~~; requiring a grievant to complete certain forms in a certain manner for a certain purpose; applying a certain definition of "grievance" to a certain requirement that the Department of Transportation adopt certain regulations relating to employee grievance procedures; altering a certain definition; defining a certain term; making a conforming change; and generally relating to grievance procedures and ~~exclusive representatives of~~ State employees.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 12–101, 12–102, and ~~12–103(a)~~ 12–108
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 2–103.4(d)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 434 – Delegate Davis

AN ACT concerning

Vehicle Manufacturers – Notice to Purchasers and Lessees – Warranty Requirements

FOR the purpose of requiring a motor vehicle manufacturer, distributor, or factory branch to provide a certain notice of warranty requirements to the purchaser or lessee of a certain new motor vehicle within a certain period of time after the purchase or lease of the motor vehicle; providing for the application of this Act; and generally relating

to the provision of notice of warranty requirements to purchasers and lessees of motor vehicles by vehicle manufacturers, distributors, or factory branches.

BY adding to
Article – Transportation
Section 15–210.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

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

House Bill 494 – Delegates Beidle, Anderton, Carey, Cassilly, Holmes, Jalisi, Kipke, Otto, Robinson, Szeliga, West, ~~and Wivell~~ Wivell, Clark, Folden, Jacobs, Lafferty, and McMillan

AN ACT concerning

Safe Neighborhoods Act

FOR the purpose of reducing the number of days' notice that a landlord must give to evict a tenant for a breach of the lease that involves certain dangerous behavior; altering the requirements for the written notice that a landlord must give before the landlord may file a certain complaint to evict a tenant for a breach of a lease that involves certain dangerous behavior; reducing the amount of time after entry of a certain judgment during which a certain party may appeal to the circuit court in an eviction proceeding based on a breach of the lease that involves certain dangerous behavior; making technical and stylistic changes; and generally relating to expedited eviction proceedings.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–402.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 646 – Delegates Reilly, Adams, Afzali, Anderton, Arentz, Beitzel, Buckel, Carozza, Cassilly, Clark, Folden, Ghrist, Glass, Hornberger, S. Howard, Impallaria, Jacobs, Krebs, Malone, McComas, McDonough, McKay, Morgan, Otto, Parrott, Rey, Rose, Saab, Sample–Hughes, Shoemaker, Sophocleus, Szeliga, and Wivell

AN ACT concerning

Motor Vehicles – Gross Vehicle Weight – Agricultural Products

FOR the purpose of establishing a certain tolerance from the gross vehicle weight limits for certain vehicles used in certain agricultural activities during harvest time under certain circumstances; limiting the distance within which a certain vehicle operating under a certain tolerance from a certain gross vehicle weight limit may travel; making stylistic changes; and generally relating to gross vehicle weight.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 24–109
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 714 – Delegates McMillan, Fraser–Hidalgo, Ciliberti, Anderton, Beidle, Clark, Flanagan, Folden, Healey, Holmes, Jacobs, Jalisi, Lafferty, McCray, Otto, Robinson, and Stein

AN ACT concerning

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

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

BY repealing and reenacting, without amendments,
Article – Transportation
Section 25–108
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Chapter 491 of the Acts of the General Assembly of 2010, as amended by Chapters 64 and 65 of the Acts of the General Assembly of 2013 and Chapter 734 of the Acts of the General Assembly of 2016
Section 2

BY repealing and reenacting, with amendments,
Chapter 492 of the Acts of the General Assembly of 2010, as amended by Chapters 64 and 65 of the Acts of the General Assembly of 2013 and Chapter 734 of the Acts of the General Assembly of 2016

Section 2

BY repealing and reenacting, with amendments,
Chapter 734 of the Acts of the General Assembly of 2016
Section 4

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 781 – Delegates Mosby, Ali, Fennell, Hill, Luedtke, Moon, Morales, Tarlau, M. Washington, ~~and Wilkins~~ Wilkins, Afzali, D. Barnes, Buckel, Ebersole, Kaiser, Turner, Long, Patterson, Shoemaker, and A. Washington

AN ACT concerning

Higher Education – Educational Excellence Award Eligibility – High School Diploma by Examination

FOR the purpose of ~~specifying that a certain requirement to obtain a high school diploma shall be satisfied if a certain individual has obtained a high school diploma by examination~~ exempting certain individuals from certain requirements relating to the Guaranteed Access Grant, subject to certain qualifications; requiring certain individuals to meet certain qualifications under certain circumstances; altering a certain age for eligibility for the Guaranteed Access Grant under certain circumstances; providing for a delayed effective date for a certain provision of this Act; and generally relating to the eligibility for a Delegate Howard P. Rawlings Educational Excellence Award.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–301(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

~~BY adding to~~
~~Article – Education~~
~~Section 18–303.2~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Education
Section 18–303
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Education

Section 18–303(c)
Annotated Code of Maryland
(2018 Replacement Volume)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 782 – Delegates Waldstreicher ~~and Bromwell~~, Bromwell, Angel, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Maryland Achieving a Better Life Experience (ABLE) Program – ~~Death of a Designated Beneficiary~~ Modifications

FOR the purpose of providing that certain money in the Maryland Prepaid College Trust may not be considered money of or be commingled with the Maryland Broker–Dealer College Investment Plan or the Maryland ABLE Program; altering the title of a certain savings plan under the authority of the Maryland 529 Board; requiring the Board to allow the transfer of funds from certain trusts and plans to a certain program; altering the limit on money and assets that a certain account holder can contribute to an ABLE account during a certain period of time; altering the circumstances under which the Board shall issue a refund to an ABLE account contributor; authorizing money and assets in an ABLE account to be transferred, on the death of a designated beneficiary, to a certain estate or a certain ABLE account for an eligible individual, unless prohibited by federal law; prohibiting the State, unless required by federal law, from seeking payment from an ABLE account or its proceeds for certain medical benefits paid for the designated beneficiary; altering certain definitions; and generally relating to the Maryland ABLE Program.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–1903(a), 18–19A–01(a), 18–19A–02(a), 18–19B–01(a), 18–19B–02(a), 18–19C–01(b), and 18–19C–02(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

~~BY repealing~~
~~Article – Education~~
~~Section 18–19C–10~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

BY adding to

Article – Education
Section 18–1903(h) and (i), 18–1909(h), and 18–19C–10
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–1903(h) and (i), 18–1905.1(a), 18–1909(h), 18–19A–01(c), 18–19A–02(e), 18–19B–01(c), 18–19B–02(d), 18–19C–03(c), and 18–19C–09(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing
Article – Education
Section 18–19C–10
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 798 – Delegates Kittleman, Barkley, Hill, Metzgar, Pena–Melnyk, Rose, Sample–Hughes, Shoemaker, Valentino–Smith, ~~and K. Young~~ K. Young, Tarlau, and Ebersole

AN ACT concerning

Visual Impairments – Requirements for ~~Student Screening~~ Student Vision Screening and Information (Atticus Act)

FOR the purpose of requiring ~~a vision screening provided to certain students in public schools to include the administration of a screening for certain visual impairments; requiring~~ certain vision screenings to be given in certain years to certain students unless evidence is presented that the student has been tested by certain doctors ~~or screened for the symptoms of certain visual impairments~~; requiring the results of ~~a certain screening~~ certain screenings be ~~for vision impairments to be made part of a certain record,~~ given to the parents or guardians of certain students with certain educational materials~~, and reported to certain entities~~; requiring that ~~a specific notice be sent~~ certain additional information be provided to the parents or guardians of certain students who fail a certain vision screening; ~~repealing a requirement that a parent or guardian report, on a certain form, to certain entities on the recommended services received by a student; requiring the county board of education or the county health department to report to the Maryland Department of Health the results of screenings for visual impairments; exempting a student whose parent or guardian objects to a certain vision screening on certain grounds from taking the~~

~~screening;~~ and generally relating to student screening ~~requirements for~~ and information on visual impairments.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–404
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 808 – Delegates Tarlau, Ebersole, and Luedtke

AN ACT concerning

Education – Collective Bargaining for Noncertificated Employees – Supervisory Employees

FOR the purpose of altering the definition of "supervisory employee" by removing a provision that status as a supervisory employee may be determined by certain negotiations between a certain public school employer and a certain employee organization; and generally relating to collective bargaining for noncertificated employees.

BY repealing and reenacting, with amendments,
Article – Education
Section 6–501(i)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

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

House Bill 814 – Delegates Patterson, Afzali, D. Barnes, Buckel, Clark, Dumais, Fisher, Ghrist, Glass, Hornberger, C. Howard, Jackson, Jacobs, Jameson, Lisanti, Long, Mautz, McComas, McKay, Morgan, Otto, Parrott, Proctor, Reilly, Rey, Rose, Sample–Hughes, Sanchez, Shoemaker, Szeliga, and Wilson

AN ACT concerning

Workers' Compensation – Students in Unpaid Work–Based Learning Experiences

FOR the purpose of authorizing all county boards of education, rather than only certain county boards of education, to waive the requirement that a participating employer reimburse the county for the cost of the premium for workers' compensation coverage

provided to students placed in unpaid work–based learning experiences or pay a certain fee; and generally relating to workers' compensation coverage for unpaid work–based learning experiences.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–114
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 9–228(c)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

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

House Bill 899 – ~~**Delegate Reilly**~~ **Harford County Delegation**

AN ACT concerning

Harford County – Board of License Commissioners – Temporary License Application

FOR the purpose of prohibiting, in Harford County, the Board of License Commissioners from requiring applications for certain temporary licenses to include copies of a catering contract or menu for the licensed event, the signature of the owner of the property where the licensed event is to be held, or a notarized application; 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
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 22–1301
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 22–1302
Annotated Code of Maryland

(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 908 – Delegates Pena–Melnyk, McCray, Angel, B. Barnes, Barron, Bromwell, Clippinger, Frick, Hayes, Hill, Kelly, Korman, J. Lewis, McIntosh, Morales, Platt, Rosenberg, Sample–Hughes, Sanchez, K. Young, ~~and P. Young~~ P. Young, Pendergrass, Cullison, Kipke, Metzgar, Miele, Morgan, Saab, and West

AN ACT concerning

Health Insurance – Coverage of Fertility Preservation Procedures for Iatrogenic Infertility

FOR the purpose of requiring, except under certain circumstances, certain insurers, nonprofit health service plans, and health maintenance organizations that provide certain benefits under certain insurance policies or contracts to provide coverage for certain fertility preservation procedures; providing for the application of this Act; defining certain terms; providing for a delayed effective date; and generally relating to health insurance coverage for fertility preservation procedures.

BY adding to
Article – Insurance
Section 15–810.1
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Insurance
Section 31–116(a)
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 1014 – Delegates Turner, Kaiser, Ebersole, Luedtke, ~~and Walker~~ Walker, Buckel, Hornberger, and Rose

AN ACT concerning

Expansion of Commercial Gaming – Referendum – Sports Wagering

FOR the purpose of providing that the General Assembly may authorize, by law, the State Lottery and Gaming Control Commission to issue certain sports wagering licenses; providing that a license may be issued only to certain entities; declaring the intent

of the General Assembly that certain revenues be used for dedicated purposes; making this Act subject to a certain contingency; submitting, subject to a certain contingency, this Act to a referendum of the qualified voters of the State; requiring the State Board of Elections to do certain things necessary to provide for and hold the referendum; and generally relating to sports wagering in the State.

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1630 – Delegates Vallario, Anderson, Angel, Branch, Conaway, Frush, Gibson, Haynes, J. Lewis, Proctor, Queen, Sanchez, Sydnor, ~~and Valentino-Smith~~ Valentino–Smith, Ali, Wilkins, Luedtke, Patterson, Mosby, Ebersole, D. Barnes, Turner, M. Washington, and A. Washington

AN ACT concerning

Higher Education – James Proctor Scholarship Program – Established

FOR the purpose of establishing the James Proctor Scholarship Program at historically black colleges and universities; establishing the purpose of the Program; requiring each historically black college or university to apply funding from the Program to the tuition and fees of certain students; requiring certain financial aid to be applied first to certain tuition and fees; requiring each historically black college or university to administer the Program and to adopt certain policies; ~~requiring~~ authorizing the Governor to include in the State budget an appropriation ~~of at least a certain amount~~ for scholarships under the Program; requiring that certain funds be divided and distributed equally to each historically black college or university; defining certain terms; and generally relating to the James Proctor Scholarship Program.

BY adding to
Article – Education
Section 18–2101 through 18–2106 to be under the new subtitle "Subtitle 21. James Proctor Scholarship Program"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Joint Resolution 11 – Delegates Gaines, Ali, Anderson, Angel, Atterbeary, B. Barnes, D. Barnes, Beidle, Brooks, Chang, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frush, Gibson, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Hill, Hixson, Holmes, C. Howard, Jackson, Jameson, Jones, Kelly, Kramer, Krimm, Lafferty, Lam, J. Lewis, R. Lewis, Lierman, Lisanti, Luedtke, McCray, A. Miller, Moon, Morales, Morhaim, Mosby, Patterson, Pena–Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Sample–Hughes, Sanchez, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, A. Washington, M. Washington,

Wilkins, Wilson, K. Young, ~~and P. Young~~ P. Young, Barve, Bromwell, Carr, Clippinger, Healey, McIntosh, and Pendergrass

A House Joint Resolution concerning

United States Constitution – Amendments Convention – Democracy Amendment

FOR the purpose of applying to the U.S. Congress for an amendments convention called under Article V of the U.S. Constitution, on the application of the legislatures of two–thirds of the several states, to propose an amendment to the U.S. Constitution that ~~affirms every citizen's individual right to vote, reserves constitutional rights to natural persons, and~~ authorizes regulation of contributions and expenditures intended to influence elections; and generally relating to an application to Congress for a convention to propose an amendment to the U.S. Constitution.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

LAID OVER CALENDAR NO. 10

Senate Bill 532 – Senators Pinsky, Conway, Currie, Kagan, King, Lee, Manno, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Higher Education – Financial Aid – In–State Students
(The Jill Wrigley Memorial Scholarship Expansion Act)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB0532/614734/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 532
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Ferguson, and Nathan–Pulliam".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 795 – Senators Pinsky, Conway, Kagan, Nathan–Pulliam, Robinson, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Higher Education – Private Career Schools and For–Profit Institutions of Higher Education – Regulation

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (4) AND THE FAVORABLE REPORT.

SB0795/424530/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 795
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "and" and substitute a comma; in line 3, after "Education" insert ", and For–Profit Online Distance Education Programs"; in line 4, strike "and" and substitute a comma; in line 5, after "education" insert ", and certain institutions of higher education required to register with the Maryland Higher Education Commission under certain circumstances"; strike beginning with "unless" in line 5 down through "information" in line 6 and substitute "in certain programs under certain circumstances; requiring certain schools or institutions to provide to certain students certain information before the student signs an enrollment agreement, completes registration, or makes a financial commitment to the school or institution; requiring certain information to be displayed in a certain manner; requiring certain schools and institutions to maintain certain records for a certain period of time"; in line 6, strike "Maryland Higher Education"; in line 7, strike "private career"; in the same line, strike "for–profit"; in the same line, strike "of higher education"; strike beginning with "other" in line 8 down through "liability" in line 9 and substitute "irrevocable letter of credit in a certain amount and between the surety and the Commission"; strike beginning with "requiring" in line 10 down through "correction" in line 15 and substitute "authorizing the Commission to create and provide for certain guaranty

funds"; in line 17, strike "and" and substitute a comma; in the same line, after "education" insert ", and for–profit online distance education programs"; after line 22, insert:

"BY repealing and reenacting, without amendments,
Article – Education
Section 11–202.2(a) and (b)
Annotated Code of Maryland
(2018 Replacement Volume)";

and in line 25, strike "11–203" and substitute "11–203(a) through (c) and (d)(1)".

AMENDMENT NO. 2

On page 2, in line 6, after "Article," insert "**OR A FOR–PROFIT INSTITUTION OF HIGHER EDUCATION THAT IS REQUIRED TO REGISTER WITH THE MARYLAND HIGHER EDUCATION COMMISSION UNDER § 11–202.2 OF THE EDUCATION ARTICLE,**"; in line 19, after "**(B)**" insert "**(1)**"; in the same line, strike "**A**" and substitute "**BEFORE A PROSPECTIVE STUDENT SIGNS AN ENROLLMENT AGREEMENT, COMPLETES REGISTRATION, OR MAKES A FINANCIAL COMMITMENT TO A**"; in the same line, strike "**OR**" and substitute a comma; in line 20, after "**EDUCATION**" insert "**, OR FOR–PROFIT INSTITUTION OF HIGHER EDUCATION THAT IS REQUIRED TO REGISTER WITH THE COMMISSION, THE SCHOOL OR INSTITUTION SHALL PROVIDE TO THE STUDENT**"; strike beginning with "**MAY**" in line 20 down through "**OF**" in line 21; strike in their entirety lines 22 through 26, inclusive, and substitute:

"**(I) THE TOTAL COST OF ATTENDANCE FOR THE PROGRAM, AS DEFINED IN 20 U.S.C. § 1087LL;**

(II) THE LENGTH OF THE PROGRAM;

(III) THE NUMBER OF CLOCK OR CREDIT HOURS, OR THE EQUIVALENT INFORMATION;

(IV) THE SCHOOL OR INSTITUTION'S CANCELLATION AND REFUND POLICY;

(V) THE PROGRAM'S COMPLETION RATES FOR BOTH FULL–TIME AND PART–TIME STUDENTS; AND

(VI) THE PROGRAM'S WITHDRAWAL RATES.

(2) (I) THE INFORMATION DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE PROMINENTLY DISPLAYED IN A LETTER OR E–MAIL TO A PROSPECTIVE STUDENT.

(II) THE LETTER OR E–MAIL MAY NOT CONTAIN ANY OTHER SUBSTANTIVE INFORMATION FROM THE SCHOOL OR INSTITUTION.

(3) THE SCHOOL OR INSTITUTION SHALL MAINTAIN RECORDS OF THE SCHOOL'S OR INSTITUTION'S EFFORTS TO PROVIDE THE INFORMATION DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION TO A PROSPECTIVE STUDENT FOR AT LEAST 5 YEARS AFTER THE STUDENT ENROLLS AT THE SCHOOL OR INSTITUTION.".

AMENDMENT NO. 3

On page 2, after line 27, insert:

"11–202.2.

(a) (1) In this subtitle the following words have the meanings indicated.

(2) "Fully online distance education program in the State" means a program, originating outside the State, offered by an out–of–state institution in which:

(i) A student domiciled in Maryland enrolls;

(ii) 51% or more of the program is offered through electronic distribution; and

(iii) The Commission determines that the portion of the program offered at a location in the State, if any, does not require a certificate of approval under § 11–202 of this subtitle for the institution to operate in the State.

(3) "Out–of–state institution" means an institution of higher education whose primary campus exists outside Maryland and whose authority to grant degrees is conferred by another state.

(b) (1) An institution of higher education that enrolls Maryland students in a fully online distance education program in the State shall file an application to register with the Commission before or within 3 months of enrolling the first Maryland student.

(2) This section does not apply to an institution of higher education that enrolls Maryland students in a fully online distance education program in the State that:

(i) Is subject to program review by the Commission under § 11–206 or § 11–206.1 of this subtitle;

(ii) Participates in the Southern Regional Education Board's Electronic Campus; or

(iii) Participates in the State Authorization Reciprocity Agreement (SARA).

(3) (i) After filing an application under paragraph (1) of this subsection, an institution that has enrolled a Maryland student before obtaining a registration under this section may continue to operate without a registration while the Commission considers the institution's application, conducts a hearing concerning the institution's application, or participates in judicial review regarding an institution's application.

(ii) An institution that continues to operate without a registration under subparagraph (i) of this paragraph shall furnish a performance bond or other form of financial guarantee to the State in an amount set by regulation that is in addition to and separate from a performance bond or other form of financial guarantee required under § 11–203 of this subtitle.".

On page 3, in line 8, strike "**AND (5)**"; in line 10, after "**STATE**" insert "**, AND EACH FOR–PROFIT INSTITUTION OF HIGHER EDUCATION THAT IS REQUIRED TO REGISTER WITH THE COMMISSION UNDER § 11–202.2 OF THIS SUBTITLE,**"; strike beginning with "**OTHER**" in line 11 down through "**INSTITUTION**" in line 12 and substitute "**IRREVOCABLE LETTER OF CREDIT IN AN AMOUNT EQUAL TO THE SCHOOL'S OR INSTITUTION'S NON–TITLE IV ADJUSTED GROSS TUITION AND FEES FOR THE PRIOR JULY 1 THROUGH JUNE 30**"; in line 13, after "(b)" insert "**(1)**"; in line 14, after "**SECTION**" insert "**AND SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION**"; and after line 15, insert:

"**(2) A PERFORMANCE BOND OR IRREVOCABLE LETTER OF CREDIT REQUIRED UNDER THIS SECTION SHALL BE BETWEEN THE SURETY AND THE COMMISSION.**".

AMENDMENT NO. 4

On page 3, in line 22, strike "Shall" and substitute "**MAY**".

On pages 3 through 7, strike in their entirety the lines beginning with line 29 on page 3 through line 5 on page 7, inclusive.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 788 – Senators Kagan, Bates, Feldman, Guzzone, Kelley, King, Klausmeier, Lee, Madaleno, Ready, Smith, and Young

AN ACT concerning

Public Information Act – Revisions

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0788/424933/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 788

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Kelley,"; and in line 15, after "custodian" insert ", except as otherwise provided in certain provisions of law,".

AMENDMENT NO. 2

On page 6, in line 32, after "**UNDER**" insert "**PARAGRAPH (1)(I), (II), OR (III) OF**".

On page 7, in line 8, after "**SUBSECTION**" insert "**AND EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE**"; and in line 17, strike "**(A)**" and substitute "**(B)(1)(I), (II), OR (III)**".

The preceding 2 amendments were read only.

Senator Smith moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

Senate Bill 1202 – Senators Peters, Miller, DeGrange, Guzzone, Kasemeyer, and Serafini

AN ACT concerning

Higher Education – Richard W. Collins III Leadership With Honor Scholarship – Establishment

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB1202/264230/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1202
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Serafini" and substitute "Serafini, Conway, Pinsky, Bates, Kagan, Nathan–Pulliam, Robinson, Salling, Simonaire, Waugh, Young, and Zucker".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB1202/893527/1

BY: Senator Peters

AMENDMENT TO SENATE BILL 1202, AS AMENDED

In the Education, Health, and Environmental Affairs Committee Amendment (SB1202/264230/1), in line 3, strike "and Zucker" and substitute "Zucker, Zirkin, Kelley, Brochin, Cassilly, Hough, Lee, Muse, Ramirez, Ready, Smith, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, Madaleno, Currie, Eckardt, Edwards, Ferguson, King, Manno, McFadden, and Oaks".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 24

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 387 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Health Insurance – Health Care Access Program – Establishment
(Maryland Health Care Access Act of 2018)

SB0387/727070/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 387
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Health Care Access Program – Establishment" and substitute "Individual Market Stabilization".

On pages 1 and 2, strike beginning with "requiring" in line 4 on page 1 down through the first semicolon in line 7 on page 2, inclusive, and substitute "requiring certain health insurers, nonprofit health service plans, health maintenance organizations, and managed care organizations to be subject to a certain assessment in a certain year; establishing the purpose and providing for the distribution of the assessment; establishing that certain provisions of law that apply to certain small employer health benefit plans apply to health

benefit plans offered by certain entities; altering the definition of "short–term limited duration insurance" as it relates to certain provisions of law governing individual health benefit plans; altering the membership of the Maryland Health Insurance Coverage Protection Commission; requiring the Commission to study and make recommendations for individual and group health insurance market stability; requiring the Commission to engage an independent actuarial firm to assist in a certain study; requiring the Commission to include its findings and recommendations from a certain study in a certain report;".

On page 2, in line 11, strike ", 31–108(h), and 31–117.1"; in line 16, strike "31–102(c), 31–107(b) and (e) through (g), and 31–115(b)" and substitute "15–1202 and 15–1301(s)"; and strike lines 19 through 28, inclusive, and substitute:

"BY repealing and reenacting, without amendments,
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(b) and (g)

BY repealing and reenacting, with amendments,
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(c)(6)(viii) and (ix), (h), and (i)

BY adding to
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(c)(6)(x) and (h)".

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with line 33 on page 2 through line 24 on page 3, inclusive, and substitute:

"**(A) THIS SECTION APPLIES TO:**

(1) A HEALTH INSURER, NONPROFIT HEALTH SERVICE PLAN, OR HEALTH MAINTENANCE ORGANIZATION THAT PROVIDES A HEALTH BENEFIT PLAN REGULATED BY THE STATE; AND

(2) A MANAGED CARE ORGANIZATION AUTHORIZED UNDER TITLE 15, SUBTITLE 1 OF THE HEALTH – GENERAL ARTICLE.

(B) THE PURPOSE OF THIS SECTION IS TO RECOUP THE HEALTH INSURANCE

PROVIDER FEE THAT OTHERWISE WOULD HAVE BEEN ASSESSED UNDER § 9010 OF THE AFFORDABLE CARE ACT THAT IS ATTRIBUTABLE TO STATE HEALTH RISK FOR CALENDAR YEAR 2019 AS A BRIDGE TO STABILITY IN THE INDIVIDUAL HEALTH INSURANCE MARKET.

(C) (1) IN CALENDAR YEAR 2019, IN ADDITION TO THE AMOUNTS OTHERWISE DUE UNDER THIS SUBTITLE, AN ENTITY SUBJECT TO THIS SECTION SHALL BE SUBJECT TO AN ASSESSMENT OF 2.75% ON ALL AMOUNTS USED TO CALCULATE THE ENTITY'S PREMIUM TAX LIABILITY UNDER § 6–102 OF THIS SUBTITLE OR THE AMOUNT OF THE ENTITY'S PREMIUM TAX EXEMPTION VALUE FOR CALENDAR YEAR 2018.

(2) NOTWITHSTANDING § 2–114 OF THIS ARTICLE, THE ASSESSMENT REQUIRED UNDER THIS SECTION SHALL BE DISTRIBUTED BY THE COMMISSIONER TO THE MARYLAND HEALTH BENEFIT EXCHANGE FUND ESTABLISHED UNDER § 31–107 OF THIS ARTICLE.".

AMENDMENT NO. 3

On page 3, before line 25, insert:

"15–1202.

(a) This subtitle applies only to a health benefit plan that:

(1) covers eligible employees of small employers in the State; and

(2) is issued or renewed on or after July 1, 1994, if:

(i) any part of the premium or benefits is paid by or on behalf of the small employer;

(ii) any eligible employee or dependent is reimbursed, through wage adjustments or otherwise, by or on behalf of the small employer for any part of the premium;

(iii) the health benefit plan is treated by the employer or any eligible employee or dependent as part of a plan or program under the United States Internal Revenue Code, 26 U.S.C. § 106, § 125, or § 162; or

(iv) the small employer allows eligible employees to pay for the health benefit plan through payroll deductions.

(b) A carrier is subject to the requirements of § 15–1403 of this title in connection with health benefit plans issued under this subtitle.

(C) THIS SUBTITLE APPLIES TO ANY HEALTH BENEFIT PLAN OFFERED BY AN ASSOCIATION, A PROFESSIONAL EMPLOYEE ORGANIZATION, OR ANY OTHER ENTITY, INCLUDING A PLAN ISSUED UNDER THE LAWS OF ANOTHER STATE, IF THE HEALTH BENEFIT PLAN COVERS ELIGIBLE EMPLOYEES OF ONE OR MORE SMALL EMPLOYERS AND MEETS THE REQUIREMENTS OF SUBSECTION (A) OF THIS SECTION.

15–1301.

(s) "Short–term limited duration insurance" **[**has the meaning stated in 45 C.F.R. § 144.103**] MEANS HEALTH INSURANCE COVERAGE PROVIDED UNDER A POLICY OR CONTRACT WITH A CARRIER AND THAT:**

(1) HAS A POLICY TERM THAT IS LESS THAN 3 MONTHS AFTER THE ORIGINAL EFFECTIVE DATE OF THE POLICY OR CONTRACT;

(2) MAY NOT BE EXTENDED OR RENEWED;

(3) APPLIES THE SAME UNDERWRITING STANDARDS TO ALL APPLICANTS REGARDLESS OF WHETHER THEY HAVE PREVIOUSLY BEEN COVERED BY SHORT–TERM LIMITED DURATION INSURANCE; AND

(4) CONTAINS THE NOTICE REQUIRED BY FEDERAL LAW PROMINENTLY DISPLAYED IN THE CONTRACT AND IN ANY APPLICATION MATERIALS PROVIDED IN CONNECTION WITH ENROLLMENT.".

AMENDMENT NO. 4

On pages 3 through 12, strike beginning with line 25 on page 3 through line 27 on page 12, inclusive, and substitute:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read

as follows:

Chapter 17 of the Acts of 2017

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

(b) There is a Maryland Health Insurance Coverage Protection Commission.

(c) The Commission consists of the following members:

(6) the following members:

(viii) one representative of behavioral health providers, appointed jointly by the President of the Senate and the Speaker of the House; **[**and**]**

(ix) two members of the public:

1. one of whom shall be appointed jointly by the President of the Senate and the Speaker of the House; and

2. one of whom shall be appointed by the Governor**; AND**

(X) ONE REPRESENTATIVE OF A GROUP MODEL HEALTH MAINTENANCE ORGANIZATION THAT PARTICIPATES IN THE INDIVIDUAL MARKET, APPOINTED BY THE GOVERNOR.

(g) (1) The Commission shall:

(i) monitor potential and actual federal changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, and the Maryland All–Payer Model;

(ii) assess the impact of potential and actual federal changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, and the Maryland All–Payer Model; and

(iii) provide recommendations for State and local action to protect access of residents of the State to affordable health coverage.

(2) The duties of the Commission under paragraph (1) of this subsection shall include a study that includes:

(i) an assessment of the current and potential adverse effects of the loss of health coverage on the residents, public health, and economy of the State resulting from changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model;

(ii) an estimate of the costs to the State and State residents of adverse effects from changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model and the resulting loss of health coverage;

(iii) an examination of measures that may prevent or mitigate the adverse effects of changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model and the resulting loss of health coverage on the residents, public health, and economy of the State; and

(iv) recommendations for laws that:

1. may be warranted to minimize the adverse effects associated with changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model; and

2. will assist residents in obtaining and maintaining affordable health coverage.

(H) (1) THE COMMISSION SHALL STUDY AND MAKE RECOMMENDATIONS FOR INDIVIDUAL AND GROUP HEALTH INSURANCE MARKET STABILITY, INCLUDING:

(I) THE COMPONENTS OF ONE OR MORE WAIVERS UNDER § 1332 OF THE AFFORDABLE CARE ACT TO ENSURE MARKET STABILITY THAT MAY BE SUBMITTED BY THE STATE;

(II) WHETHER TO PURSUE A STANDARD PLAN DESIGN THAT LIMITS COST SHARING;

(III) WHETHER TO MERGE THE INDIVIDUAL AND SMALL GROUP HEALTH INSURANCE MARKETS IN THE STATE FOR RATING PURPOSES;

(IV) WHETHER TO PURSUE A BASIC HEALTH PROGRAM;

(V) WHETHER TO PURSUE A MEDICAID BUY–IN PROGRAM FOR THE INDIVIDUAL MARKET;

(VI) WHETHER TO PROVIDE SUBSIDIES THAT SUPPLEMENT PREMIUM TAX CREDITS OR COST–SHARING REDUCTIONS DESCRIBED IN § 1402(C) OF THE AFFORDABLE CARE ACT; AND

(VII) WHETHER TO ADOPT A STATE–BASED INDIVIDUAL HEALTH INSURANCE MANDATE AND HOW TO USE PAYMENTS COLLECTED FROM INDIVIDUALS WHO DO NOT MAINTAIN MINIMUM ESSENTIAL COVERAGE, INCLUDING USE OF THE PAYMENTS TO ASSIST INDIVIDUALS IN PURCHASING HEALTH INSURANCE.

(2) THE COMMISSION SHALL ENGAGE AN INDEPENDENT ACTUARIAL FIRM TO ASSIST IN ITS STUDY UNDER THIS SUBSECTION.

(3) THE COMMISSION SHALL INCLUDE ITS FINDINGS AND RECOMMENDATIONS FROM THE STUDY REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IN THE ANNUAL REPORT SUBMITTED BY THE COMMISSION ON OR BEFORE DECEMBER 31, 2019, UNDER SUBSECTION (J) OF THIS SECTION.

[(h)**](I)** The Commission may:

(1) hold public meetings across the State to carry out the duties of the Commission; and

(2) convene workgroups to solicit input from stakeholders.

[(i)**](J)** On or before December 31 each year, the Commission shall submit a report on its findings and recommendations, including any legislative proposals, to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.”.

On page 12, in line 28, strike "6." and substitute "3."; strike beginning with the second comma in line 28 down through the first comma in line 29; and strike beginning with the second comma in line 31 down through the comma in line 32.

The preceding 4 amendments were read only.

Senator Ready moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1267 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Maryland Health Benefit Exchange – Establishment of a Reinsurance Program

SB1267/377071/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1267
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Middleton" and substitute "Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe".

AMENDMENT NO. 2

On page 2, in line 36, after "under" insert "**[**§ 31–117 of**]**".

The preceding 2 amendments were read only.

Senator Hough moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 25

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 4 – Senator Nathan–Pulliam

AN ACT concerning

Department of Aging – Study of Nursing Home Quality of Care

SB0004/827970/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 4
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike line 2 in its entirety and substitute "Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities – Revisions"; strike beginning with "requiring" in line 3 down through "Maryland" in line 8 and substitute "altering the membership, powers, and duties of the Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities; providing that the designee of the Secretary of Aging may chair the Oversight Committee; requiring the Oversight Committee to review changes to the membership and duties of the Oversight Committee enacted by this Act and make certain recommendations to the Senate Finance Committee and the House Health and Government Operations Committee on or before a certain date; providing for the construction of this Act; and generally relating to the Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities"; and after line 8, insert:

"BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–1409
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 9 on page 1 through line 3 on page 2, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Health – General

19–1409.

(a) There is an Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities.

(b) The Oversight Committee shall consist of the following members:

(1) One member of the Senate Finance Committee, appointed by the President of the Senate;

(2) One member of the Senate Education, Health, and Environmental Affairs Committee, appointed by the President of the Senate;

(3) Two members of the House Health and Government Operations Committee, appointed by the Speaker of the House;

(4) The Secretary **[**of the Department**]** of Aging**, OR THE SECRETARY'S DESIGNEE**;

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

(6) THE DIRECTOR OF THE OFFICE OF HEALTH CARE QUALITY, OR THE DIRECTOR'S DESIGNEE;

[(6)**] (7)** One representative from the Maryland Department of Health's Behavioral Health Administration**, APPOINTED BY THE DEPUTY SECRETARY FOR BEHAVIORAL HEALTH**;

[(7)**] (8)** The Secretary of Human Services, or the Secretary's designee;

(9) THE SECRETARY OF DISABILITIES, OR THE SECRETARY'S DESIGNEE;

(10) THE STATE LONG–TERM CARE OMBUDSMAN;

[(8)**] (11)** **[**Three**] TWO** representatives of area agencies on aging, one of which shall be a member of a local long–term care ombudsman program established under Title 10, Subtitle 9 of the Human Services Article, **[**appointed by the Secretary of Aging**] SELECTED BY THE PRESIDENT OF THE MARYLAND ASSOCIATION OF AREA AGENCIES ON AGING**;

(12) ONE REPRESENTATIVE OF A LOCAL LONG–TERM CARE OMBUDSMAN ENTITY, SELECTED BY THE STATE LONG–TERM CARE OMBUDSMAN;

(13) THREE CONSUMER MEMBERS, SELECTED BY THE STATE LONG–TERM CARE OMBUDSMAN, ALL OF WHOM SHALL BE CONSUMERS LIVING IN AN ASSISTED LIVING FACILITY OR A NURSING HOME OR HAVE A FAMILY MEMBER LIVING IN AN ASSISTED LIVING FACILITY OR A NURSING HOME; AND

(14) THE FOLLOWING REPRESENTATIVES, SELECTED BY THE ORGANIZATIONS THE INDIVIDUAL REPRESENTS:

[(9)**] (I)** One representative from the Health Facilities Association of Maryland;

[(10)**] (II)** One representative from the Mid–Atlantic LifeSpan;

[(11)**] (III)** One representative of the Hospice Network of Maryland;

[(12)**] (IV)** One representative of the Maryland Hospital Association;

[(13)**] (V)** One representative of **[**the Service Employees International Union**] 1199SEIU UNITED HEALTH WORKERS EAST**;

[(14)**] (VI)** One representative of the Maryland Chapter of AARP;

[(15)**] (VII)** One representative of United Seniors of Maryland;

[(16)**] (VIII)** One representative of Voices for Quality Care;

[(17)**]** **(IX)** One representative of the Mental Health Association **OF MARYLAND** knowledgeable in **[**elderly**]** issues **OF AGING**;

[(18)**]** **(X)** One representative of the Greater Maryland Chapter of the Alzheimer's Association;

[(19) Three representatives from the assisted living industry, of which one shall represent a program that cares for one to four residents, one shall represent a program that cares for five to nine residents, and one shall represent a program that cares for more than 10 residents; and

(20) Three consumer members appointed by the Governor, one of whom shall be a consumer living in an assisted living facility**]** **AND**

(XI) ONE REPRESENTATIVE OF THE MARYLAND ASSOCIATION OF ADULT DAY SERVICES.

(c) The Secretary of Aging, **OR THE SECRETARY'S DESIGNEE,** shall chair the Oversight Committee.

(d) The Oversight Committee shall evaluate the progress in improving nursing home care quality and assisted living facility quality statewide, **[**including**]** **WHICH MAY INCLUDE** consideration of:

(1) Quality of care standards for nursing homes and assisted living facilities;

(2) Standards for the identification of the onset of dementia and Alzheimer's disease;

(3) Standards for the identification of conditions appropriate for hospice services;

(4) Staffing patterns and staffing standards;

(5) Policies and procedures for inspecting nursing homes and assisted living facilities, and responding to quality of care complaints;

(6) A comparison of Maryland standards, policies, and procedures to those in other states;

(7) The labor pool available to fill nursing and nursing aide jobs;

(8) State funding mechanisms for nursing homes and assisted living facilities, including the Medicaid Nursing Home Reimbursement System, **POTENTIAL BARRIERS TO ELIGIBILITY IN THE MARYLAND MEDICAL ASSISTANCE PROGRAM, POTENTIAL BARRIERS TO THE TIMELY PAYMENT OF CLAIMS SUBMITTED TO THE MARYLAND MEDICAL ASSISTANCE PROGRAM,** and regulation of nursing homes; **[**and**]**

(9) The provision and quality of **[**mental**] DEMENTIA CARE** and behavioral health **[**care**] SUPPORTS AND** services to meet the needs of nursing home and assisted living facility residents**;**

(10) STAFF TRAINING AND DEVELOPMENT;

(11) THE RIGHTS OF RESIDENTS;

(12) DATA ON RESIDENT SATISFACTION;

(13) RESIDENT ASSESSMENTS;

(14) RESIDENT CARE PLANNING;

(15) THE MONITORING OF RESIDENTS; AND

(16) THE CHANGE OF RESIDENT STATUS.

(e) The Office of Health Care Quality in the Maryland Department of Health shall submit a report to the Oversight Committee annually on the status of quality of care in nursing homes and assisted living facilities.

(f) The Deputy Secretary of Health Care Financing, or the Deputy Secretary's designee, shall report annually to the Oversight Committee on the status of the Medicaid Nursing Home Reimbursement System, which shall include but not be limited to:

(1) Elements of the existing methodology that are no longer relevant;

(2) Elements of the existing methodology that can be revised;

(3) The appropriateness of redesigning the system given changing demographics of the target population; and

(4) General Fund and federal fund savings from a system redesign that may be redirected to nursing home staff development in the nursing cost center.

(g) The Oversight Committee shall review the reports of the Office of Health Care Quality and the Deputy Secretary of Health Care Financing and develop recommendations to continue improvement in nursing home and assisted living facility care.

(H) THE OVERSIGHT COMMITTEE MAY:

(1) REVIEW LEGISLATION INTRODUCED IN THE GENERAL ASSEMBLY THAT MAY AFFECT NURSING HOME AND ASSISTED LIVING FACILITY CARE; AND

(2) MAKE RECOMMENDATIONS ABOUT THE LEGISLATION TO THE GENERAL ASSEMBLY.

(I) THE OVERSIGHT COMMITTEE MAY:

(1) REVIEW PROPOSED REGULATIONS THAT MAY AFFECT NURSING HOME AND ASSISTED LIVING FACILITY CARE; AND

(2) MAKE RECOMMENDATIONS ABOUT THE REGULATIONS TO THE DEPARTMENTS PROPOSING THE REGULATIONS AND TO THE JOINT COMMITTEE ON ADMINISTRATIVE, EXECUTIVE, AND LEGISLATIVE REVIEW.

[(h)**] (J)** The Oversight Committee shall report its findings and recommendations to the Governor and, subject to § 2–1246 of the State Government Article, to the General Assembly on or before December 1 of each year.

[(i)**] (K)** The Department of Aging, with assistance from the Maryland Department of Health, the Department of Human Services, and the Department of Legislative Services, shall provide staff support for the Oversight Committee.

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before November 1, 2018, the Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities shall review the changes to the membership and duties of the Oversight Committee enacted by this Act and, subject to § 2–1246 of the State Government Article, make recommendations on any additional legislative changes that may be necessary to the Senate Finance Committee and the House Health and Government Operations Committee.

SECTION 3. AND BE IT FURTHER ENACTED, That § 19–1409(b) of the Health – General Article, as enacted by Section 1 of this Act, may not be construed to require the resignation or replacement of any members currently serving on the Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities solely on the basis of who selected or appointed the individual to serve on the Oversight Committee.".

On page 2, in line 4, strike "2." and substitute "4.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 765 – Senator Mathias

AN ACT concerning

Maryland Medical Assistance Program – Clinical Services Provided by Certified Peer Recovery Specialists

SB0765/477279/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 765
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Mathias" and substitute "Senators Mathias, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Reilly, and Rosapepe"; in line 2, strike "Medical Assistance Program" and substitute "Department of Health"; in the same line, strike "Clinical" and substitute "Reimbursement for"; in line 3, after "Specialists" insert "– Workgroup and Report"; strike beginning with "authorizing" in line 4 down through "by" in line 9 and substitute "requiring the Secretary of Health to convene a stakeholder workgroup to make findings and recommendations on issues related to the reimbursement of certified peer recovery specialists; requiring the workgroup to include representatives of certain persons; requiring the Secretary to submit a certain report to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a workgroup to study and report on the reimbursement of"; and strike in their entirety lines 10 through 14, inclusive.

AMENDMENT NO. 2

On page 1, in line 16, strike "the Laws of Maryland read as follows"; and after line 16, insert:

"(a) The Secretary of Health shall convene a stakeholder workgroup to make findings and recommendations on issues related to the reimbursement of certified peer recovery specialists, including:

(1) whether statutory or regulatory changes are required; and

(2) whether an amendment to the State plan or waiver under the federal Social Security Act is required.

(b) The workgroup convened under subsection (a) of this section shall include representatives of the Maryland Department of Health, behavioral health providers, certified peer recovery specialists, advocacy organizations, and other interested stakeholders.

(c) On or before December 1, 2018, the Secretary of Health shall submit a report on the findings and recommendations of the workgroup convened under subsection (a) of this section to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.".

On pages 1 through 4, strike in their entirety the lines beginning with line 17 on page 1 through line 6 on page 4, inclusive.

On page 4, in line 7, strike "3." and substitute "2."; in line 8, strike "October" and substitute "July"; and in the same line, after "2018." insert "It shall remain effective for a period of 6 months and, at the end of December 31, 2018, this Act, with no further action required by the General Assembly, 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 912 – Senators Ferguson, Madaleno, Rosapepe, Young, and Zucker

AN ACT concerning

Maryland Prenatal and Infant Care Coordination Services Grant Program Fund (Thrive by Three Fund)

SB0912/887172/1
BY: Finance Committee

AMENDMENT TO SENATE BILL 912
(First Reading File Bill)

On page 3, strike beginning with "**AND**" in line 3 down through "**INTERVENTIONS**" in line 4; and strike beginning with "**AND**" in line 19 down through "**INTERVENTIONS**" in line 20.

On page 4, in line 9, strike "**AND EVIDENCE–BASED SUPPORTS OR INTERVENTIONS**"; and in line 20, strike "**, SUPPORTS, AND INTERVENTIONS ARE**" and substitute "**IS**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 956 – Senator Eckardt

AN ACT concerning

Alcoholic Beverages – Maryland Beer and Brewery Promotion Program – Establishment

SB0956/927779/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 956
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Eckardt" and substitute "Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe"; and in line 9, after "limitation;" insert "prohibiting a certain applicant from using a certain grant in a certain manner;".

AMENDMENT NO. 2

On page 2, in line 21, strike "**NONGOVERNMENTAL ORGANIZATIONS**" and substitute "**NONPROFIT ORGANIZATIONS AND GOVERNMENT AGENCIES**".

On page 3, after line 15, insert:

"**(D) AN ELIGIBLE APPLICANT MAY NOT USE A GRANT PROVIDED UNDER THIS SUBTITLE TO SATISFY ANY PART OF A MATCHING FUND REQUIREMENT OF ANOTHER STATE GRANT PROVIDED TO THE ELIGIBLE APPLICANT.**".

On page 5, in line 6, after "**ARTICLE**" insert "**ON BEER FROM A BREWERY FOR WHICH A CLASS 5 BREWERY, CLASS 7 MICRO–BREWERY, OR CLASS 8 FARM BREWERY LICENSE IS ISSUED**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 986 – Senator Kelley

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – Contraceptive Drugs and Devices and Male Sterilization

SB0986/347178/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 986
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after "Section" insert "15–826,".

AMENDMENT NO. 2
On page 2, after line 1, insert:

"15–826.

(a) This section applies to:

(1) insurers and nonprofit health service plans that provide coverage for prescription drugs under health insurance policies or contracts that are issued or delivered in the State; and

(2) health maintenance organizations that provide coverage for prescription drugs under contracts that are issued or delivered in the State.

(b) An entity subject to this section:

(1) shall provide coverage for any contraceptive drug or device that is approved by the United States Food and Drug Administration for use as a contraceptive and that is obtained under a prescription written by an authorized prescriber as defined in § 12–101 of the Health Occupations Article;

(2) shall provide coverage for the insertion or removal, and any medically necessary examination associated with the use, of such contraceptive drug or device; and

(3) may not impose a different copayment or coinsurance for a contraceptive drug or device than is imposed for any other prescription.

(c) (1) A religious organization may request and an entity subject to this section shall grant the request for an exclusion from coverage under the policy, plan, or contract for the coverage required under subsection (b) of this section if the required coverage conflicts with the religious organization's bona fide religious beliefs and practices.

(2) A religious organization that obtains an exclusion under paragraph (1) of this subsection shall provide its employees reasonable and timely notice of the exclusion.".

On page 6, in line 7, after "**§§**" insert "**15–826,**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 26

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 407 – Senators Guzzone, Astle, Benson, Currie, Ferguson, Madaleno, Ramirez, Young, and Zucker

AN ACT concerning

Transportation – Complete Streets Program – Establishment

SB0407/327174/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 407
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe"; in line 7, after "for" insert "matching"; and in the same line, after "of" insert "matching".

AMENDMENT NO. 2

On page 2, in line 22, after "**COMPETITIVE**" insert "**MATCHING**"; in line 25, after "**PROVIDE**" insert "**MATCHING**"; and in line 30, strike "**AND**".

On page 3, in line 1, strike "**ARTERIAL**"; in line 3, after "**TRANSPORTATION**" insert "**; AND**

(3) IN DEVELOPING THE PRIORITY FOR PROJECTS, ENGAGEMENT IN AN EQUITY ANALYSIS THAT INCLUDES THE IDENTIFICATION AND ANALYSIS OF OPPORTUNITY AND EQUITY GAPS";

in line 8, strike "**MAJOR ARTERIAL**"; in line 12, strike "**AND**"; in line 13, after the semicolon insert "**AND**

(V) GREEN STORMWATER INFRASTRUCTURE;";

in line 16, strike "**AND**"; after line 16, insert:

"**(4) PROTECT THE ENVIRONMENT AND IMPROVE WATER QUALITY BY USING GREEN STORMWATER INFRASTRUCTURE TO REDUCE STORMWATER RUNOFF FROM RIGHTS–OF–WAY;**";

in line 17, strike "**(4)**" and substitute "**(5)**"; in the same line, after "**LOCAL**" insert "**AND DIVERSE COMMUNITIES**"; in line 18, strike "**RESIDENTS**"; in the same line, after "**PLANNING**" insert "**, PRIORITIZATION,**"; and in the same line, after "**DECISIONS**" insert "**; AND**

(6) ENCOURAGE EQUITABLE DEVELOPMENT OF COMPLETE STREETS PROJECTS".

On page 4, in line 22, after "**FOR**" insert "**MATCHING**"; in line 23, after "**USE**" insert "**MATCHING**"; in the same line, after "**WITH**" insert "**:**

(I) THE IMPLEMENTATION OF THE COMPLETE STREETS POLICY, INCLUDING THE DEVELOPMENT AND UPDATES OF POLICIES, ORDINANCES, PROCEDURES, AND DESIGN MANUALS; AND

(II)";

in the same line, strike "**THE**" and substitute "**THE**"; and in line 25, after "**A**" insert "**MATCHING**".

AMENDMENT NO. 3

On page 6, in line 18, strike "Bikemore" and substitute "Bike Maryland".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 566 – Senator Serafini

AN ACT concerning

Credit Regulation – Mortgage Brokers – Finder's Fee

SB0566/877677/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 566

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Serafini" and substitute "Senators Serafini, Middleton, Hershey, Jennings, Klausmeier, and Mathias"; and in line 3, strike "repealing" and substitute "altering".

AMENDMENT NO. 2

On page 2, in lines 4, 7, and 11, in each instance, strike the bracket; in lines 5 and 6, strike "only on so much of the loan as is in excess of the initial loan" and substitute "**IF THE FEE IS NOT IN EXCESS OF 8% OF THE INITIAL LOAN AMOUNT WHEN COMBINED WITH THE FINDER'S FEE CHARGED ON THE INITIAL LOAN AND ON ANY OTHER FINDER'S FEE COLLECTED DURING THAT 24–MONTH PERIOD**"; and in lines 7 and 11, strike "**(C)**" and "**(D)**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 693 – Senator Feldman

AN ACT concerning

Commercial Law – Consumer Protection – Ticket Website Domain Names

SB0693/217975/1
BY: Finance Committee

AMENDMENT TO SENATE BILL 693
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Feldman" and substitute "Senators Feldman, Jennings, Klausmeier, and Mathias".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 859 – Senators Ferguson, Benson, Currie, Madaleno, Rosapepe, Smith, and Zucker

AN ACT concerning

State Employees – Parental Leave

SB0859/987378/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 859
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Middleton, Klausmeier, Feldman, and Mathias"; in line 6, strike "within a certain amount of time" and substitute "immediately"; in the same line, after the semicolon insert "authorizing certain employees to use certain leave for a certain purpose; requiring certain State agencies to provide certain employees with additional paid leave under certain circumstances;"; and in line 11, after the semicolon insert "requiring the Secretary to report to certain committees on or before a certain date certain information regarding the importance of employee benefits for certain purposes;".

AMENDMENT NO. 2

On page 2, in line 4, strike "**LEGISLATIVE AND**"; and in line 5, strike "**BRANCHES**" and substitute "**BRANCH**".

AMENDMENT NO. 3

On page 2, in line 8, strike "**AN**" and substitute "**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN**"; in the same line, after "**IS**" insert "**THE PRIMARY CAREGIVER**"; in line 10, strike "**WITHIN 1 YEAR**" and substitute "**IMMEDIATELY**"; in lines 11 and 12, strike "**(1)**" and "**(2)**", respectively, and substitute "**(I)**" and "**(II)**", respectively; in line 12, after "**CHILD**" insert "**UNDER 6 YEARS OF AGE**"; and after line 13, insert:

"**(2) (I) AN EMPLOYEE ENTITLED TO PARENTAL LEAVE AUTHORIZED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY USE ACCRUED ANNUAL LEAVE, ACCRUED SICK LEAVE, AND PERSONAL LEAVE AVAILABLE TO THE EMPLOYEE.**

(II) IF THE AMOUNT OF LEAVE SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS LESS THAN 60 DAYS, THE STATE AGENCY THAT EMPLOYS THE EMPLOYEE SHALL PROVIDE THE EMPLOYEE WITH ADDITIONAL PAID LEAVE TO ATTAIN 60 DAYS OF PARENTAL LEAVE.".

AMENDMENT NO. 4

On page 2, after line 28, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1, 2021, the Secretary of Budget and Management shall report to the Senate Finance Committee and the House Appropriations Committee, in accordance with § 2–1246 of the State Government Article, on what employee benefits, including paid parental leave, are important in order to attract and retain young people to State employment.";

and in line 29, strike "2." and substitute "3.".

The preceding 4 amendments were read only.

Senator Hough moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 906 – Senator Waugh

AN ACT concerning

Construction of a Highway or County Road – Commercial Property – Access Roads

SB0906/217871/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 906

(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Waugh" and substitute "Senators Waugh, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 13

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 379 – Senators King, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Education – Child Care Subsidies – Mandatory Funding Levels

SB0379/549937/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 379

(First Reading File Bill)

On page 1, in line 5, after "appropriate" insert "certain".

On page 2, in line 8, after "**APPROPRIATION**" insert "**FROM ALL FUND SOURCES**"; in the same line, after the second "**THE**" insert "**TOTAL**"; and in line 11, after "**SHALL**" insert "**, FROM ALL FUND SOURCES,**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 394 – Senator Conway

AN ACT concerning

Baltimore City – Property Tax Credit – School Public Safety Officers

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 595 – Senators King, Guzzone, Mathias, McFadden, Middleton, Pinsky, Robinson, Young, and Zucker

AN ACT concerning

Community Colleges – Facilities Renewal Grant Program – Established

SB0595/319635/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 595
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Peters".

AMENDMENT NO. 2

On page 2, in line 21, strike "**FACILITIES**" and substitute "**CONSTRUCTION**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 606 – Senators Edwards and Serafini

AN ACT concerning

Off–Highway Recreational Vehicles – Excise Titling Tax – Off–Highway Recreational Vehicle Trail Fund

SB0606/559035/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 606
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, strike beginning with "**MAINTAIN**" in line 23 down through "**DEPARTMENT.**" in line 25 and substitute "**:**

(1) MAINTAIN TRAILS FOR OFF–HIGHWAY RECREATIONAL VEHICLES ON STATE PARK LAND THAT WAS PURCHASED OR LEASED BY THE DEPARTMENT BEFORE JANUARY 1, 2017;

(2) MAINTAIN AND CONSTRUCT TRAILS FOR OFF–HIGHWAY RECREATIONAL VEHICLES ON STATE PARK LAND THAT IS PURCHASED OR LEASED BY THE DEPARTMENT ON OR AFTER JANUARY 1, 2017; AND

(3) MAINTAIN AND CONSTRUCT TRAILS FOR OFF–HIGHWAY RECREATIONAL VEHICLES ON ANY LAND THAT IS NOT STATE PARK LAND THAT IS PURCHASED OR LEASED BY THE DEPARTMENT.".

AMENDMENT NO. 2

On page 3, in line 24, strike "**0.5%**" and substitute "**50%**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 810 – Senators Zucker, Ferguson, Benson, DeGrange, Feldman, Guzzone, Jennings, Kasemeyer, King, Miller, Oaks, Peters, Robinson, Serafini, Simonaire, and Smith

AN ACT concerning

Job Reinvestment Act of 2018

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 925 – Senator Kasemeyer

AN ACT concerning

Property Tax – Liability for Payment of Tax on Leased Property

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 951 – Senators Eckardt and Ferguson

AN ACT concerning

Tax Sales – Vacant and Abandoned Property

SB0951/969837/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 951

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike "direct the tax collector to"; strike beginning with "requiring" in line 7 down through "sale;" in line 8; and in lines 9, 11, 13, 15, and 16, in each instance, after "county" insert "or municipal corporation".

AMENDMENT NO. 2

On page 2, in line 14, strike "**LOCAL HOUSING AUTHORITY**" and substitute "**COUNTY OR MUNICIPAL CORPORATION**".

On page 3, in line 11, strike "**A**" and substitute "**THE GOVERNING BODY OF A**"; in line 21, strike "**(1) AT THE DIRECTION OF THE**" and substitute "**THE**"; in lines 21 and 22, strike "**, THE COLLECTOR SHALL**" and substitute "**MAY**"; and strike in their entirety lines 24 through 26, inclusive.

On page 3 in line 21, on page 4 in lines 10, 11, and 19, and on page 5 in lines 13, 26, and 28, in each instance, after "**COUNTY**" insert "**OR MUNICIPAL CORPORATION**".

On page 5, in line 8, strike "the Mayor and City Council of Baltimore City or".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 952 – Senators Eckardt and Ferguson

AN ACT concerning

Tax Sales – Homeowner Protections

SB0952/959935/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 952
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "any" insert "residential".

AMENDMENT NO. 2

On page 2, in line 3, in each instance, strike the bracket; in the same line, strike "**$750**"; and in line 4, after "(b)" insert:

"**(1) THE COLLECTOR MAY WITHHOLD FROM SALE ANY RESIDENTIAL PROPERTY, WHEN THE TOTAL TAXES ON THE PROPERTY, INCLUDING INTEREST AND PENALTIES, AMOUNT TO LESS THAN $750.**

(2)".

AMENDMENT NO. 3

On page 3, strike in their entirety lines 8 through 15, inclusive, and substitute:

"**(II) THE WEBSITE ADDRESS AND TELEPHONE NUMBER OF THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION WHERE MORE INFORMATION IS AVAILABLE ABOUT THE HOMEOWNERS' PROPERTY TAX CREDIT AND HOW TO APPLY;**

(4) IF THE COLLECTOR USES THE TAX SALE PROCESS TO ENFORCE A LIEN FOR UNPAID CHARGES FOR WATER OR SEWER SERVICE AND A WATER OR SEWER UTILITY SERVING THE COLLECTOR'S JURISDICTION OFFERS A PROGRAM FOR DISCOUNTED WATER OR SEWER RATES FOR LOW–INCOME CUSTOMERS:

(I) A BRIEF DESCRIPTION OF THE PROGRAM FOR DISCOUNTED WATER OR SEWER RATES FOR LOW–INCOME CUSTOMERS; AND

(II) INFORMATION ON HOW TO APPLY FOR THE PROGRAM, INCLUDING, IF APPLICABLE, A WEBSITE ADDRESS AND TELEPHONE NUMBER WHERE MORE INFORMATION AND APPLICATIONS ARE AVAILABLE; AND

(5) ANY OTHER INFORMATION THAT MAY ASSIST LOW–INCOME HOMEOWNERS IN AVOIDING TAX SALE COSTS OR FORECLOSURE THAT THE COLLECTOR CONSIDERS APPROPRIATE.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1206 – Senator Kasemeyer

AN ACT concerning

Transportation – Pride of Baltimore II – Funding

SB1206/949539/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 1206
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Kasemeyer" and substitute "Senators Kasemeyer, Currie, Eckardt, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden, Peters, and Serafini".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 18

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 127 – Senator Zirkin

AN ACT concerning

Criminal Law – Possession of Marijuana – Criminal Threshold

SB0127/738472/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 127
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Law" insert "and Vehicle Laws"; in the same line, strike "Possession of"; in the same line, after "Threshold" insert "and Smoking in Vehicles"; in line 4, after "offense;" insert "prohibiting a driver of a motor vehicle from smoking or consuming marijuana in the passenger area of a motor vehicle on a highway; prohibiting an occupant of a motor vehicle from smoking marijuana in the passenger area of the motor vehicle on a highway;"; in line 5, strike "possession of"; and after line 20, insert:

"BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–903
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 10, after line 18, insert:

"Article – Transportation

21–903.

(a) (1) In this section the following words have the meanings indicated.

(2) "Alcoholic beverage" means a spirituous, vinous, malt, or fermented liquor, liquid, or compound that contains at least 0.5% alcohol by volume and is fit for beverage purposes.

(3) (i) "Passenger area" means an area that:

1. Is designed to seat the driver and any passenger of a motor vehicle while the motor vehicle is in operation; or

2. Is readily accessible to the driver or a passenger of a motor vehicle while in their seating positions.

(ii) "Passenger area" does not include:

1. A locked glove compartment;

2. The trunk of a motor vehicle; or

3. If a motor vehicle is not equipped with a trunk, the area behind the rearmost upright seat or an area that is not normally occupied by the driver or a passenger of the motor vehicle.

(b) This section applies to a motor vehicle that is driven, stopped, standing, or otherwise located on a highway.

(c) A driver of a motor vehicle may not consume an alcoholic beverage in a passenger area of a motor vehicle on a highway.

(D) A DRIVER OF A MOTOR VEHICLE MAY NOT SMOKE OR OTHERWISE CONSUME MARIJUANA IN A PASSENGER AREA OF A MOTOR VEHICLE ON A HIGHWAY.

(E) AN OCCUPANT OF A MOTOR VEHICLE MAY NOT SMOKE MARIJUANA IN A PASSENGER AREA OF A MOTOR VEHICLE ON A HIGHWAY.

[(d)**] (F)** Notwithstanding § 6–320, § 6–321, or § 6–322 of the Alcoholic Beverages Article, or any other provision of law, the prohibition contained in this section applies throughout the State.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 555 – Senator Hough

AN ACT concerning

Safe Neighborhoods Act

SB0555/858472/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 555
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Hough" and substitute "Senators Hough and Cassilly"; and in line 4, after the semicolon insert "altering the requirements for the written notice that a landlord must give before the landlord may file a certain complaint to evict a tenant for a breach of a lease that involves certain dangerous behavior;".

AMENDMENT NO. 2

On page 2, strike beginning with "that" in line 7 down through "premises" in line 8 and substitute "**IN ACCORDANCE WITH SUBPARAGRAPH (III) OF THIS PARAGRAPH**"; after line 13, insert:

"**(III) WRITTEN NOTICE PROVIDED UNDER SUBPARAGRAPH (I)2B OF THIS PARAGRAPH SHALL INCLUDE NOTICE:**

1. THAT THE TENANT OR PERSON ON THE PROPERTY IS IN VIOLATION OF THE LEASE;

2. OF THE SPECIFIC LEASE PROVISION THAT WAS VIOLATED AND THE ACTION THAT CAUSED THE VIOLATION;

3. THAT THE LANDLORD INTENDS TO REPOSSESS THE LEASED PREMISES IF THE TENANT OR PERSON ON THE PROPERTY DOES NOT VACATE THE LEASED PREMISES WITHIN A DESIGNATED PERIOD OF TIME; AND

4. THAT THE LANDLORD MAY FILE A COMPLAINT FOR EVICTION UNDER THIS SUBSECTION.";

and in line 33, strike "**4**" and substitute "**7**".

AMENDMENT NO. 3

On page 4, in line 2, strike "June" and substitute "October".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0555/493521/1
BY: Senator Manno

AMENDMENT TO SENATE BILL 555
(First Reading File Bill)

On page 2, in line 6, strike "**7**" and substitute "**10**".

The preceding amendment was read and rejected.

Senator Kagan moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 670 – Senator Zirkin

AN ACT concerning

Family Law – Marriage – Age Requirements

SB0670/938878/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 670
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "repealing" in line 3 down through "to" in line 4 and substitute "increasing the age that an individual under the age of majority must attain before the individual may"; strike beginning with "making" in line 4 down through "changes;" in line 5; and in line 8, strike ", 2–402(e), and 2–405".

AMENDMENT NO. 2

On page 1, in line 15, strike the bracket.

On page 2, in line 1, after "(b)" insert an opening bracket; and in line 7, strike "**18**" and substitute "**16**".

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 8 on page 2 through line 26 on page 3, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 861 – Senator Ferguson

AN ACT concerning

Juvenile Law – Witnesses – Body Attachment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 1014 – Senator Ready

AN ACT concerning

Estates and Trusts – Breach of Trust Action – Limitation Period

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 1037 – Senator Smith

AN ACT concerning

Montgomery County – Fire and Explosive Investigator – Definition

SB1037/638573/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1037
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 5, strike "Section" and substitute "Unit".

AMENDMENT NO. 2
On page 1, in line 19, strike "Section" and substitute "**UNIT**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 1038 – Senators Smith, Benson, Brochin, Cassilly, Guzzone, Madaleno, Manno, Muse, Ramirez, Ready, and Zucker

AN ACT concerning

Criminal Law – Animal Cruelty – Sentencing Conditions and Selling Ban

SB1038/168977/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1038

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "and Selling Ban"; in lines 5 and 6, strike ", including the life of the defendant"; strike beginning with "prohibiting" in line 6 down through "exception;" in line 8; and strike in their entirety lines 14 through 18, inclusive.

AMENDMENT NO. 2

On page 2 in line 13, on page 3 in line 1, on page 4 in line 1, and on page 5 in line 7, in each instance, after "may" insert "**:**

(I)".

On page 2 in line 14, on page 3 in line 2, on page 4 in line 2, and on page 5 in line 8, in each instance, strike the period and substitute "**; AND**".

On page 2, in line 15, strike "(3) As a condition of **[**probation**]** **SENTENCING**, the court may" and substitute "**(II)**".

On page 2 in line 17, on page 3 in line 5, on page 4 in line 5, and on page 5 in line 11, in each instance, strike "**, INCLUDING THE LIFE OF THE DEFENDANT**".

On page 3 in line 3, on page 4 in line 3, and on page 5 in line 9, in each instance, strike "**(3) AS A CONDITION OF SENTENCING, THE COURT MAY**" and substitute "**(II)**".

On page 4, in line 6, strike the brackets; and in the same line, strike "**(4)**".

On page 5, strike in their entirety lines 12 through 19, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 1069 – Senator Mathias

AN ACT concerning

Motor Vehicles – Gross Vehicle Weight – Agricultural Products

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 1128 – Senator Mathias

AN ACT concerning

Offshore Drilling Liability Act

SB1128/498177/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1128
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Mathias" and substitute "Senators Mathias, Brochin, Kelley, Lee, Ramirez, Smith, and Zirkin".

AMENDMENT NO. 2

On page 2, in lines 10 and 11, strike "**EXPLORATION OR DRILLING FOR**" and substitute "**THE EXPLORATION, DEVELOPMENT, OR PRODUCTION OF**".

The preceding 2 amendments were read only.

Senator Edwards moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 31

SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 31

Senator Ferguson, Chair, for the Senate Executive Nominations Committee reports favorably on the attached gubernatorial appointments and recommends that the Senate of Maryland advise and consent to these appointments.

Senate Executive Nominations Committee
Report No. 6
March 15, 2018

African American History and Culture, Commission on

1. Lynn G. Bowman District 1
123 Pine Street Rear
Frostburg, MD 21532

Member of the Commission on African American History and Culture; appointed to serve remainder of a term of four years from July 1, 2014

Automobile Insurance Fund, Board of Trustees of the Maryland

2. John F. Banghart, IV District 37
9063 May Apple Lane
Easton, MD 21601

Member of the Board of Trustees of the Maryland Automobile Insurance Fund; appointed to serve a term of five years from October 1, 2017

Chiropractic Examiners, State Board of

3. Joshua Levin, D.C. District 5
2507 Nubian Court
Finksburg, MD 21048

Member of the State Board of Chiropractic Examiners; appointed to serve a term of four years from July 1, 2018

Economic Development Commission, Maryland

4. Manish D. Kothari District 15
18221 Centurion Way
Potomac, MD 20854

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2016

Education Development Collaborative, Governing Board of the Maryland

5. Cheryl A. Bost District 8
9529 Orbitan Court
Baltimore, MD 21234

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

6. Lauren N. DiResta–Stasio District 34
3040 Sounding Drive
Edgewood, MD 21040

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

7. L. Neal Fiorelli District 9
9506 Joey Drive
Ellicott City, MD 21042

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

8. Vermelle D. Greene, Ph.D. District 28
4095 Sweetman Road
Marbury, MD 20658

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

9. Kristine H. Pearl, Ed.D. District 4
8785 Hickory Hill
Walkersville, MD 21793

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from of October 1, 2017

10. Elizabeth Rendon–Sherman District 12
5105 Little Creek Drive
Ellicott City, MD 21403

Member of the Governing Board of the Maryland Education Development Collaborative; appointed to serve a term of four years from October 1, 2017

Education, State Board of

11. Bryce Awono District 24
12404 James Madison Lane
Glenn Dale, MD 20769

Student Member of the State Board of Education; appointed to serve a term of one year from July 1, 2018

Master Electricians, State Board of

12. Chet M. Brown District 45
5201 Walther Avenue
Baltimore, MD 21214

Member of the State Board of Master Electricians; appointed to serve a term of three years from July 1, 2018

Morgan State University Board of Regents

13. Shelonda D. Stokes District 11
4210 Wynfield Drive
Owings Mills, MD 21117

Member of the Morgan State University Board of Regents; reappointed to serve a term of five years from July 1, 2018

Nursing Home Administrators, State Board of Examiners of

14. Roy Joseph Savoie District 30
1903 Towne Center Boulevard
Annapolis, MD 21401

Member of the State Board of Examiners of Nursing Home Administrators; appointed to serve a term of four years from April 22, 2017

Pharmacy, State Board of

15. Alford W. Laws, Jr. District 10
4640 Wards Chapel
Owings Mills, MD 21117

Member of the State Board of Pharmacy; appointed to serve a term of four years from July 1, 2018

Physicians, State Board of

16. Sheila M. Smith District 5
2028 Arabian Drive
Finksburg, MD 21048

Member of the State Board of Physicians; appointed to serve a term of four years from July 1, 2018

17. Camille M. Williams, M.D. District 14
10819 Avonlea Ridge Place
Damascus, MD 20872

Member of the State Board of Physicians; appointed to serve remainder of a term of four years from July 1, 2014

Police Training and Standards Commission, Maryland

18. Miguel Dennis District 10
7400 Lesada Drive, Apt. 2D
Windsor Mill, MD 21244

Member of the Maryland Police Training and Standards Commission; reappointed to serve a term of three years from June 1, 2018

Psychologists, State Board of

19. Crystal L. Barksdale, Ph.D. District 32
3109 River Bend Court, Unit D204
Laurel, MD 20724

Member of the State Board of Psychologists; appointed to serve a term of four years from July 1, 2018

20. Zeno W. St. Cyr, II District 26
601 River Bend Road
Fort Washington, MD 20744

Member of the State Board of Psychologists; appointed to serve a term of four years from July 1, 2018

Racing Commission, State

21. David Hayden District 10
16123 Dark Hollow Road
Upperco, MD 21155

Member of the State Racing Commission; reappointed to serve a term of four years from July 1, 2018

Social Work Examiners, State Board of

22. Karen Lynn Richards District 10
719 Cockeys Mill Road
Reisterstown, MD 21136

Member of the State Board of Social Work Examiners; reappointed to serve a term of four years from July 1, 2018

23. Jamie Wilson District 10
43 Hawk Rise Lane
Owings Mills, MD 21117

Member of the State Board of Social Work Examiners; appointed to serve remainder of a term of four years from July 1, 2016

University System of Maryland Board of Regents

24. Langston O. Frazier District 23
12323 Tilbury Lane
Bowie, MD 20715

Student Member of the University System of Maryland Board of Regents; appointed to serve a term of one year from July 1, 2018

Workers' Compensation Commission, State

25. Jeffrey C. Herwig, Esq. District 9
10617 Hillington Road
Woodstock, MD 21163

Member of the State Workers' Compensation Commission; reappointed to serve a term of twelve from July 1, 2018

Hagerstown Community College Board of Trustees

26. John D. Williamson District 2
1004 The Terrace
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Statewide Nominees

Please Note: Statewide nominees who, in accordance with the policies adopted by the Senate Executive Nominations Committee, are not required to appear before the committee.

African American History and Culture, Commission on

S–1. Lynn G. Bowman District 1
123 Pine Street Rear
Frostburg, MD 21532

Member of the Commission on African American History and Culture; reappointed to serve a term of four years from July 1, 2018

Aviation Commission, Maryland

S–2. T. Chineta K. Davis District 9
7101 Altford Court
Elkridge, MD 21075

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2018

S–3. Philip A. Parenti District 27
10307 Colevas Turn
Cheltenham, MD 20623

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2018

S–4. Calvin D. Peacock District 37
5616 N. Nithsdale Drive
Salisbury, MD 21801

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2018

Boiler Rules, Board of

S–5. Eric Harvey District 37
9851 Bantry Road
Easton, MD 21601

Member of the Board of Boiler Rules; reappointed to serve a term of four years from January 1, 2018

Canal Place Preservation and Development Authority

S–6. Leanne D. Mazer District 99
151 Old Route 219
Salisbury, PA 15558

Member of the Canal Place Preservation and Development Authority; reappointed to serve a term of four years from June 1, 2018

Chesapeake and Atlantic Coastal Bays, Critical Area Commission for the

S–7. Jennifer Merritt District 38
913 Market Street
Pocomoke City, MD 21851

Member of the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays; reappointed to serve a term of four years from July 1, 2018

Clean Energy Center, Board of Directors for the Maryland

S–8. Geoffrey F. Oxnam District 37
7076 Edmond Avenue
Easton, MD 21601

Chair of the Board of Directors for the Maryland Clean Energy Center; reappointed to serve a term of four years from July 1, 2018

Collection Agency Licensing Board

S–9. Eric S. Friedman District 16
8604 Maryland Avenue
Bethesda, MD 20814

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

S–10. Stephen D. Hannan, Esq. District 12
10349 Sixpence Circle
Columbia, MD 21044

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

S–11. Susan K. Hayes District 33
1156 Ramblewood Drive
Annapolis, MD 21409

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

S–12. Joanne Lankford Young District 38
611 N. Pinehurst Avenue
Salisbury, MD 21801

Member of the Collection Agency Licensing Board; reappointed to serve a term of four years from July 1, 2018

Consumer Council

S–13. Armstead Jones, Jr. District 43
2407 Lake Avenue
Baltimore, MD 21213

Member of the Consumer Council; appointed to serve a term of six years from July 1, 2016

Dental Examiners, State Board of

S–14. Barry L. Cohan, D.D.S. District 11
17 Diamond Crest Court
Baltimore, MD 21209

Member of the State Board of Dental Examiners; reappointed to serve a term of four years from June 1, 2018

S–15. James Paul Goldsmith, D.D.S. District 19
5001 Sunflower Drive
Rockville, MD 20853

Member of the State Board of Dental Examiners; reappointed to serve a term of four years from June 1, 2018

S–16. Leslie E. Grant, D.D.S. District 42
4305 Starview Court
Glen Arm, MD 21057

Member of the State Board of Dental Examiners; appointed to serve a term of four years from June 1, 2018

S–17. Barbara L. Merritt, RDH District 30
259 Cape St. John Road
Annapolis, MD 21401

Member of the State Board of Dental Examiners; appointed to serve a term of four years from June 1, 2018

Dietetic Practice, State Board of

S–18. Erin M. Duru District 13
7879 Butterfield Drive
Baltimore, MD 21075

Member of the State Board of Dietetic Practice; reappointed to serve a term of four years from July 1, 2018

S–19. Malcolm R. Rubinstein, Ph.D. District 46
10 E. Lee Street, #2505
Baltimore, MD 21202

Member of the State Board of Dietetic Practice; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Economic Development Commission, Maryland

S–20. Annemarie Dickerson District 38
10948 Assateague Road
Berlin, MD 21811

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

S–21. Aris Melissaratos District 10
13224 Longnecker Road
Glyndon, MD 21136

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

S–22. Laura A. Neuman District 30
405 Beards Dock Crossing
Annapolis, MD 21401

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

S–23. Susan C. Schwab District 30
4 Market Quay
Annapolis, MD 21401

Member of the Maryland Economic Development Commission; reappointed to serve a term of three years from July 1, 2018

Environmental Health Specialists, State Board of

S–24. Jasen C. Lau, Esq. District 14
115 Ashton Road
Ashton, MD 20861

Member of the State Board of Environmental Health Specialists; appointed to serve remainder of a term of four years from July 1, 2015

S–25. Amy Martinez Parrish District 4
2214 Bluebird Drive
Westminster, MD 21157

Member of the State Board of Environmental Health Specialists; reappointed to serve a term of four years from July 1, 2018

S–26. Ann Cline Rose District 29
22440 Armstrong Drive
Leonardtown, MD 20650

Member of the State Board of Environmental Health Specialists; reappointed to serve a term of four years from July 1, 2018

Ethics Commission, State

S–27. Janet E. McHugh, Esq. District 11
1709 Circle Road
Ruxton, MD 21204

Member of the State Ethics Commission; reappointed to serve a term of five years from July 1, 2018

Health Benefit Exchange Board, Maryland

S–28. Linda Sue Comer District 35
2100 Slade Avenue
Forest Hill, MD 21050

Member of the Maryland Health Benefit Exchange Board; reappointed to serve a term of four years from June 1, 2018

Industrial Development Financing Authority, Maryland

S–29. Bernard L. Jennings District 12
5126 Northern Fences Lane
Columbia, MD 21044

Member of the Maryland Industrial Development Financing Authority; reappointed to serve a term of five years from July 1, 2017

S–30. Deborah A. Morgan District 33
3455 Constellation Drive
Davidsonville, MD 21035

Member of the Maryland Industrial Development Financing Authority; reappointed to serve a term of five years from July 1, 2017

S–31. Brian F. Sweeney, Sr. District 9
15049 Double Bridges Court
Glenelg, MD 21737

Member of the Maryland Industrial Development Financing Authority; reappointed to serve a term of five years from July 1, 2018

Physicians, State Board of

S–32. Camille M. Williams, M.D. District 14
10819 Avonlea Ridge Place
Damascus, MD 20872

Member of the State Board of Physicians; reappointed to serve a term of four years from July 1, 2018

Residential Child Care Program Professionals, State Board for Certification of

S–33. Dorenzer Thomas District 41
5103 Oaklawn Road
Baltimore, MD 21207

Member of the State Board for Certification of Residential Child Care Program Professionals; reappointed to serve a term of four years from July 1, 2018

Technology Development Corporation Board of Directors, Maryland

S–34. Omar S. Muhammad District 44
2601 Larchmont Drive
Baltimore, MD 21207

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

Local Nominees

Please Note: Local Nominees are not required to appear before the Senate Executive Nominations Committee.

Allegany College Board of Trustees

L–1. Jane A. Belt District 1
13119 Quarry Ridge Road
Cumberland, MD 21502

Member of the Allegany College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Anne Arundel Community College Board of Trustees

L–2. Walter Joseph Hall District 31
507 Lake Shore Drive
Pasadena, MD 21122

Member of the Anne Arundel Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Anne Arundel County Board of Elections

L–3. Laura Graham District 32
6303 S. Orchard Road
Linthicum, MD 21090

Member of the Anne Arundel County Board of Elections; appointed to serve a term of four years from June 1, 2015

Anne Arundel County Board of License Commissioners

L–4. Otis M. Duffie District 32
1850 Montreal Road
Severn, MD 21144

Member of the Anne Arundel County Board of License Commissioners; appointed to serve a term to expire May 6, 2019

L–5. John F. Pilkins, Jr. District 33
8108 Quarterfield Farm Drive
Severn, MD 21144

Member of the Anne Arundel County Board of License Commissioners; appointed to serve a term to expire May 6, 2019

L–6. John G. Warner District 31
2027 Poplar Ridge Road
Pasadena, MD 21122

Chair of the Anne Arundel County Board of License Commissioners; reappointed to serve a term to expire May 6, 2019

Calvert County Board of License Commissioners

L–7. Robert D. Arscott, Sr. District 27
3920 Buckboard Court
Dunkirk, MD 20754

Chair of the Calvert County Board of License Commissioners; reappointed to serve a term to expire on June 3, 2019

L–8. Frank B. Stull District 27
6440 River Veiw Road
Broomes Island, MD 20615

Member of the Calvert County Board of License Commissioners; reappointed to serve a term to expire June 3, 2019

Carroll Community College Board of Trustees

L–9. Dennis J. Hoover, Esq. District 9
6296 Wild Lake Drive
Sykesville, MD 21784

Member of the Carroll Community College Board of Trustees; appointed to serve a term of six years from July 1, 2017

L–10. Mary Kay Nevius–Maurer District 5
2206 Old Fridinger Mill Road
Westminster, MD 21157

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Carroll County Orphans' Court

L–11. Margaret R. Bair District 5
108 Willis Street
Westminster, MD 21157

Judge of the Carroll County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November, 2014

Cecil College Board of Trustees

L–12. Sarah W. Colenda District 35
31 Warrington Road
Perryville, MD 21903

Member of the Cecil College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Charles County Board of Elections

L–13. Dorothy C. Duffield District 28
7350 Henson Landing Road
Welcome, MD 20693

Member of the Charles County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Frederick County Board of License Commissioners

L–14. Deborah L. Burrell District 3
1945 Crossing Stone Court
Frederick, MD 21702

Member of the Frederick County Board of License Commissioners; appointed to serve a term of five years from July 1, 2017

Frederick County Orphans' Court

L–15. Nathaniel C. Wood–Wilson District 4
4779 St. Marks Road
Jefferson, MD 21755

Judge of the Frederick County Orphans' Court; appointed to serve remainder of a term of four years from the General Election of November, 2014

Garrett College Board of Trustees

L–16. Duane E. Yoder District 1
1104 Green Glade Road
Swanton, MD 21561

Member of the Garrett College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Hagerstown Community College Board of Trustees

L–17. Carolyn W. Brooks District 2
19207 Jamestown Court
Hagerstown, MD 21742

Member of the Hagerstown Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2017

Montgomery County Board of Elections

L–18. Alan Banov, Esq. District 18
9605 Hillridge Drive
Kensington, MD 20895

Member of the Montgomery County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Somerset County Board of License Commissioners

L–19. Ralph F. Lusk District 38
26743 Rumbley Road
Westover, MD 21871

Member of the Somerset County Board of License Commissioners; reappointed to serve a term of two years from June 1, 2017

L–20. Van B. Muir, Jr. District 38
30742 Perry Road
Princess Anne, MD 21853

Member of the Somerset County Board of License Commissioners; reappointed to serve a term of two years from June 1, 2017

Wicomico County Board

L–21. Melodie E. Carter District 37
7175 Levin Dashiell Road
Hebron, MD 21830

Member of the Wicomico County Liquor Control Board; appointed to serve a term of two years from July 1, 2017

L–22. Donald E. Ewalt, Jr. District 38
203 Creekside Drive
Salisbury, MD 21804

Member of the Wicomico County Liquor Control Board; reappointed to serve a term of two years from July 1, 2017

The President of the Senate put the following question: "Will the Senate advise and consent to the above nominations of the Executive?"

The above nominations of the Executive were all confirmed by roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 574)

Senate Bill 607 – Senators Conway, Zucker, Benson, Guzzone, Jennings, King, Madaleno, Manno, Middleton, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

AN ACT concerning

Higher Education – Sexual Assault Policy – Disciplinary Proceedings Policy

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Zirkin moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

Senate Bill 1021 – Senator Conway

AN ACT concerning

Community Colleges – Baccalaureate Degrees – Prohibition

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

FLOOR AMENDMENT

SB1021/863623/1
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 1021
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the semicolon insert "requiring the Maryland Higher Education Commission to forward a certain report and certain recommendations to the Department of Legislative Services within a certain time period under certain circumstances; providing for the termination of this Act under certain circumstances;".

AMENDMENT NO. 2

On page 2, after line 29, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) This Act shall remain effective until the Maryland Higher Education Commission's Applied Baccalaureate Workgroup submits its report and recommendations to the General Assembly.

(b) If the Maryland Higher Education Commission's Applied Baccalaureate Workgroup submits its report and recommendations as described in subsection (a) of this section, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

(c) If the Maryland Higher Education Commission's Applied Baccalaureate Workgroup submits its report and recommendations as described in subsection (a) of this section, the Commission shall, within 5 days of the submission of the report and recommendations, forward a copy of the report and recommendations to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.";

and in line 30, strike "2." and substitute "3.".

The preceding 2 amendments were withdrawn.

FLOOR AMENDMENT

SB1021/103322/1
BY: Senator Madaleno

AMENDMENTS TO SENATE BILL 1021
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after the semicolon insert "providing for the termination of this Act;".

AMENDMENT NO. 2

On page 2, in line 31, after the period insert "It shall remain effective for a period of 2 years and, at the end of May 31, 2020, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 929 – Senator Benson

AN ACT concerning

State Policies, Guidelines, and Regulations – Mitigation of Disparate Impacts

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE FAVORABLE REPORT.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 44 Members present.

(See Roll Call No. 575)

SENATE THIRD READING CALENDAR NO. 53 (GENERAL SENATE BILLS)

Senate Bill 270 – Senators Brochin, Cassilly, Conway, Guzzone, Kagan, Kelley, Klausmeier, Lee, Mathias, Muse, Norman, Ramirez, Ready, Young, and Zucker

AN ACT concerning

Courts – Evidence of Sexually Assaultive Behavior – Admissibility
(Repeat Sexual Predator Prevention Act of 2018)

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

Affirmative – 44 Negative – 0 (See Roll Call No. 576)

The Bill was then sent to the House of Delegates.

Senate Bill 317 – Senators Pinsky, Kasemeyer, Conway, Madaleno, Astle, Benson, Currie, Feldman, Ferguson, Guzzone, King, Klausmeier, Lee, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Oaks, Peters, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Higher Education Degree and Job Certification Without Debt Act of 2018

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

Affirmative – 31 Negative – 13 (See Roll Call No. 577)

The Bill was then sent to the House of Delegates.

Senate Bill 659 – Senator Feldman

AN ACT concerning

Corporations – Transfer of Assets and Exchange of Shares of Stock

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

Affirmative – 44 Negative – 0 (See Roll Call No. 578)

The Bill was then sent to the House of Delegates.

Senate Bill 790 – Senators Kagan, Feldman, Lee, Madaleno, ~~and Pinsky~~ Pinsky, and Robinson

AN ACT concerning

~~Maryland State Song – Repeal and Replace – State Selection Panel~~
General Provisions – Historical State Song

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

Affirmative – 30 Negative – 13 (See Roll Call No. 579)

The Bill was then sent to the House of Delegates.

Senate Bill 826 – Senator Conway (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Landlord and Tenant – False Representations and Unlawful Evictions

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

Affirmative – 44 Negative – 0 (See Roll Call No. 580)

The Bill was then sent to the House of Delegates.

Senate Bill 865 – Senator Feldman

AN ACT concerning

Corporations – Maryland General Corporation Law – Miscellaneous Provisions

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

Affirmative – 44 Negative – 0 (See Roll Call No. 581)

The Bill was then sent to the House of Delegates.

Senate Bill 963 – Senators Hough, Cassilly, Norman, Peters, and Ready

AN ACT concerning

Criminal Procedure – Victim Services Unit – Victims' Compensation

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

Affirmative – 44 Negative – 0 (See Roll Call No. 582)

The Bill was then sent to the House of Delegates.

Senate Bill 1048 – Senators Smith, Astle, Benson, Currie, Feldman, Ferguson, Guzzone, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Muse, Nathan–Pulliam, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Young, ~~and Zucker~~ Zucker, Conway, Kasemeyer, Middleton, and Oaks

AN ACT concerning

Secure and Accessible Registration Act

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

Affirmative – 31 Negative – 13 (See Roll Call No. 583)

The Bill was then sent to the House of Delegates.

Senate Bill 1050 – Senators Smith, Benson, Conway, Currie, Feldman, Ferguson, Kagan, Lee, McFadden, Muse, Nathan–Pulliam, Ramirez, and Robinson

AN ACT concerning

Civil Actions – Body Attachment – Procedures

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

Affirmative – 39 Negative – 5 (See Roll Call No. 584)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 54 (GENERAL SENATE BILLS)

Senate Bill 1259 – Senators Cassilly, Jennings, Zirkin, Astle, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hough, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Ready, Reilly, Robinson, Rosapepe, Salling, Serafini, Simonaire, Smith, Waugh, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Harford County District Courthouse – ~~Renaming~~ H. Wayne Norman, Jr. Memorial Plaza

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

Affirmative – 44 Negative – 0 (See Roll Call No. 585)

The Bill was then sent to the House of Delegates.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 37

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1072 – Caroline County Senators

AN ACT concerning

Caroline County – Alcoholic Beverages – Bed and Breakfast License

SB1072/684037/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1072
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after "events" insert "or ticketed events hosted by the license holder".

AMENDMENT NO. 2

On page 2, in line 22, strike "**10**" and substitute "**5**".

On page 3, in line 6, after "**(I)**" insert "**1.**"; in lines 8 and 9, strike "**(II)**" and "**(III)**", respectively, and substitute "**2.**" and "**3.**", respectively; in line 9, after "**EVENT**" insert "**; OR**

(II) THE LICENSE HOLDER HOSTS AN EVENT FOR WHICH TICKETS ARE SOLD IN ADVANCE";

in line 17, strike "**(I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**" and substitute "**THE**"; strike beginning with the colon in line 18 down through "**2.**" in line 22; and strike in their entirety lines 27 through 29, inclusive.

On page 4, in line 5, after "**SECTION**" insert "**OR TICKETED EVENTS HOSTED BY THE LICENSE HOLDER**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1084 – Senator Conway (By Request – Baltimore City Administration) and Senators Ferguson, Nathan–Pulliam, Oaks, and Robinson

AN ACT concerning

Baltimore City – Continuing the Creating Opportunities for Renewal and Enterprise (CORE) Partnership Fund

SB1084/854534/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1084
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 10, strike "requiring" and substitute "authorizing".

AMENDMENT NO. 2

On page 2, in line 26, strike "**SHALL**" and substitute "**MAY**"; and in line 27, strike "**AT LEAST**".

On page 3, in line 1, strike "**SHALL**" and substitute "**MAY**"; and in line 2, strike "**AT LEAST**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1140 – Senator Middleton

AN ACT concerning

Maryland Agricultural Land Preservation Foundation – Lot Release

SB1140/344739/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1140
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Lot Release" and substitute "Definition of Child"; strike beginning with "clarifying" in line 3 down through the semicolon in line 6; in line 7, strike "a certain term; making conforming changes;" and substitute "the term "child" for the purposes of the Maryland Agricultural Land Preservation Foundation;"; in line 8, strike "the release of child lots by"; in line 12, strike "2–513(a) through (e), respectively" and substitute "2–501"; in line 13, strike "2–513(b) through (f), respectively" and substitute "2–501.1"; strike in their entirety lines 16 through 20, inclusive; and in line 23, strike "2–513(a)" and substitute "2–501".

AMENDMENT NO. 2

On page 1, in line 27, strike "2–513(a) through (e), respectively," and substitute "2–501".

On page 2, in line 1, strike "2–513(b) through (f), respectively" and substitute "2–501.1".

On pages 2 and 3, strike in their entirety the lines beginning with line 5 on page 2 through line 28 on page 3, inclusive, and substitute:

"**2–501.**

IN THIS SUBTITLE, "CHILD":

(1) MEANS A BIOLOGICAL CHILD, AN ADOPTED CHILD, OR A STEPCHILD; AND

(2) DOES NOT INCLUDE A FOSTER CHILD, A GRANDCHILD, OR A DESCENDANT MORE REMOTE THAN A GRANDCHILD.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1144 – Senator Kasemeyer

AN ACT concerning

Baltimore County – Alcoholic Beverages – Education Conference Facility/Dining Service License

SB1144/344231/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1144
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 11 down through "license;" in line 12.

AMENDMENT NO. 2

On page 2, in line 20, strike "**COUNTY**" and substitute "**STATE**"; in line 24, strike "**UNIVERSITY–AUTHORIZED**" and substitute "**UNIVERSITY–RELATED**"; and strike beginning with "**AS**" in line 24 down through "**SERVICES**" in line 25 and substitute "**CATERED BY THE UNIVERSITY'S CAMPUS DINING SERVICES CONTRACTOR**".

AMENDMENT NO. 3

On page 3, in line 11, strike "**UNIVERSITY–AUTHORIZED**" and substitute "**UNIVERSITY–RELATED**"; strike in their entirety lines 13 through 16, inclusive; in lines 17 and 20, strike "**(G)**" and "**(H)**", respectively, and substitute "**(F)**" and "**(G)**", respectively; and in line 20, strike "**$1,000**" and substitute "**$2,000**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1176 – Chair, Anne Arundel County Senators

AN ACT concerning

Housing Commission of Anne Arundel County – Terms

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1200 – Senator Conway

AN ACT concerning

Baltimore City – Board of License Commissioners – Notice of Legislative Proposals

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1201 – Senator Conway

AN ACT concerning

Agriculture – Industrial Hemp Pilot Program – Establishment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 38

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 492 – Senators Zucker, Conway, Kagan, Madaleno, Nathan–Pulliam, Pinsky, Ramirez, Robinson, and Young

AN ACT concerning

Procurement – Responsible Workforce Development Percentage Price Preference Act

SB0492/144730/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 492

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "Responsible Workforce Development Percentage Price Preference Act" and substitute "Board of Public Works – Workforce Health Care Study"; and strike beginning with "adopt" in line 4 down through "procurement" in line 25 and substitute "collect certain information related to health care for certain bidders; requiring the Board to direct certain agencies to collect certain information under certain circumstances; requiring the Board to report certain information to certain committees of the General Assembly on or before a certain date; and generally relating to the Board of Public Works".

On pages 1 and 2, strike in their entirety the lines beginning with line 26 on page 1 through line 8 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 10, strike "the Laws of Maryland read as follows".

On pages 2 through 6, strike in their entirety the lines beginning with line 11 on page 2 through line 2 on page 6, inclusive, and substitute:

"(a) The Board of Public Works shall collect the following information for all construction–related, nonsealed competitive bids for projects for a period of 3 months following the enactment of this Act:

(1) whether the bidding company and any subcontractor provide employee health care coverage on projects that require a prevailing wage;

(2) for the year preceding the bid, what the percentage of total Social Security wages was, as well as the total amount spent on employee health care;

(3) what percentage of total health insurance coverage costs are paid by the insurance company, versus an employee, what the type and scope of the coverage are, and what the average percentage of the monthly premium paid by the bidder or subcontractor is; and

(4) what the average percentage of monthly premium paid by the bidder's employee or subcontractor's employee was, and the average per employee deductible for each health care plan offered.

(b) The Board of Public Works shall direct any relevant agency to include in any request for construction–related, nonsealed competitive bids the information required under subsection (a) of this section.

(c) On or before November 1, 2018, the Board of Public Works shall report the information required under this Act 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.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0492/893121/1
BY: Senator Zucker

AMENDMENT TO SENATE BILL 492, AS AMENDED

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (SB0492/144730/1), in line 5 of Amendment No. 2, strike "nonsealed competitive" and substitute "competitive sealed".

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in line 11 of Amendment No. 2, strike "nonsealed competitive" and substitute "competitive sealed".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 552 – Chair, Education, Health, and Environmental Affairs Committee

EMERGENCY BILL

AN ACT concerning

State Board of Professional Counselors and Therapists – Sunset Extension and Program Evaluation

SB0552/194031/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 552
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike "altering the composition of the Board" and substitute "prohibiting a certain number of individuals appointed as certain members of the Board from holding a certain credential"; in line 9, after "year;" insert "requiring the Board to create an Alcohol and Drug Counselor Subcommittee to perform certain functions;"; and strike beginning with "repealing" in line 19 down through "members;" in line 31.

On page 2, strike beginning with "requiring" in line 1 down through "matters;" in line 2; in line 7, after "thereafter;" insert "requiring the Board to submit certain emergency and proposed regulations to the Joint Committee on Administrative, Executive, and Legislative Review within a certain number of days after the effective date of this Act;

requiring the Board to submit certain regulations to update provisions regarding certain education and experience requirements to the Joint Committee on or before a certain date; requiring the Board to distribute certain drafts to and receive feedback from certain stakeholders and hold at least a certain number of meetings when drafting certain regulations; requiring the Maryland Department of Health to make certain employees available to the Board to assist in drafting certain regulations; requiring the Board to make a certain determination regarding the regulation of the practice of behavior analysis on or before a certain date and after consulting with the State Board of Examiners of Psychologists, receiving input from certain stakeholders, and holding at least a certain number of meetings; requiring the Board to make a certain determination regarding the regulation of certain creative counselors and therapists on or before a certain date and after receiving certain input and holding at least a certain number of meetings; requiring the Board to make a certain determination for a certain Board composition on or before a certain date and after making certain other determinations, receiving input from certain stakeholders, and holding at least a certain number of meetings;"; in line 9, strike "that the terms of"; in line 10, strike "terminate on a certain date" and substitute "to continue to serve until the end of a certain term and that at a certain time, the Governor appoint certain members in accordance with certain provisions of this Act"; strike beginning with "specifying" in line 11 down through "Subcommittee;" in line 12; in line 18, strike "17–6A–01,"; and strike in their entirety lines 26 through 36, inclusive.

AMENDMENT NO. 2

On page 3, in lines 4, 5, 7, and 12, in each instance, strike the bracket; in line 4, strike "**FIVE**"; strike in their entirety lines 8 and 9; in line 11, strike "**(V) ONE SHALL BE A LICENSED BEHAVIOR ANALYST;**"; in line 12, strike "**(VI)**"; and after line 18, insert:

"**(5) TWO OF THE INDIVIDUALS APPOINTED AS A LICENSED CLINICAL PROFESSIONAL COUNSELOR MEMBER UNDER PARAGRAPH (2)(I) OF THIS SUBSECTION MAY NOT HOLD ANOTHER CREDENTIAL ISSUED BY THE BOARD.**".

On page 4, in line 3, strike "and"; and in line 5, after "issues" insert "**; AND**

(7) ESTABLISH AN ALCOHOL AND DRUG COUNSELOR SUBCOMMITTEE TO:

(I) EVALUATE AND MAKE RECOMMENDATIONS TO THE BOARD ON METHODS TO IMPROVE AND EXPEDITE THE LICENSURE AND CERTIFICATION PROCESSES FOR ALCOHOL AND DRUG COUNSELORS AND DRUG TRAINEES;

(II) EVALUATE AND MAKE RECOMMENDATIONS TO THE BOARD ON METHODS TO IMPROVE AND EXPEDITE THE DISCIPLINARY PROCESS FOR ALCOHOL AND DRUG COUNSELORS AND DRUG TRAINEES;

(III) ASSIST THE BOARD IN DRAFTING REGULATIONS RELATED TO ALCOHOL AND DRUG COUNSELORS AND DRUG TRAINEES; AND

(IV) OTHERWISE ASSIST THE BOARD TO FULFILL THE PURPOSE STATED IN § 17–102(B) OF THIS TITLE".

AMENDMENT NO. 3

On page 8, in line 22, strike "**(I)**"; in the same line, strike "Is licensed or certified" and substitute "**HOLDS A LICENSE**"; in line 23, strike "has requirements that are" and substitute "**IS**"; and strike beginning with the second "or" in line 23 down through the second "of" in line 24 and substitute "**THE LICENSE THE APPLICANT IS APPLYING FOR UNDER**".

On pages 8 and 9, strike beginning with "**OR**" in line 24 on page 8 down through "**EXAMINATION;**" in line 4 on page 9.

On page 9, in line 6, strike "and"; in line 7, after the second "Board" insert "**; AND**

(4) SATISFIES ANY OTHER EDUCATIONAL AND EXPERIENCE REQUIREMENTS ESTABLISHED BY THE BOARD.

(B) THE BOARD MAY WAIVE EDUCATIONAL AND EXPERIENCE REQUIREMENTS ESTABLISHED UNDER SUBSECTION (A)(4) OF THIS SECTION:

(1) UNDER CIRCUMSTANCES DETERMINED BY THE BOARD; AND

(2) FOR APPLICANTS WHO PETITION THE BOARD FOR WAIVER";

and in line 8, strike "(b)" and substitute "**(C)**".

On page 13, in line 14, strike "**(I)**"; in the same line, strike "Is licensed or certified" and substitute "**HOLDS A LICENSE OR CERTIFICATE**"; in line 15, strike "has

requirements that are" and substitute "**IS**"; in the same line, strike "or exceed the requirements of § 17–403 of" and substitute "**THE CERTIFICATE THE APPLICANT IS APPLYING FOR UNDER**"; strike beginning with "**OR**" in line 16 down through "**EXAMINATION;**" in line 25; in line 27, strike "and"; in line 28, after the second "Board" insert "**; AND**

(4) SATISFIES ANY OTHER EDUCATIONAL AND EXPERIENCE REQUIREMENTS ESTABLISHED BY THE BOARD.

(C) THE BOARD MAY WAIVE EDUCATIONAL AND EXPERIENCE REQUIREMENTS ESTABLISHED UNDER SUBSECTION (B)(4) OF THIS SECTION:

(1) UNDER CIRCUMSTANCES DETERMINED BY THE BOARD; AND

(2) FOR APPLICANTS WHO PETITION THE BOARD FOR WAIVER";

and in line 29, strike "(c)" and substitute "**(D)**".

On page 14, in line 1, strike "**(I)**"; in the same line, strike "Is licensed or certified" and substitute "**HOLDS A LICENSE OR CERTIFICATE**"; in line 2, strike "has requirements that are" and substitute "**IS**"; in the same line, strike "or exceed the requirements of § 17–404 of" and substitute "**THE CERTIFICATE THE APPLICANT IS APPLYING FOR UNDER**"; strike beginning with "**OR**" in line 3 down through "**EXAMINATION;**" in line 12; in line 14, strike "and"; in line 15, after the second "Board" insert "**; AND**

(4) SATISFIES ANY OTHER EDUCATIONAL AND EXPERIENCE REQUIREMENTS ESTABLISHED BY THE BOARD.

(E) THE BOARD MAY WAIVE EDUCATIONAL AND EXPERIENCE REQUIREMENTS ESTABLISHED UNDER SUBSECTION (D)(4) OF THIS SECTION:

(1) UNDER CIRCUMSTANCES DETERMINED BY THE BOARD; AND

(2) FOR APPLICANTS WHO PETITION THE BOARD FOR WAIVER";

and in line 16, strike "(d)" and substitute "**(F)**".

AMENDMENT NO. 4

On pages 14 through 22, strike in their entirety the lines beginning with line 30 on page 14 through line 5 on page 22, inclusive.

On page 22, strike beginning with "proposing" in line 32 down through "so" in line 33 and substitute "adopting regulations as required under subsection (c) of this section".

On page 23, in line 28, strike the second "and"; and in line 31, after "system" insert ":

(12) the progress the Board has made in determining whether it is more appropriate for the Board or the State Board of Examiners of Psychologists to regulate the practice of behavior analysis as required under subsection (d) of this section;

(13) the progress the Board has made in determining whether or not it would be in the best interest of the State to regulate additional creative or expressive counselors and therapists as required under subsection (e) of this section; and

(14) the progress the Board has made in determining a Board composition that appropriately represents the professions credentialed by the Board while providing the best protection to the public as required under subsection (f) of this section.

(c) (1) Within 30 days after the effective date of this Act, the Board shall submit emergency and proposed regulations to the Joint Committee on Administrative, Executive, and Legislative Review:

(i) on licensed clinical professional art therapists and licensed graduate professional art therapists; and

(ii) clarifying internship and supervised work experience requirements for an applicant to qualify as a certified associate counselor–alcohol and drug or a certified supervised counselor–alcohol and drug.

(2) On or before January 1, 2019, the Board shall submit regulations to the Joint Committee on Administrative, Executive, and Legislative Review to update, as appropriate, provisions regarding education and experience requirements for:

(i) licensed clinical professional counselors;

(ii) licensed graduate professional counselors;

(iii) licensed clinical marriage and family therapists;

(iv) licensed graduate marriage and family therapists;

(v) licensed clinical alcohol and drug counselors;

(vi) licensed graduate alcohol and drug counselors;

(vii) certified associate counselors–alcohol and drug;

(viii) certified supervised counselors–alcohol and drug; and

(ix) alcohol and drug trainees.

(3) When drafting regulations in accordance with paragraph (2) of this subsection, the Board shall:

(i) distribute drafts to and receive feedback from interested stakeholders; and

(ii) hold at least one public meeting.

(4) The Maryland Department of Health shall make employees of the Department available to the Board to assist in drafting the regulations required by this subsection.

(d) On or before June 1, 2019, the Board shall determine whether the Board or the State Board of Examiners of Psychologists is the most appropriate board to regulate the practice of behavior analysis after:

(1) consulting with the State Board of Examiners of Psychologists;

(2) receiving input from interested stakeholders; and

(3) holding at least one public meeting.

(e) (1) On or before June 1, 2019, the Board shall determine whether or not it would be in the best interest of the State to regulate additional creative or expressive counselors and therapists and, if so, whether the Board or another existing health occupations board should or a new board should be established to regulate the creative or expressive counselors and therapists.

(2) The Board shall make the determination after:

(i) receiving input from interested stakeholders; and

(ii) holding at least one public meeting.

(f) On or before October 1, 2019, the Board shall determine a Board composition that appropriately represents the professions credentialed by the Board while providing the best protection to the public after:

(1) making the determinations required under subsections (d) and (e) of this section;

(2) receiving input from interested stakeholders; and

(3) holding at least one public meeting".

On page 24, in line 5, strike "the terms of"; in the same line, after the second "the" insert "two longest serving"; strike beginning with "marriage" in line 6 down through "date" in line 7 and substitute "professional counselors on the effective date of this Act shall continue to serve until the end of the members' current term at which time the Governor shall appoint two licensed clinical professional counselors who do not hold another credential issued by the Board as required by § 17–202(a)(5) of the Health Occupations Article, as enacted by Section 1"; in line 9, strike "whose appointment is terminated under" and substitute "who finishes the member's term in accordance with"; strike in their entirety lines 11 through 15, inclusive; and in line 16, strike "6." 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.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 610 – Senators Young, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Madaleno, Nathan–Pulliam, Pinsky, Ramirez, Robinson, and Zucker

AN ACT concerning

Natural Resources – Forest Conservation Act – Standards and Requirements

SB0610/994034/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 610
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 4 down through "authority" in line 13 and substitute "providing that a municipality may accomplish certain off–site afforestation or reforestation outside its boundaries through an agreement with a county; altering which trees, shrubs, plants, and specific areas shall be considered priority for retention and protection and shall be left undisturbed except under certain circumstances; authorizing State and local authorities to approve certain clearing if the authority affirms a written justification from an applicant stating certain reasons for the clearing; providing that money deposited in a certain fund may be spent on certain reasonable costs of the local jurisdiction subject to a certain exception"; in line 18, after "Council" insert "and representatives from certain entities and communities"; in line 20, strike beginning with "defining" through the second semicolon and substitute "providing for the application of this Act;"; and in line 25, strike "5–1601(a), 5–1608(b)," and substitute "5–1608(a) and (b)".

On page 2, in line 3, strike "5–1601(ff–1),"; in the same line, strike the second comma; in line 8, strike "5–1608(a)" and substitute "5–1607(a) and (c)"; and strike in their entirety lines 11 through 16, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 20 on page 2 through line 21 on page 3, inclusive.

On page 5, after line 33, insert:

"(a) The preferred sequence for afforestation and reforestation shall be established by the State or local authority in accordance with the following after all techniques for retaining existing forest cover on–site have been exhausted:

(1) Those techniques that enhance existing forest and involve selective clearing or supplemental planting on–site;

(2) On–site afforestation or reforestation may be utilized where the retention options have been exhausted. In those cases, the method shall be selected in accordance with subsection (b) of this section, and the location shall be selected in accordance with subsection (d) of this section;

(3) (i) Off–site afforestation or reforestation in the same watershed or in accordance with an approved master plan may be utilized where the applicant has demonstrated that no reasonable on–site alternative exists, or where:

1. Any on–site priority areas for afforestation or reforestation have been planted in accordance with subsection (d) of this section; and

2. The applicant has justified to the satisfaction of the State or local jurisdiction that environmental benefits associated with off–site afforestation or reforestation would exceed those derived from on–site planting;

(ii) In these cases, the method shall be selected in accordance with subsection (b) of this section, and the location shall be selected in accordance with subsection (d) of this section; and

(iii) Off–site afforestation or reforestation may include the use of forest mitigation banks which have been so designated in advance by the State or local forest conservation program which is approved by the Department; **[**and**]**

(4) A MUNICIPALITY MAY ACCOMPLISH OFF–SITE AFFORESTATION OR REFORESTATION OUTSIDE THE MUNICIPALITY'S BOUNDARIES THROUGH AN AGREEMENT WITH A COUNTY; AND

[(4)**](5)** The State or local jurisdiction may allow an alternative sequence for a specific project if necessary to achieve the objectives of a local jurisdiction's land use plans or policies or to take advantage of opportunities to consolidate forest conservation efforts.".

On page 6, in line 1, strike "**(I)**"; in the same line, strike the bracket; in line 4, after "authority" insert "**IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION**"; in line 7, after "their" insert "**100–FOOT**"; in line 8, strike "and"; in line 9, after "forest" insert "**OF 20 ACRES OR GREATER**"; in line 10, strike the period and substitute a semicolon; strike in their entirety lines 11 through 14, inclusive; after line 14, insert:

"**(III) OTHER CONTIGUOUS FOREST IDENTIFIED BY THE STATE OR LOCAL AUTHORITY AS A PRIORITY IN THE FOREST STAND DELINEATION REQUIRED UNDER THIS SUBTITLE;**";

in line 15, strike "(i)" and substitute "**(IV)**"; in line 17, strike "(ii) Trees" and substitute "**(V) AS DESIGNATED BY THE DEPARTMENT OR LOCAL AUTHORITY, TREES**"; in line 20, strike "(iii)" and substitute "**(VI)**"; and in the same line, after "Trees" insert "**IN GOOD CONDITION OR BETTER AND**".

On pages 6 and 7, strike beginning with the bracket in line 25 on page 6 down through "**SITE**" in line 20 on page 7; and after line 20, insert:

"**(2) THE STATE OR LOCAL AUTHORITY MAY APPROVE CLEARING OF TREES, SHRUBS, PLANTS, AND FOREST COVER IDENTIFIED AS A PRIORITY UNDER THIS SECTION IF THE AUTHORITY AFFIRMS A WRITTEN JUSTIFICATION FROM THE APPLICANT STATING THE REASONS THAT:**

(I) PUBLIC HEALTH OR SAFETY WOULD BE COMPROMISED;

(II) THE CLEARING IS NECESSARY TO FACILITATE A STREAM RESTORATION PROJECT; OR

(III) ALL OF THE FOLLOWING APPLY:

1. FOREST CONSERVATION BEST PRACTICES HAVE BEEN EXHAUSTED, INCLUDING CLUSTER DEVELOPMENT DESIGN AND SHARED DRIVEWAYS;

2. IN A PRIORITY FUNDING AREA AS DEFINED IN § 5–7B–02 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THE

DEVELOPMENT PROJECT COULD NOT OTHERWISE ATTAIN THE DENSITY OR INTENSITY OF A USE PERMITTED BY THE ZONING FOR THE SITE;

3. CRITICAL TRANSPORTATION OR UTILITY INFRASTRUCTURE CANNOT BE RELOCATED;

4. SELECTIVE CLEARING AND GRADING OF THE SITE IS NOT FEASIBLE; AND

5. APPLICATIONS FOR LOCAL VARIANCES TO OTHER SITE DEVELOPMENT LAWS OR REGULATIONS ARE UNLIKELY TO SATISFY THE BURDEN OF APPROVAL.

(3) A STATE OR LOCAL AUTHORITY MAY NOT AFFIRM A WRITTEN JUSTIFICATION UNDER THIS SUBSECTION BASED SOLELY ON COST.".

On page 7, in lines 23 and 24, strike "**SKETCH OR CONCEPT PLANS, SITE DEVELOPMENT PLANS, OR PRELIMINARY REVIEW PLANS,**"; in line 24, strike the brackets; in the same line, strike "**PLANS**"; in line 25, strike the brackets; and in the same line, strike "**PERMITS**".

On page 9, in line 5, strike "reforestation" and substitute "**:**

1. REFORESTATION";

and in line 8, after "fund" insert "**; AND**

2. THE REASONABLE COSTS OF THE LOCAL JURISDICTION, NOT TO EXCEED 15% OF THE FUNDS DEPOSITED INTO THE SEPARATE ACCOUNT, TO:

A. IMPLEMENT AN EDUCATION AND OUTREACH PROGRAM TO LOCATE THE AREAS OF PUBLIC OR PRIVATE PROPERTY SUITABLE FOR REPLANTING EFFORTS;

B. DEVELOP, EXECUTE, AND RECORD AGREEMENTS WITH LANDOWNERS;

C. MANAGE CONTRACTORS, CONSULTANTS, OR VOLUNTEERS FOR INSPECTIONS AND SERVICES RELATED TO AFFORESTATION AND REFORESTATION ACTIVITIES; AND

D. SUPPORT A LICENSED TREE EXPERT, AS DEFINED IN § 5–415 OF THIS TITLE, OR A QUALIFIED PROFESSIONAL TO CARRY OUT THE DUTIES ENUMERATED UNDER THIS SECTION".

On page 10, in line 10, after "Council" insert "and representatives from local government, the environmental community, and the development community"; after line 13, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively to projects with preliminary plan approval or site plan approval on or after the effective date of this Act and may not be applied or interpreted to have any effect on or application to projects with preliminary plan approval or site plan approval before the effective date of this Act.";

and in line 14, strike "3." and substitute "4.".

The preceding 2 amendments were read only.

Senator Young moved to make the Bill and Amendments a Special Order for March 19, 2018.

The motion was adopted.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1123 – Senator Edwards

AN ACT concerning

Garrett County – Regulation of Animals – Enforcement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1165 – Senator Waugh

AN ACT concerning

Procurement – Veteran–Owned Small Business Enterprise Participation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Joint Resolution 11 – Senators Mathias, Miller, Astle, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Jennings, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Muse, Nathan–Pulliam, Norman, Oaks, Peters, Pinsky, Ramirez, Reilly, Robinson, Rosapepe, Salling, Simonaire, Smith, Young, Zirkin, and Zucker

A Senate Joint Resolution concerning

Coastal Area – Protection From Offshore Oil and Gas Drilling

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 17

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 707 – Senators Ramirez, Lee, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Criminal Law – Firearm Crimes – Rapid Fire Trigger Activator

SB0707/498175/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 707
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "activator" insert ", subject to a certain exception"; in line 7, after "terms;" insert "providing for a delayed effective date for certain provisions of this Act;"; and after line 18, insert:

"BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–305.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)
(As enacted by Section 1 of this Act)".

AMENDMENT NO. 2

On page 2, after line 25, insert:

"**(E) "BINARY TRIGGER SYSTEM" MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, FIRES BOTH WHEN THE TRIGGER IS PULLED AND ON RELEASE OF THE TRIGGER.**

(F) "BUMP STOCK" MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, INCREASES THE RATE OF FIRE OF THE FIREARM BY USING ENERGY FROM THE RECOIL OF THE FIREARM TO GENERATE A RECIPROCATING ACTION THAT FACILITATES REPEATED ACTIVATION OF THE TRIGGER.

(G) "BURST TRIGGER SYSTEM" MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, ALLOWS THE FIREARM TO DISCHARGE TWO OR MORE SHOTS WITH A SINGLE PULL OF THE TRIGGER BY ALTERING THE TRIGGER RESET.".

On page 3, in lines 1, 17, 20, 22, and 25, strike "(e)", "(f)", "(g)", "(h)", and "**(J)**", respectively, and substitute "**(H)**", "**(I)**", "**(J)**", "**(L)**", and "**(M)**", respectively; after line 21, insert:

"**(K) "HELLFIRE TRIGGER" MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, DISENGAGES THE TRIGGER RETURN SPRING WHEN THE TRIGGER IS PULLED.**";

strike line 24 in its entirety; and strike beginning with "**ANY**" in line 25 down through "**PARTS**" in line 29 and substitute "**ANY DEVICE, INCLUDING A REMOVABLE MANUAL OR POWER–DRIVEN ACTIVATING DEVICE, CONSTRUCTED SO THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM:**

(I) THE RATE AT WHICH THE TRIGGER IS ACTIVATED INCREASES; OR

(II) THE RATE OF FIRE INCREASES".

On page 4, in line 1, strike "**AND TRIGGER CRANK**" and substitute "**, TRIGGER CRANK, HELLFIRE TRIGGER, BINARY TRIGGER SYSTEM, BURST TRIGGER SYSTEM, OR A COPY OR A SIMILAR DEVICE, REGARDLESS OF THE PRODUCER OR MANUFACTURER.**

(3) "RAPID FIRE TRIGGER ACTIVATOR" DOES NOT INCLUDE A SEMIAUTOMATIC REPLACEMENT TRIGGER THAT IMPROVES THE PERFORMANCE AND FUNCTIONALITY OVER THE STOCK TRIGGER";

and after line 1, insert:

"**(N) "TRIGGER CRANK" MEANS A DEVICE THAT, WHEN INSTALLED IN OR ATTACHED TO A FIREARM, REPEATEDLY ACTIVATES THE TRIGGER OF THE FIREARM THROUGH THE USE OF A CRANK, A LEVER, OR ANY OTHER PART THAT IS TURNED IN A CIRCULAR MOTION.**".

AMENDMENT NO. 3

On page 4, in line 3, strike "**A**" and substitute "**(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A**"; after line 7, insert:

"**(B) THIS SECTION DOES NOT APPLY TO THE POSSESSION OF A RAPID FIRE TRIGGER ACTIVATOR BY A PERSON WHO:**

(1) POSSESSED THE RAPID FIRE TRIGGER ACTIVATOR BEFORE OCTOBER 1, 2018;

(2) APPLIED TO THE FEDERAL BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES BEFORE OCTOBER 1, 2018, FOR AUTHORIZATION TO POSSESS A RAPID FIRE TRIGGER ACTIVATOR; AND

(3) IS IN COMPLIANCE WITH ALL FEDERAL REQUIREMENTS FOR POSSESSION OF A RAPID FIRE TRIGGER ACTIVATOR."; and after line 30, insert:

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

Article – Criminal Law

4–305.1.

(a) Except as provided in subsection (b) of this section, a person may not:

(1) transport a rapid fire trigger activator into the State; or

(2) manufacture, possess, sell, offer to sell, transfer, purchase, or receive a rapid fire trigger activator.

(b) This section does not apply to the possession of a rapid fire trigger activator by a person who:

(1) possessed the rapid fire trigger activator before October 1, 2018;

(2) applied to the federal Bureau of Alcohol, Tobacco, Firearms and Explosives before October 1, 2018, for authorization to possess a rapid fire trigger activator; **[**and**]**

(3) **RECEIVED AUTHORIZATION TO POSSESS A RAPID FIRE TRIGGER ACTIVATOR FROM THE FEDERAL BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES BEFORE OCTOBER 1, 2019; AND**

(4) is in compliance with all federal requirements for possession of a rapid fire trigger activator.

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect October 1, 2019.".

On page 5, in line 1, strike "2." and substitute "4."; and in the same line, after "That" insert ", except as provided in Section 3 of this Act,".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0707/643520/1
BY: Senator Hough

AMENDMENTS TO SENATE BILL 707, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Judicial Proceedings Committee Amendments (SB0707/498175/1), strike Amendment No. 1 in its entirety.

On page 1 of the bill, in line 5, after "activator" insert ", subject to a certain exception".

AMENDMENT NO. 2

On pages 3 through 5 of the Judicial Proceedings Committee Amendments, strike Amendment No. 3 in its entirety.

On page 4 of the bill, in line 3, strike "**A**" and substitute "**(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A**"; and after line 7, insert:

"**(B) THIS SECTION DOES NOT APPLY TO THE POSSESSION OF A RAPID FIRE TRIGGER ACTIVATOR BY A PERSON WHO POSSESSED THE RAPID FIRE TRIGGER ACTIVATOR BEFORE OCTOBER 1, 2018.**".

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

Affirmative – 16 Negative – 28 (See Roll Call No. 586)

FLOOR AMENDMENT

SB0707/883329/1
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 707, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 5, strike "applying" and substitute "establishing".

On page 1 of the Judicial Proceedings Committee Amendments (SB0707/498175/1), in line 6 of Amendment No. 1, strike "4–305.1" and substitute "4–305.1(a) and (b)".

AMENDMENT NO. 2

On page 3 of the Judicial Proceedings Committee Amendments, in the third line from the bottom of Amendment No. 3, after "**ACTIVATOR.**" insert:

"**(C) A VIOLATION OF THIS SECTION IS A CIVIL OFFENSE AND PUNISHABLE BY A FINE NOT EXCEEDING $500.**".

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

Affirmative – 19 Negative – 25 (See Roll Call No. 587)

Senator Hershey moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

SENATE RULES COMMITTEE REPORT NO. 7

Senator Klausmeier, Chair, for the Committee on Rules reported favorably:

House Bill 874 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

General Assembly – Department of Legislative Services – Reorganization and Duties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1098 – Senators Robinson and Young

AN ACT concerning

Baltimore City – Tax Sales – Water Liens

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1121 – Senators Madaleno and Benson

AN ACT concerning

Procurement – Small Businesses and Minority Businesses – Qualification and Certification

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1127 – Senators Hershey and Ready

AN ACT concerning

Procurement Contracts – Disclosures to Secretary of State – Beneficial Ownership

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1139 – Senator Robinson

AN ACT concerning

Procurement – Minority Business Enterprise Certification – Sale to Nonminority Entity

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1152 – Carroll County Senators

AN ACT concerning

Public Safety – Agritourism – Permit Exemption

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1153 – Senator Ready

AN ACT concerning

Handgun Permits – Criminal History Check – Fingerprint Submission Exception

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1171 – Senator Mathias

AN ACT concerning

General Provisions – Commemorative Months – Maryland Sportsmen and Sportswomen Month

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1173 – Senator Mathias

AN ACT concerning

Home Sprinkler and Fire Safety Assistance Fund – Pilot Program

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1204 – Senator Robinson

AN ACT concerning

Baltimore City – Education – Junior Reserve Officer Training Corps Instructors

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1227 – Senator Ready

AN ACT concerning

State Education Aid – Mandated Educational Requirements – County Board Opt–Out

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1229 – Senator Robinson

AN ACT concerning

Public Institutions of Higher Education – Family Members of Killed or Disabled First Responders – Tuition Exemption (Sean Suiter Act)

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1231 – Senators Madaleno, Manno, Peters, and Zucker

AN ACT concerning

Human Services – Temporary Disability Assistance Program

The Bill was re–referred to the Committee on Finance.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1236 – Chair, PSTE Subcommittee, Budget and Taxation Comm

AN ACT concerning

Public–Private Partnerships – Transportation Facility Projects – Environmental Impact Statement

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1253 – Senator Peters

AN ACT concerning

Program Open Space – Definition of Local Governing Body – Alteration

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1260 – Senator Mathias

AN ACT concerning

Waterway Improvement Fund – Ocean City Inlet Dredging Study

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1262 – Senators Astle, Miller, and Waugh

AN ACT concerning

Public Safety – Background Information for Firearm License Investigations – School Crisis Welfare Officers
(School Safety Act 2018: Prevention)

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings and the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1263 – Senators Waugh and Miller

AN ACT concerning

Public Safety – School Mental Health Services and Mental Disorder Weapon Restraining Order
(School Safety Act of 2018: Anticipation)

The Bill was re–referred to the Committee on Judicial Proceedings and the Committee on Education, Health, and Environmental Affairs.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1264 – Senators Jennings, Miller, and Waugh

AN ACT concerning

Primary and Secondary Schools – Law Enforcement Presence
(School Safety Act 2018: Deterrence)

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Klausmeier, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1265 – Senators Klausmeier, Miller, and Waugh

AN ACT concerning

Education – School Safety Protection Standards and Grant Program – Established
(School Safety Act of 2018: Protection)

The Bill was re–referred to the Committee on Budget and Taxation.

RECESS

At 12:21 P.M. on motion of Senator Peters the Senate recessed until 4:00 P.M. on Friday, March 16, 2018.

AFTER RECESS
Annapolis, Maryland
Friday, March 16, 2018

At 4:25 P.M. the Senate resumed its session.

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 590)

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 18

House Bill 7 – Delegates Mautz, Beitzel, ~~and Carey~~ Buckel, Carey, McComas, and Szeliga

AN ACT concerning

Income Tax Credit – Venison Donation – Feed the Hungry Organizations

FOR the purpose of allowing an individual, subject to certain requirements and limitations, to claim a credit against the State income tax for certain qualified expenses if the individual harvests an antlerless deer and donates the deer meat to certain organizations; providing that for any taxable year certain individuals may not claim a credit that exceeds a certain amount; providing that any unused credit may not be carried over to another taxable year; providing that an individual that claims the credit has certain immunity from liability for donated food; requiring the Comptroller, in consultation with the Department of Natural Resources, to report to the General Assembly on or before a certain date on the effectiveness of the tax credit; defining a certain term; providing for the application and termination of this Act; and generally relating to an income tax credit for the donation of deer meat to certain organizations.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 5–634
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – General

Section 10–746
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 30 – ~~**Delegate Angel**~~ **Delegates Angel, Dumais, Atterbeary, Corderman, Gibson, Malone, McComas, Moon, Queen, Sanchez, Sydnor, and Valentino–Smith**

AN ACT concerning

~~**Domestic Violence – Education and Definition of Abuse**~~
Family Law – Domestic Violence – Definition of Abuse

FOR the purpose of ~~requiring the State Board of Education to encourage county boards of education to incorporate age–appropriate lessons on domestic violence into a certain curriculum;~~ altering the definition of "abuse" for purposes of certain provisions of law relating to domestic violence to include ~~harassment and malicious destruction of property; defining certain terms~~ revenge porn; making a stylistic change; and generally relating to domestic violence.

~~BY repealing and reenacting, with amendments,~~
~~Article – Education~~
~~Section 7–411.1~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, without amendments,
Article – Family Law
Section 4–501(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section ~~4–501~~ 4–501(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 89 – Chair, Ways and Means Committee (By Request – Departmental – Assessments and Taxation)

AN ACT concerning

Property Tax Credit – Public Safety Officers – Administration

FOR the purpose of repealing a certain requirement that the State Department of Assessments and Taxation be responsible for certain administrative duties relating to a certain credit against the county or municipal corporation property tax imposed on a certain dwelling that is owned by a certain public safety officer under certain circumstances; repealing a certain requirement that a county or municipal corporation reimburse the Department for certain administrative costs relating to the credit; authorizing the Mayor and City Council of Baltimore City and the governing body of a county or municipal corporation to provide, by law, for certain matters relating to the administration of the credit; and generally relating to a property tax credit for certain public safety officers.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–260
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 132 – Delegates Fennell, Barron, C. Howard, Jackson, Knotts, J. Lewis, Proctor, Tarlau, and A. Washington

AN ACT concerning

Motor Vehicles – Duplicate Driver's Licenses – Victims of Robbery or Burglary

FOR the purpose of ~~authorizing a victim of a robbery or burglary whose driver's license is taken during the robbery or burglary to drive without a license for a certain period of time under certain circumstances; extending the period of time, under certain circumstances, during which a victim of a robbery or burglary whose license is taken during the robbery or burglary must apply for a duplicate license;~~ requiring the Motor Vehicle Administration, when processing an application for a duplicate license of a victim of a robbery or burglary whose license is taken during the robbery or burglary, to issue the duplicate license free of charge under certain circumstances; and generally relating to duplicate driver's licenses and victims of robbery or burglary.

BY repealing and reenacting, with amendments,
Article – Transportation
Section ~~16–112 and~~ 16–114
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 220 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Housing Opportunities Commission of Montgomery County – Subsidiary Entities

MC 18–18

FOR the purpose of providing that a nonprofit entity shall be deemed controlled by the Housing Opportunities Commission of Montgomery County under certain circumstances; altering the applicability of certain tax exemption provisions to include a ~~subsidiary entity of a~~ certain Montgomery County Housing Authority entity; authorizing a housing authority to establish a certain nonprofit entity as a partnership; defining a certain term; and generally relating to the Housing Opportunities Commission of Montgomery County.

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 12–104 and 12–502(h)
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 12–502(a) ~~and (h)~~
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 285 – Delegates Luedtke, Barkley, Carr, Cassilly, Ebersole, Gilchrist, Healey, Lafferty, R. Lewis, Robinson, and Stein

AN ACT concerning

Department of Transportation – Pedestrian and Bicycle Access to ~~Public~~ Schools ~~– Study~~

FOR the purpose of requiring the Department of Transportation to ~~study and make certain recommendations regarding~~ collect and consolidate available information from State and local agencies regarding an unmet need for safe pedestrian and bicycle access to ~~public~~ schools in the State; requiring the Department 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 ~~a study of~~

the collection and consolidation of information regarding pedestrian and bicycle access to ~~public~~ schools in the State.

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

House Bill 330 – Delegates Mautz, Adams, and Anderton

AN ACT concerning

Motor Vehicle Registration – Exception for Golf Carts – Town of Vienna

FOR the purpose of creating an exception from motor vehicle registration requirements under certain circumstances for golf carts in the Town of Vienna; providing that a person who operates a golf cart on a highway in the Town of Vienna may operate the golf cart only on certain roads at certain times and only if the golf cart is equipped with certain lighting devices; requiring a person who operates a golf cart on a highway in the Town of Vienna to keep as far to the right of the roadway as feasible and possess a valid driver's license; authorizing the ~~State Highway Administration, in consultation with the appropriate local authority, to develop locations where a person operating a golf cart may cross certain highways~~ town government to designate the highways on which a person may operate a golf cart in the Town of Vienna; making certain conforming changes; and generally relating to an exception to motor vehicle registration requirements for golf carts in the Town of Vienna.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 13–402(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–402(c) and ~~21–104.2~~ 21–104.3(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 21–104.4
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 370 – Delegates Korman, Barron, Angel, Barkley, B. Barnes, D. Barnes, Carr, Cullison, Dumais, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gilchrist, Gutierrez, Healey, Hixson, C. Howard, Jackson, Kaiser, Kelly,

Knotts, Kramer, Krimm, J. Lewis, Lierman, Luedtke, A. Miller, Moon, Morales, Platt, Queen, Reznik, Robinson, Sanchez, Tarlau, Valderrama, Waldstreicher, Walker, A. Washington, and Wilkins

AN ACT concerning

Metro Board Member Act

FOR the purpose of altering the requirement that Washington Suburban Transit Commission members appointed by the Governor serve as the Commission's appointees to be principal members of the Washington Metropolitan Area Transit Authority Board of Directors; requiring one of the Commission's appointees to the Authority's board of directors to be the Secretary of Transportation or the Secretary's designee; requiring one of the Commission's appointees to the Authority's board of directors to be one of the commissioners appointed by the Governor; requiring the Secretary's designee to meet certain qualifications; specifying that the Secretary's designee may attend meetings of the Authority's board of directors only under certain circumstances; providing that the Commission's appointee to the Authority's board of directors who is appointed by the Governor may not be succeeded by a commissioner who is a resident of the same county; prohibiting the Secretary or the Secretary's designee from receiving compensation as a member of the Authority's board of directors; <u>encouraging each signatory of the Washington Metropolitan Area Transit Authority Compact to support certain reforms of the Authority;</u> making conforming changes; providing for the application of this Act; and generally relating to the appointment of Washington Suburban Transit Commission members to the Washington Metropolitan Area Transit Authority Board of Directors.

BY repealing and reenacting, with amendments,
The Public Local Laws of Montgomery County
Section 87–1(b) and 87–5(a)(4) and (5)(iv)
Article 16 – Public Local Laws of Maryland
(2004 Edition and September–October 2017 Supplement, as amended)

BY adding to
The Public Local Laws of Montgomery County
Section 87–5(a)(14) and 87–7(c)
Article 16 – Public Local Laws of Maryland
(2004 Edition and September–October 2017 Supplement, as amended)

BY repealing and reenacting, with amendments,
The Public Local Laws of Prince George's County
Part III, Section 1(b) and Section 5(a)(4) and (5)(iv)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)
(As enacted by Chapter 433 of the Acts of the General Assembly of 2012)

BY adding to

The Public Local Laws of Prince George's County
Part III, Section 5(a)(14)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)
(As enacted by Chapter 433 of the Acts of the General Assembly of 2012)

BY adding to
The Public Local Laws of Prince George's County
Part III, Section 7(c)
Article 17 – Public Local Laws of Maryland
(2011 Edition, as amended)

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

House Bill 420 – Delegates Lierman, Ali, Angel, Frick, Gutierrez, Hettleman, Hill, Korman, R. Lewis, McIntosh, Morales, Pena–Melnyk, Proctor, Sanchez, Turner, and Wilkins

AN ACT concerning

Higher Education – Financial Aid – In–State Students
(The Jill Wrigley Memorial Scholarship Expansion Act)

FOR the purpose of making a certain individual eligible for certain financial aid if the individual is eligible for certain in–State tuition; and generally relating to financial aid for in–State students.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–303(a) and 18–1401(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 18–303.2 and 18–1401.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 432 – Delegates Lierman, Ali, Anderson, Barron, Brooks, Clippinger, Conaway, Ebersole, Frick, Glenn, Gutierrez, Hayes, Hettleman, Hill, C. Howard, R. Lewis, McCray, McIntosh, Morhaim, Platt, Proctor, Queen, Rosenberg, and M. Washington

AN ACT concerning

Public Safety – ~~Maryland Violence Intervention and Prevention Program Fund – Establishment~~ Grant Programs and Funding
(Public Safety and Violence ~~Intervention~~ Prevention Act of 2018)

FOR the purpose of establishing the Maryland Violence Intervention and Prevention Program 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 in consultation with the Maryland Violence Intervention and Prevention Advisory Council; 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; ~~requiring~~ authorizing the Governor to annually appropriate a certain amount to the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; providing that the accounts and transactions of the Fund shall be subject to a certain audit; establishing the Maryland Violence Intervention and Prevention Advisory Council in the Governor's Office of Crime Control and Prevention; specifying the membership of the Council; specifying the duties of the Council; requiring that certain information be provided in a certain evaluation; providing that members of the Council may not receive compensation but are entitled to reimbursement for certain expenses; requiring the Executive Director, in consultation with the Council, to establish procedures for local governments and nonprofit organizations to use in applying for money from the Fund; specifying the information that must be provided in an application for money from the Fund; requiring the Executive Director, in consultation with the Council, to establish procedures for the distribution of funds; specifying the duration of awards and a certain preference for the award of funds; requiring awards to be commensurate with the level of gun violence; specifying certain requirements for a local government or nonprofit organization that is awarded money from the Fund; exempting the Fund from a certain provision of law requiring interest on State money in special funds to accrue to the General Fund of the State; requiring that certain reports be posted to a certain website; requiring the Governor, in certain fiscal years, to include certain appropriations of money in the annual budget bill for certain purposes; requiring the Executive Director to establish certain measures for tracking the performance of certain activities or programs; requiring a certain local government or nonprofit entity that receives certain funds to comply with certain requirements as a condition of receiving certain funds; defining certain terms; and generally relating to ~~the establishment and use of the Maryland Violence Intervention and Prevention Program Fund~~ grant programs and funding for public safety.

BY adding to
Article – Public Safety
Section 4–801 through 4–806 to be under the new subtitle "Subtitle 8. Maryland Violence Intervention and Prevention Program Fund"; and 4–901 through 4–907 to be under the new subtitle "Subtitle 9. Miscellaneous Grant Programs"

Annotated Code of Maryland
(2011 Replacement Volume and 2017 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 and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)101. and 102.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 465 – Delegates Otto, Anderton, and Carozza

AN ACT concerning

Vehicle Laws – Golf Carts – City of Crisfield

FOR the purpose of repealing a prohibition against operating golf carts on certain highways in the City of Crisfield in Somerset County; repealing the authority of the State Highway Administration to designate a location for golf carts to cross certain highways in the City of Crisfield; lowering the maximum speed limit for a highway on which a person may operate a golf cart in the City of Crisfield; and generally relating to the operation of golf carts in the City of Crisfield.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–104.2
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 556 – Delegate Sydnor

AN ACT concerning

Estates and Trusts – Administration of Estates – Waiver of Fees

FOR the purpose of authorizing ~~the registers~~ a register of wills to waive certain fees for the administration of an estate if certain real property subject to administration in this State is to be transferred to a certain individual or is encumbered by a lien and subject to sale under certain provisions of law, ~~and the estate is unable to pay the fees by reason of poverty~~ the personal representative is represented by an attorney retained through a certain program, the program provides the register with a certain statement, the attorney provides a certain certification, the personal representative submits a certain affidavit, and the estate meets certain criteria for administration; providing for the prospective application of this Act; and generally relating to fees for estate administration.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–206(a)
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 593 – Delegates Hettleman, Atterbeary, Bromwell, Brooks, Buckel, Carr, Cluster, Conaway, Cullison, Fraser–Hidalgo, Gutierrez, Hill, Jackson, Jalisi, Kelly, Korman, Lam, J. Lewis, Lierman, Luedtke, McKay, Miele, Morales, Mosby, Patterson, Pena–Melnyk, Robinson, Rosenberg, Sample–Hughes, Sanchez, Sydnor, Tarlau, Valderrama, Waldstreicher, ~~and P. Young~~ P. Young, Ali, Ebersole, Hixson, Hornberger, C. Howard, Long, Simonaire, Turner, Walker, A. Washington, and Wilkins

AN ACT concerning

Income Tax – Student Loan Tax Credit

FOR the purpose of expanding the student loan tax credit that allows certain individuals with certain student loan debt amounts to claim a credit against the State income tax to include graduate student loan debt; altering a certain definition; providing for the application of this Act; and generally relating to a student loan tax credit.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–740
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 616 – Delegates M. Washington, Ali, Luedtke, Mosby, Patterson, Rose, Shoemaker, Tarlau, ~~and Turner~~ Turner, and Afzali

AN ACT concerning

Income Tax – Film Production Activity Tax Credit – Small or Independent Film Entities

FOR the purpose of authorizing a Maryland small or independent film entity to qualify as a film production entity under certain circumstances; requiring that certain funding in a certain reserve account be reserved for certain purposes; altering a certain audit requirement to apply only to a film production entity with total direct costs that exceed a certain amount; altering the amount of certain tax credit certificates that the Secretary of Commerce may issue under certain circumstances; defining a certain term; providing for the application of this Act; and generally relating to income tax credits for certain film production activities.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–730
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 617 – Delegates Ebersole, Buckel, Luedtke, Patterson, Rose, Shoemaker, Tarlau, Turner, Walker, A. Washington, ~~and M. Washington~~ M. Washington, Long, Ali, and C. Howard

AN ACT concerning

Education – Assessments – Administration by Public School Employees

FOR the purpose of authorizing certain principals to select certain employees to administer certain assessments under certain circumstances; requiring a local superintendent to review and approve a principal's employee selection for administering a certain assessment before the assessment is administered; making a certain stylistic change; and generally relating to the administration of assessments in public schools.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–203.3
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 619 – Delegate Wivell

AN ACT concerning

Surface Mining – Zone of Dewatering Influence – Water Supply Replacement

FOR the purpose of requiring a certain surface mining permittee to permanently replace a certain water supply within a certain zone of dewatering influence within a certain period of time under certain circumstances; authorizing a certain surface mining permittee to seek reimbursement for certain water supply replacement costs under certain circumstances; providing for the construction of certain provisions of law relating to a contested case hearing; making a stylistic change; correcting an obsolete cross–reference; and generally relating to the zone of dewatering influence around a surface mine.

BY repealing and reenacting, without amendments,
Article – Environment
Section 15–801(a), (f), (g), (n), (p), and (u) and 15–812
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 15–813
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 634 – Delegates Jackson, Chang, Fennell, C. Howard, Knotts, J. Lewis, Lisanti, Proctor, ~~and K. Young~~ K. Young, Angel, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, and West

AN ACT concerning

Commission to Advance Next Generation 9–1–1 Across Maryland – Establishment

FOR the purpose of establishing the Commission to Advance Next Generation 9–1–1 Across Maryland; providing for the composition, chair, and staffing of the Commission; authorizing the Emergency Number Systems Board to contract with a third–party contractor for a certain purpose; prohibiting a member of the Commission from

receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to study and make recommendations regarding certain matters; requiring the Commission to report its preliminary findings and recommendations to the Governor and the General Assembly on or before a certain date; requiring the Commission to report its final findings and recommendations to the Governor and the General Assembly on or before a certain date; authorizing a jurisdiction to implement NG9–1–1 services before the Commission has submitted the final report to the Governor and the General Assembly; providing for the termination of this Act; and generally relating to the Commission to Advance Next Generation 9–1–1 Across Maryland.

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

House Bill 672 – Delegates Carr ~~and Korman~~, Korman, Folden, Jalisi, and McMillan

AN ACT concerning

Vehicle Laws – Intersections – Prohibited Acts

FOR the purpose of prohibiting vehicle traffic from entering certain intersections against certain traffic signals if the vehicle is unable to safely and completely proceed through the intersection; establishing certain exceptions to the prohibition; prohibiting a police officer from issuing a citation for a violation of this Act unless certain conditions are met; making conforming changes; and generally relating to prohibited acts by vehicle traffic at intersections.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–202
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 745 – Baltimore City Delegation

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class A–7 License

FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to issue a Class A–7 beer, wine, and liquor license; establishing that the license authorizes the holder to sell alcoholic beverages for off–premises consumption 7 days a week during certain hours; providing that license holders who hold a certain class of license are eligible to exchange that license for a Class A–7 license under certain circumstances; specifying that in a certain legislative district a Class B–D–7 license

may be exchanged for a Class A–7 license only under certain circumstances; providing that a Class A–7 license can be issued only until a certain date; establishing an annual license fee for a Class A–7 license; ~~providing that the issuance, transfer, or renewal of a Class A–7 license is complete without certain zoning approval or verification;~~ and generally relating to alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 12–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 12–902.1
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

~~BY repealing and reenacting, with amendments,~~
~~Article – Alcoholic Beverages~~
~~Section 12–1407(a)~~
~~Annotated Code of Maryland~~
~~(2016 Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 789 – Baltimore City Delegation

AN ACT concerning

Baltimore City – Alcoholic Beverages License – Suspension Based on Unpaid Personal Property Tax

FOR the purpose of modifying the deadline by which a license holder annually must present to the Board of License Commissioners for Baltimore City a certain certificate regarding certain personal property taxes; and generally relating to the Board of License Commissioners for Baltimore City.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 12–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages
Section 12–2103(a)
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 811 – Delegates Luedtke, Ebersole, Fennell, Tarlau, M. Washington, and Wilkins

AN ACT concerning

Education – Collective Bargaining – Exclusive Representative's Access to New Employee Processing

FOR the purpose of requiring public school employers to provide an exclusive representative with access to a certain new employee processing; requiring the public school employer to provide a certain notice to the exclusive representative within a certain period of time; authorizing a certain exception under certain circumstances; requiring the structure, time, and manner of certain access to be determined through certain negotiations; authorizing certain parties to request that the Public School Labor Relations Board declare a certain impasse under certain circumstances; requiring a mediator or the Board to consider certain factors under certain circumstances during a certain impasse proceeding; providing for the reopening of certain collective bargaining agreements for certain purposes under certain circumstances; authorizing certain parties to negotiate a separate agreement under certain circumstances; providing that certain provisions of this Act do not prohibit certain activities; providing that certain provisions of this Act do not abrogate certain existing collective bargaining agreements; requiring the public school employer to provide the exclusive representative with certain employee information within a certain number of days under certain circumstances; authorizing the public school employer to negotiate with the exclusive representative on certain topics; providing for a certain exception; requiring a certain custodian to allow inspection by a certain employee organization of a certain personnel record that contains certain information; defining certain terms; and generally relating to access of an exclusive representative to a public school employer's new employee processing.

BY repealing and reenacting, with amendments,
Article – Education
Section 6–401, 6–408(c)(1), 6–501, and 6–510(c)(1)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 6–407.1, 6–407.2, 6–509.1, and 6–509.2

Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 4–311
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

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

House Bill 816 – Delegates Lierman, Barron, Korman, R. Lewis, and Moon

AN ACT concerning

Public–Private Partnership Agreements – Compensation Provisions and Noncompete Clauses – Alterations

FOR the purpose of prohibiting a public–private partnership agreement from including certain provisions regarding compensation for certain entities under certain circumstances; prohibiting a public–private partnership agreement for certain projects from including a certain noncompete clause; and generally relating to altering certain requirements regarding compensation provisions and noncompete clauses in public–private partnership agreements.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 10A–401(b) and (c)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 864 – Delegates A. Miller, B. Barnes, Haynes, Jones, Korman, Krimm, McIntosh, Reznik, Sophocleus, Tarlau, ~~and P. Young~~ P. Young, and Jackson

AN ACT concerning

Collective Bargaining – Memorandum of Understanding – Continuation

FOR the purpose of prohibiting a certain memorandum of understanding from expiring under certain circumstances; requiring that the terms of a certain memorandum of understanding continue in force and effect until a certain memorandum of understanding is agreed to and ratified; authorizing an exclusive representative to file a certain action in a circuit court under certain circumstances; requiring the court to issue a certain order to maintain a certain memorandum of understanding;

~~requiring a certain proceeding to take precedence on a court docket for certain purposes;~~ and generally relating to collective bargaining for State employees.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 3–601(a)(1) and (b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Personnel and Pensions
Section 3–603
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 881 – Delegates C. Howard, Folden, Angel, D. Barnes, Barron, Fennell, Frush, Jackson, Knotts, J. Lewis, Pena–Melnyk, Proctor, Sanchez, Tarlau, Walker, and A. Washington

AN ACT concerning

Motor Vehicles – Aggressive Driving

FOR the purpose of altering the motor vehicle offense of aggressive driving to include the commission of a certain number of an alternate set of certain motor vehicle offenses under certain circumstances; establishing that certain persons charged with a violation for aggressive driving must appear in court and may not prepay the fine; and generally relating to aggressive driving.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 16–402(a)(25) and 21–905
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–901.2
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 885 – Delegate Shoemaker

AN ACT concerning

Carroll County – Board of Education – Compensation

FOR the purpose of altering the amount of compensation of the president and other voting members of the Carroll County Board of Education; providing that this Act does not apply to the compensation of the president or other voting members of the county board during a certain term of office; and generally relating to the Carroll County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–403(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 888 – Delegates Moon, J. Lewis, Walker, Ali, Anderson, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Busch, Carr, Clippinger, Cullison, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gibson, Gilchrist, Glenn, Gutierrez, Haynes, Healey, Hettleman, Hill, Hixson, Jackson, Jalisi, Kaiser, Kelly, Korman, Kramer, Krimm, Lafferty, Lam, R. Lewis, Lierman, Luedtke, McIntosh, A. Miller, Morales, Morhaim, Mosby, Patterson, Pena–Melnyk, Pendergrass, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample–Hughes, Sanchez, Sophocleus, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, Waldstreicher, A. Washington, M. Washington, Wilkins, Wilson, K. Young, and P. Young

AN ACT concerning

Criminal Law – Firearm Crimes – Rapid Fire Trigger Activator

FOR the purpose of prohibiting a person from transporting a certain rapid fire trigger activator into the State or manufacturing, possessing, selling, offering to sell, transferring, purchasing, or receiving a certain rapid fire trigger activator, subject to a certain exception; applying certain penalties; establishing a certain penalty for using a rapid fire trigger activator in the commission of a certain crime; defining certain terms; providing for a delayed effective date for certain provisions of this Act; and generally relating to firearm crimes.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–301 and 4–306
Annotated Code of Maryland

(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Criminal Law
Section 4–305.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–305.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 910 – Delegates ~~Luedtke and Kaiser~~ Luedtke, Kaiser, D. Barnes, Buckel, Ebersole, C. Howard, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Walker, M. Washington, A. Washington, Wilkins, S. Howard, and Glass

AN ACT concerning

Education – Students With Reading Difficulties – Screenings and Interventions

FOR the purpose of requiring certain county boards of education, beginning in a certain school year, to ensure that a certain student is screened for certain reading difficulties; prohibiting a certain screening from being included in a certain time limitation for assessments under certain provisions of law; authorizing a certain student to be exempt from certain screening requirements under certain circumstances; authorizing certain individuals to conduct a certain screening; requiring a county board to provide a ~~certain questionnaire and~~ certain description of certain screening and support at a certain time; requiring a county board to select a certain screening instrument; requiring a county board to use certain screening instruments for certain students; authorizing a county board to use a certain screening instrument for certain students; limiting the use of certain screening instruments during a certain time period for certain students; providing for the frequency of screening for certain students; requiring a county board to conduct a certain diagnostic assessment, provide certain reading instruction, and provide a certain notification letter to certain parents or guardians under certain circumstances; requiring a certain intervention to include certain components; requiring a county board to monitor a certain student for progress for a certain period of time; requiring a county board to ~~provide a certain student certain additional instruction~~ adjust a certain intervention under certain circumstances; requiring a county board to provide a certain parent or guardian with certain progress monitoring reports; providing ~~the circumstances for~~ that a referral for ~~special~~

~~education~~ a special education evaluation may be made at any time; requiring certain county boards to provide certain resources on a certain website; requiring certain county boards to report annually certain information to the State Department of Education beginning in a certain school year; requiring certain data to be reported in a certain manner; requiring the Department, in consultation with certain stakeholders, to annually develop and update certain resources and protocols for use by the county boards beginning on or before a certain date; requiring the Department to provide training opportunities for certain individuals on certain screening instruments and instruction interventions; requiring the Department to adopt certain regulations; defining certain terms; and generally relating to screenings and interventions for students with reading difficulties.

BY adding to
Article – Education
Section 4–134
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 943 – Delegates Saab, Angel, Bromwell, Buckel, Clark, Cullison, Hayes, Hill, S. Howard, Kelly, Kipke, Kramer, Krebs, Metzgar, Miele, Morgan, Robinson, Sample–Hughes, Szeliga, ~~and West~~ West, and Fisher

AN ACT concerning

Telephone Companies – Unpublished Telephone Number – One–Time Charge

FOR the purpose of limiting the number of times a telephone company may assess a fee to a customer for keeping certain telephone numbers unpublished; authorizing a telephone company to assess the fee each time a customer changes the customer's telephone number; and generally relating to telephone companies.

BY adding to
Article – Public Utilities
Section 8–207
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 981 – Delegates A. Washington ~~and Korman~~, Korman, and Rosenberg

AN ACT concerning

Online Electioneering Transparency and Accountability Act

FOR the purpose of ~~altering the definition of "public communication" to include online political advertisements for the purposes of certain provisions of law that require a person who makes independent expenditures of a certain amount to file a certain report; altering the definition of "electioneering communication" to include online political advertisements for the purposes of certain provisions of law that require a person who makes disbursements for electioneering communications of a certain amount to file a certain report; prohibiting a foreign principal from making a donation to certain persons or entities; prohibiting a foreign–influenced corporation from making a contribution or donation to certain persons or entities; requiring certain persons making independent expenditures or disbursements for electioneering communications to retain a copy of an item of campaign material for a certain period of time; requiring an online platform to retain a digital copy of each online political advertisement that the online platform distributes or transmits for a certain period of time; requiring an online platform to maintain account books and records that include certain information relating to online political advertisements for a certain period of time; requiring an online platform to make certain records available for public inspection and provide certain records to the State Board of Elections on request; requiring an online platform to provide certain information to the State Board within a certain period of time if certain persons purchase an online political advertisement; defining certain terms; making a technical correction; and generally relating to disclosure of online political advertisements and campaign material.~~ altering the definition of "campaign material" to include certain material that is disseminated and certain qualifying paid digital communications; altering the definition of "public communication" to include certain qualifying paid digital communications for purposes of certain provisions of law that require a person who makes independent expenditures of a certain amount to file a certain report; altering the definition of "electioneering communication" to include certain qualifying paid digital communications for purposes of certain provisions of law that require a person who makes disbursements for electioneering communications of a certain amount to file a certain report; providing that the definition of "electioneering communication" does not include a news story, commentary, or editorial disseminated through certain electronic or print media; providing that, if campaign material is too small to include certain information in a legible manner, the authority line need only contain the information required by the State Board of Elections by regulation, rather than the name and title of a certain person; requiring certain persons making independent expenditures or disbursements for electioneering communications to retain a copy of an item of campaign material for a certain period of time; requiring a person who directly or indirectly requests placement of a certain qualifying paid digital communication on an online platform to provide a certain express notice to the online platform in a certain manner; requiring a purchaser of a qualifying paid digital communication to take certain actions if the online platform does not provide a method to provide a certain notice; requiring an online platform to make available for public inspection on the Internet in a certain format certain records regarding certain qualifying paid digital communications disseminated through the online platform; requiring an online platform to allow the public to search certain records in a certain manner; requiring that certain records be

available for public inspection on the Internet for a certain period of time; requiring an online platform to maintain and make available to the State Board on request certain records regarding qualifying paid digital communications disseminated through the online platform; requiring an online platform to allow the State Board to search certain records in a certain manner; requiring certain records to be available on the request of the State Board for a certain period of time; providing that certain information obtained by the State Board concerning qualifying paid digital communications is not subject to inspection under the Public Information Act; requiring a purchaser of a certain qualifying paid digital communication to provide the online platform that disseminates the qualifying paid digital communication with certain information; providing that an online platform may rely in good faith on information provided by a purchaser of a certain qualifying paid digital communication; requiring an online platform to make reasonable efforts to allow the State Board to obtain certain information and request that a purchaser of a certain qualifying paid digital communication comply with certain provisions of law; requiring an online platform that disseminates certain qualifying paid digital communications to make reasonable efforts in accordance with a certain federal law to comply with any subpoena that is issued in connection with certain investigations concerning certain qualifying paid digital communications; authorizing the State Administrator of Elections to investigate certain potential violations of certain provisions of law and this Act by a purchaser of a certain qualifying paid digital communication; authorizing the State Administrator to issue a subpoena in furtherance of a certain investigation; providing for service of a certain subpoena; authorizing a circuit court to compel compliance with a subpoena on petition of the State Administrator; authorizing the State Board to request that the Attorney General seek injunctive relief in a circuit court to require a purchaser of a certain qualifying paid digital communication to comply with certain provisions of law and this Act, or require an online platform to remove a qualifying paid digital communication that does not comply with certain provisions of law and this Act; requiring the State Board to provide a certain notice and hold a public meeting before requesting that the Attorney General seek an injunction; authorizing a circuit court to grant injunctive relief only if the Attorney General shows clear and convincing evidence of a violation of certain provisions of law or this Act; providing that a person who violates an injunction is subject to certain penalties; prohibiting a person from purchasing campaign material or an electioneering communication using any currency other than United States currency; prohibiting a person from willfully and knowingly selling campaign material or an electioneering communication to a person who uses any currency other than United States currency to make the purchase; making conforming and technical changes; defining certain terms; and generally relating to the disclosure of qualifying paid digital communications and campaign material.

~~BY repealing and reenacting, with amendments,~~
~~Article – Election Law~~
~~Section 1–101(k), 13–236.1, 13–306(a), 13–307(a) and (c), and 13–403~~
~~Annotated Code of Maryland~~
~~(2017 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – Election Law~~
~~Section 1–101(dd–1) and (dd–2) and 13–403.1~~
~~Annotated Code of Maryland~~
~~(2017 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – Election Law~~
~~Section 13–306(b) through (e), 13–307(b) through (d), and 13–401~~
~~Annotated Code of Maryland~~
~~(2017 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, without amendments,
Article – Election Law
Section 1–101(a), 13–306(b) through (e), and 13–307(b) through (d)
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 1–101(k), 13–306(a), 13–307(a) and (e), 13–401, and 13–403
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)

BY adding to
Article – Election Law
Section 1–101(dd–1) and (ll–1), 13–405, 13–405.1, and 13–405.2
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1017 – Delegates Korman, B. Barnes, Haynes, Jones, Krimm, McIntosh, Reznik, Sophocleus, Tarlau, and P. Young

AN ACT concerning

State Personnel – Collective Bargaining – Exclusive Representative Access to New Employee ~~Orientation~~ Program

FOR the purpose of requiring the Department of Budget and Management, University System of Maryland system institutions, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College to provide certain information on certain employees to certain exclusive representatives within a certain time period; altering a certain list of items that the Department, a system

institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College are required to provide to certain exclusive representatives; requiring an exclusive representative to withhold certain communication with an employee under certain circumstances; altering a certain limitation on the number of times a year an exclusive representative may request certain information; requiring the Department, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College to provide certain information in a certain format; authorizing the Department, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College and certain exclusive representatives to negotiate to provide certain information in a certain manner; repealing certain employee notification requirements and notification process requirements; repealing certain prohibitions against providing certain employee information under certain circumstances; repealing a certain prohibition against incumbent exclusive representatives requesting or receiving certain employee information; repealing an authorization for a certain employer to charge a certain fee for certain purposes; altering certain provisions regarding the use of certain information for certain purposes by certain exclusive representatives and certain third party contractors; establishing a certain right for certain exclusive representatives; requiring the State, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College to permit certain exclusive representatives to attend and participate in certain new employee ~~orientations~~ programs; requiring that an exclusive representative be permitted a certain amount of time to address certain employees during a new employee ~~orientation~~ program; authorizing the State, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College and an exclusive representative to negotiate a certain period of time in accordance with certain provisions of law; requiring the State, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College to encourage a certain employee to attend a certain portion of a certain new employee program; prohibiting the State, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College from requiring an employee to attend a certain portion of a certain new employee program under certain circumstances; requiring the State, a system institution, Morgan State University, St. Mary's College of Maryland, and Baltimore City Community College to provide certain notice to the exclusive representative in advance of a new employee ~~orientation~~ program; providing a certain exception to a certain notice requirement under certain circumstances~~; declaring the intent of the General Assembly~~; and generally relating to collective bargaining for State employees and access by an exclusive representative to a new employee ~~orientation~~ program.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 3–208, 3–2A–08, and 3–502(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Personnel and Pensions
Section 3–307
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1073 – Delegate Holmes

AN ACT concerning

Landlord and Tenant – Residential Leases – Water and Sewer Bills

FOR the purpose of requiring a certain landlord to use a written lease that includes a certain notice ~~and to provide a copy of a certain water or sewer bill to a tenant under certain circumstances~~; requiring a utility service provider to establish certain regulations or procedures; defining a certain term; providing for the application of this Act; and generally relating to residential leases.

BY adding to
Article – Real Property
Section 8–205.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1093 – Delegate Platt

AN ACT concerning

Maryland Uniform Real Property Electronic Recording Act

FOR the purpose of establishing that the requirements of certain laws that specify a certain document be in a certain form or signed as a condition for recording are met by an electronic document or electronic signature under certain circumstances; authorizing the clerk of a circuit court, in compliance with any standards established by the Administrative Office of the Courts, to perform certain acts relating to electronic documents, provide for certain activities by electronic means, convert certain documents and information into electronic form, and agree with certain other officials on certain procedures or processes; requiring the clerk of a circuit court to continue to accept paper documents and place entries for electronic and paper documents in the same index under certain circumstances, and transmit documents in a certain manner to the State Archives for a certain purpose; authorizing the State Department of Assessments and Taxation and counties to accept certain fees and taxes by electronic means under certain circumstances and to agree with certain

other officials on certain procedures or processes; authorizing the Administrative Office of the Courts, in collaboration with other members of the oversight committee of the Circuit Court Real Property Records Improvement Fund, to establish standards to implement this Act; requiring that certain factors be considered in applying and construing this Act; providing that this Act modifies, limits, and supersedes a certain federal law to a certain extent except as provided in a certain provision of this Act; establishing a certain short title; providing for the application of this Act; defining certain terms; and generally relating to the Maryland Uniform Real Property Electronic Recording Act.

BY adding to
Article – Real Property
Section 3–701 through 3–707 to be under the new subtitle "Subtitle 7. Maryland Uniform Real Property Electronic Recording Act"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1125 – Delegate Hettleman

AN ACT concerning

Evidence – Chain of Custody – DNA Profile

FOR the purpose of establishing that a certain report signed by a certain individual is prima facie evidence of certain matters for a certain purpose under certain circumstances; providing that a certain DNA profile may be established without the necessity for a certain individual to personally appear in court under certain circumstances; providing that certain provisions of law do not preclude the right of any party to introduce any evidence supporting or contradicting certain evidence or presumptions; providing that a certain statement is prima facie evidence that a certain person had custody and made a certain delivery for a certain purpose; requiring a certain statement to contain a certain description of certain material and to state that certain material was delivered in a certain condition; authorizing a certain statement to be placed on a certain document; requiring the prosecution, in a criminal proceeding, to require the presence of a ~~certain chemist, analyst,~~ DNA analyst or other person as a certain witness under certain circumstances; providing that certain provisions of law do not apply to certain testimony; providing that certain provisions of law are applicable in a criminal proceeding only under certain circumstances; providing that certain provisions of law do not prevent a certain defendant from summoning a certain witness; defining certain terms; and generally relating to the chain of custody of DNA evidence.

BY adding to
Article – Courts and Judicial Proceedings
Section 10–1007 through 10–1010 to be under the new part "Part III. DNA Evidence"

Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1134 – Delegates Atterbeary, Malone, Anderson, Angel, Arentz, Barron, Barve, Brooks, Cullison, Davis, Dumais, Fraser–Hidalgo, Frick, Frush, Hettleman, Hill, Hixson, Kelly, Kramer, Lam, J. Lewis, Lierman, A. Miller, Moon, Morales, Morhaim, Pena–Melnyk, Pendergrass, Platt, Robinson, Saab, Sanchez, Stein, Turner, Valentino–Smith, Waldstreicher, M. Washington, and K. Young

AN ACT concerning

Criminal Law – ~~Sexual Activity With an Animal,~~ Unnatural or Perverted Sexual Practices~~, and Sodomy~~ – Sexual Activity With an Animal

FOR the purpose of ~~repealing the offenses of sodomy and unnatural or perverted sexual practices; prohibiting a person from engaging in sexual activity with an animal; prohibiting a person from advertising, soliciting, offering, possessing, selling, transferring, accepting, purchasing, or otherwise obtaining an animal with a certain intent; prohibiting a person from organizing, promoting, conducting, or participating as an observer of a certain event; prohibiting a person from causing, coercing, aiding, or abetting another to engage in certain activity; prohibiting a person from allowing certain premises to be used by any person for a certain purpose; prohibiting a person from causing a minor to engage in certain activity; prohibiting a person from engaging in certain activity in the presence of a minor; establishing certain penalties for a violation of this Act; providing that a conviction under certain provisions of this Act may not merge with certain other convictions; providing that a court may order a defendant to take certain actions or prohibit a defendant from engaging in certain conduct for a certain period of time as a condition of sentencing; altering certain prohibitions relating to nudity and sexual displays by repealing references to sodomy and bestiality and adding a reference to sexual activity with an animal; altering the prohibition against murder in the first degree by repealing a reference to murder committed in the perpetration of or an attempt to perpetrate sodomy and adding a reference to murder committed in the perpetration of or an attempt to perpetrate sexual activity with an animal; altering the penalty for aggravated cruelty to animals; defining certain terms; altering certain definitions; making conforming changes;~~ prohibiting a person from engaging in certain sexual activity with an animal; applying certain penalties; and generally relating to ~~sexual activity with an animal,~~ unnatural or perverted sexual practices~~, and sodomy~~.

~~BY repealing and reenacting, with amendments,~~
~~Article – Alcoholic Beverages~~
~~Section 3–604(c)(1)(i) and (d)(1), 4–605(c)(1)(i) and (d)(1), and 12–2102(a)(5)(i)1. and (6)(i)~~
~~Annotated Code of Maryland~~

~~(2016 Volume and 2017 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – Courts and Judicial Proceedings~~
~~Section 3–801(a)~~
~~Annotated Code of Maryland~~
~~(2013 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Courts and Judicial Proceedings~~
~~Section 3–801(z)~~
~~Annotated Code of Maryland~~
~~(2013 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Criminal Law~~
~~Section 2–201(a)(4)(xi), 3–602(a)(4), 3–604(a)(9), 10–606, and 11–203(a)(3)~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section ~~3–321 and~~ 3–322
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

~~BY repealing and reenacting, without amendments,~~
~~Article – Criminal Law~~
~~Section 3–602(a)(1), 3–604(a)(1), and 11–203(a)(1)~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – Criminal Law~~
~~Section 10–606.1~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – Criminal Procedure~~
~~Section 11–701(a)~~
~~Annotated Code of Maryland~~
~~(2008 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Criminal Procedure~~
~~Section 11–701(q)(1)(v)~~

~~Annotated Code of Maryland~~
~~(2008 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – Family Law~~
~~Section 5–701(a)~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Family Law~~
~~Section 5–701(z)~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – Health – General~~
~~Section 15–127(a)(1)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Health – General~~
~~Section 15–127(a)(4)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1137 – Delegates Jacobs, Arentz, Fisher, Ghrist, Grammer, Long, Mautz, Metzgar, and Otto

AN ACT concerning

Natural Resources – Fisheries – Commercial Oyster Divers

FOR the purpose of altering the tidal fish license and oyster authorization requirements for persons aboard a boat who are using diving apparatus to catch oysters for commercial purposes from the waters of the State; altering the catch limits for certain commercial oyster divers under certain circumstances; prohibiting more than a certain number of commercial oyster divers from working on a boat at any one time; requiring each commercial oyster diver to have an attendant on the boat; establishing that exceeding certain oyster catch limits under certain circumstances constitutes a violation of this Act; providing for the application of this Act; and generally relating to commercial oyster divers.

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 4–1015.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1147 – Delegate Wivell

AN ACT concerning

Washington County – Property Tax Credit for Disabled Veterans – Minimum Percentage of Disability

FOR the purpose of expanding eligibility for a certain property tax credit in Washington County for the dwelling house of a disabled veteran or the surviving spouse of a disabled veteran to include veterans with any service–connected disability; providing for the application of this Act; and generally relating to a property tax credit in Washington County for the dwelling house of a disabled veteran.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–323(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1159 – Delegates P. Young, Carozza, Glass, Jalisi, Knotts, Lam, Lisanti, Miele, Sample–Hughes, Sanchez, ~~and Sydnor~~ Sydnor, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Morales, Morgan, Pena–Melnyk, Platt, Rosenberg, Saab, Szeliga, West, and K. Young

AN ACT concerning

Health – Vital Statistics – Veteran and Armed Services Member Suicide Reporting

FOR the purpose of ~~altering the information that is required on a certificate of death to include, under certain circumstances, whether the decedent was ever a member of the armed forces of the United States;~~ requiring the Secretary of the Maryland Department of Health to publish an annual report on ~~veteran suicide~~ the suicides of veterans and members currently serving in the armed services of the United States; limiting the information that may be included in the report; requiring that the report contain aggregate information for a certain period of time; requiring the Secretary

to submit the report to the State Department of Veterans Affairs and certain committees of the General Assembly on or before a certain date each year; providing for the termination of this Act; and generally relating to reporting on veteran and armed services member suicide.

~~BY repealing and reenacting, without amendments,~~
~~Article – Health – General~~
~~Section 4–212 (a) and (c)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Health – General
Section ~~4–212(b) and~~ 4–219
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1163 – Delegates Adams, Glass, Hornberger, S. Howard, Krebs, Long, McComas, W. Miller, Rose, and Shoemaker

AN ACT concerning

Waterfowl Hunting Guide License – Guide Services for Hunting Snow Geese – Reciprocity

FOR the purpose of authorizing a nonresident to provide waterfowl hunting guide services for hunting snow geese in the State without a Maryland waterfowl hunting guide license under certain circumstances; and generally relating to waterfowl hunting guide licenses.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–309(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Natural Resources
Section 10–309.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1169 – Delegates Anderson, Ali, D. Barnes, Conaway, Gibson, Glenn, Haynes, R. Lewis, McIntosh, Queen, Rosenberg, and M. Washington

AN ACT concerning

Baltimore City – Office of State's Attorney – Authority to Appoint Criminal Investigators

FOR the purpose of authorizing the State's Attorney for Baltimore City to appoint certain criminal investigators, subject to the approval of the Mayor and City Council of Baltimore City; authorizing the State's Attorney for Baltimore City to designate a chief investigator and assign other ranks and titles to certain criminal investigators under certain circumstances; providing that a criminal investigator who is appointed under this Act shall serve at the pleasure of the State's Attorney for Baltimore City, is subject to the regulations of the State's Attorney for Baltimore City, shall perform the duties that the State's Attorney for Baltimore City designates, shall take a certain oath of office, shall meet certain criteria regarding training and experience, may serve a certain summons or subpoena, may wear or display certain badges, and is not subject to the Law Enforcement Officers' Bill of Rights; authorizing the State's Attorney for Baltimore City to designate a criminal investigator as a peace officer under certain circumstances; providing that a criminal investigator designated as a peace officer may not be subject to the Law Enforcement Officers' Bill of Rights; authorizing a criminal investigator designated as a peace officer to arrest a certain person~~,~~ and serve a certain warrant, summons, or ~~subpoena, and possess and carry a certain firearm~~ subpoena in Baltimore City; including a criminal investigator designated by the Baltimore City State's Attorney as a peace officer in the definition of police officer for purposes of provisions relating to the Maryland Police Training and Standards Commission; and generally relating to the Office of the State's Attorney for Baltimore City.

BY adding to
Article – Criminal Procedure
Section 15–403.1
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–201(f)(2)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1171 – Delegates Kaiser and Walker

AN ACT concerning

Gaming – State Lottery and Gaming Control Commission – Regulation of Reconciliation of Proceeds

FOR the purpose of altering a certain limitation on the number of days for which a reduction may be taken in the amount of proceeds received from video lottery terminals and table games on a given day; repealing a requirement that the State Lottery and Gaming Control Commission adopt regulations establishing the length of time a video lottery operation licensee may reduce the amount of proceeds received from video lottery terminals and table games on a given day; and generally relating to the proceeds from certain video lottery terminals and table games.

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–1A–01(a) ~~and (u)~~ and 9–1A–26(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–01(u) and 9–1A–26(e)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1174 – Delegates Jacobs, Arentz, Ghrist, Long, and Otto

AN ACT concerning

Natural Resources – Oysters – Tolerance for Seafood Dealers

FOR the purpose of authorizing a seafood dealer that uses a conveyor to load oysters from a boat into a truck to possess up to a certain percent tolerance for undersized oysters and shells.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–1017
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1177 – Delegates Kaiser and Turner

AN ACT concerning

Horse Racing – Interstate Compact on Anti–Doping and Drug Testing Standards

FOR the purpose of entering into the Interstate Anti–Doping and Drug Testing Standards Compact; stating the purposes of the Compact; establishing the Interstate Anti–Doping and Drug Testing Standards Compact Commission to administer the Compact; providing for the composition, voting procedures, operation, and powers and duties of the Commission; establishing certain requirements for withdrawal by member states from the Compact; establishing certain procedures for the making of rules by the Commission; exempting the Commission from taxation by the member states; prohibiting a member state from pledging the credit of the Commission, subject to a certain exception; requiring each member state to pay the expenses of its delegate to the Commission; providing that a member state may not be held liable for certain debts of the Commission; denying a member state any claim to Commission property or funds, subject to a certain exception; providing for the dissolution of the Compact under certain circumstances; providing for the construction of this Act; requiring the Commission to enforce certain provisions and rules of the Compact; providing for certain executive, legislative, and judicial oversight of the Compact; making the provisions of the Compact severable and providing for the application of the Compact; providing for the binding effect of the Compact and other laws; defining certain terms; and generally relating to the Interstate Anti–Doping and Drug Testing Standards Compact.

BY adding to
Article – Business Regulation
Section 11–1401 to be under the new subtitle "Subtitle 14. Interstate Anti–Doping and Drug Testing Standards Compact"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1180 – Howard County Delegation

AN ACT concerning

Howard County Student Loan Assistance Repayment Program for Teachers

Ho. Co. 14–18

FOR the purpose of establishing the Howard County Student Loan Assistance Repayment Program for Teachers; authorizing the governing body of Howard County to establish the Program for teachers employed by the Howard County Public School System; providing for the purpose of the Program; requiring Howard County to assist in the repayment of certain student loans owed by certain teachers who meet certain eligibility requirements; requiring certain loan assistance repayment applicants to

demonstrate a certain use of certain loans; requiring the county to establish the amount and terms and conditions of the Program; requiring the county to administer the Program; providing for funding for the Program; authorizing the Howard County Public School System to use Program funds for administrative expenses of the Program; defining certain terms; and generally relating to the establishment of the Howard County Student Loan Assistance Repayment Program for Teachers.

BY adding to
Article – Education
Section 18–3401 through 18–3405 to be under the new subtitle "Subtitle 34. Howard County Student Loan Assistance Repayment Program for Teachers"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1181 – ~~Delegate P. Young~~ Delegates P. Young, Beitzel, Carozza, Chang, Gaines, Ghrist, Gutierrez, Hettleman, Jackson, Jones, Korman, Krimm, Lam, Lierman, McKay, A. Miller, Sophocleus, Valentino–Smith, and Vogt

AN ACT concerning

State Personnel – Disabled Veterans – Interviews for Noncompetitive Appointment

FOR the purpose of authorizing, instead of requiring, a certain appointing authority to interview a certain disabled veteran for certain State positions under certain circumstances; and generally relating to the selection of certain disabled veterans for State employment.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 7–203(a)(5)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 7–203(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1186 – Howard County Delegation

AN ACT concerning

Howard County – Property Tax Credit – Natural Disaster

Ho. Co. 09–18

FOR the purpose of authorizing the governing body of Howard County to grant a property tax credit against the county property tax imposed on residential or commercial real property that has suffered damage caused by a natural disaster; making certain alterations to the county's existing authority to provide a property tax credit for commercial property that has suffered damage caused by flood conditions; providing for the application of this Act; and generally relating to a property tax credit for real property in Howard County that has suffered damage caused by a natural disaster.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–315(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 9–315(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1192 – Delegates Rosenberg and McIntosh

AN ACT concerning

Department of Housing and Community Development – Live Near Your Work Program – Report

FOR the purpose of requiring the Department of Housing and Community Development to report to the General Assembly in a certain manner on or before a certain date on the Department's evaluation of a certain ability of existing participants under the Live Near Your Work Program; and generally relating to the Live Near Your Work Program.

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 4–215
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1228 – Delegates Kelly and A. Miller

AN ACT concerning

Equal Employment Opportunity Program – Sexual Harassment Reporting

FOR the purpose of requiring certain Equal Employment Opportunity Program reports to include certain information about sexual harassment policies, prevention training, and complaints; and generally relating to the Equal Employment Opportunity Program and sexual harassment.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 5–201
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 5–205(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1254 – Delegate A. Washington

AN ACT concerning

Education – School Discipline – ~~Guidelines and~~ Data Collection

FOR the purpose of requiring ~~each county board of education to adopt the Maryland Guidelines for a State Code of Discipline as the code of discipline for the local school system; requiring~~ the State Department of Education to disaggregate certain data in any student discipline data report in a certain manner; requiring that special education data in a certain student discipline data report be disaggregated in a certain manner; ~~requiring the Department to report certain discipline–related data in an electronic spreadsheet format for the Maryland Report Card and the Maryland Longitudinal Data System;~~ requiring the Department to collect certain data on alternative school discipline practices; ~~requiring the Department to disaggregate certain data in an alternative school discipline practices data report in a certain manner; requiring that special education data in an alternative school discipline practices data report be disaggregated in a certain manner; requiring the Department to report certain alternative school discipline practices data in an~~

~~electronic spreadsheet format for the Maryland Report Card and the Maryland Longitudinal Data System;~~ defining a certain term; making a stylistic change; and generally relating to discipline in public schools.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–306
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1278 – Delegates Kaiser ~~and A. Washington~~, A. Washington, and Ali

AN ACT concerning

Election Law – Postelection Tabulation Audit

FOR the purpose of requiring the State Board of Elections to conduct an audit of the accuracy of the voting system's tabulation of votes by completing a certain audit of electronic ballot images and a certain manual audit after each statewide general election; requiring the State Board to complete a certain audit of electronic ballot images after each statewide primary election; authorizing the State Board to complete a certain manual audit after each statewide primary election; requiring the State Board to complete a manual audit of certain precincts and certain early, absentee, and provisional votes following each statewide general election; requiring a manual audit to be completed within a certain period of time; authorizing the State Board to take certain actions if a manual audit shows a discrepancy; requiring the State Board to post a certain report on its website within a certain period of time after the conclusion of a manual audit; requiring the State Board to allow for public observation of a manual audit to the extent practicable; prohibiting an audit under this Act from affecting the certified election results; requiring an audit under this Act to be used to improve the voting system and voting process for future elections; requiring the State Board to adopt certain regulations; requiring the State Board to submit a certain report to certain committees of the General Assembly on or before a certain date; defining certain terms; and generally relating to a postelection audit of the voting system's tabulation of votes.

BY adding to
Article – Election Law
Section 11–309
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1302 – Delegates Valentino–Smith, Dumais, Atterbeary, Barve, Frush, Gutierrez, Jones, R. Lewis, Pena–Melnyk, Sanchez, Tarlau, ~~and A. Washington~~ A. Washington, Moon, Korman, Stein, Wilkins, Gilchrist, Jackson, Beidle, Hettleman, Frick, Lierman, Lam, P. Young, Ciliberti, A. Miller, and B. Barnes

AN ACT concerning

~~Family Violence – Seizure of Lethal Weapons – Lethal Violence Protective Order~~
Public Safety – Extreme Risk Prevention Orders

~~FOR the purpose of authorizing certain persons to seek an ex parte lethal violence protective order by filing a certain petition; specifying the contents of the petition; requiring that certain records provided in a certain petition or considered as evidence in a proceeding under this Act be protected from public disclosure under certain circumstances; requiring a court to set a certain hearing within a certain period of time under certain circumstances; requiring a certain notice to be served by a law enforcement officer or in accordance with the Maryland Rules; requiring a court to issue or deny a petition for an ex parte lethal violence protective order on the same day that the petition is filed; requiring a court to consider certain evidence in determining whether to issue an ex parte lethal violence protective order; requiring a court to issue an ex parte lethal violence protective order under certain circumstances; requiring an ex parte lethal violence protective order to contain certain information; requiring an ex parte lethal violence protective order to be served by a law enforcement officer or in accordance with the Maryland Rules; requiring a court to hold a certain hearing subsequent to the issuance of an ex parte lethal violence protective order within a certain period of time; requiring a court to consider certain information at a hearing for a 1–year lethal violence protective order; requiring a court to issue a 1–year lethal violence protective order under certain circumstances; requiring a 1–year lethal violence protective order to contain certain information; requiring a 1–year lethal violence protective order to be served by a law enforcement officer or in accordance with the Maryland Rules; authorizing a respondent to request a hearing to terminate a 1–year lethal violence protective order within a certain period of time; requiring the court to schedule a certain hearing in accordance with certain requirements; requiring a court to terminate a 1–year lethal violence protective order under certain circumstances; authorizing an individual to request an extension of a 1–year lethal violence protective order within a certain period of time; authorizing a court to extend a 1–year lethal violence protective order under certain circumstances; specifying the duration of a certain extended lethal violence protective order; providing procedures for the surrender, seizure, and storage of certain items in connection with a lethal violence protective order; authorizing a law enforcement officer to seize certain firearms and ammunition under certain circumstances; authorizing a court to issue a warrant to search for certain firearms and ammunition under certain circumstances;~~

~~authorizing a law enforcement agency holding firearms or ammunition in connection with a lethal violence protective order to charge a certain fee; providing for the return, sale, or destruction of firearms and ammunition after the termination of a lethal violence protective order under certain circumstances; providing that filing a petition for a lethal violence protective order under certain circumstances is a misdemeanor; providing that violating a lethal violence protective order under certain circumstances is a misdemeanor and establishing a certain penalty; providing that this Act does not affect certain other authority of a law enforcement officer; providing that this Act does not impose criminal or civil liability on certain persons under certain circumstances; defining certain terms; and generally relating to lethal violence protective orders.~~

FOR the purpose of authorizing certain individuals to file a certain petition for an extreme risk prevention order with a certain court or law enforcement agency under certain circumstances; specifying the contents of a petition; requiring certain health records and information to be protected from public disclosure to a certain extent; establishing that a petitioner who, in good faith, files a petition under this Act is not civilly or criminally liable for filing the petition; authorizing a certain duty judge to enter a certain interim extreme risk prevention order under certain circumstances; requiring an interim extreme risk prevention order to order the respondent to surrender to law enforcement authorities any firearm in the respondent's possession and to refrain from possession of any firearm for a certain period of time; specifying the required contents of an interim extreme risk prevention order; requiring a temporary extreme risk prevention order hearing to be held on a certain day; requiring a circuit court or District Court duty judge to take certain actions when issuing an interim extreme risk prevention order; requiring a law enforcement officer to take certain actions; specifying the effective period of an interim extreme risk prevention order; authorizing a judge to enter a temporary extreme risk prevention order under certain circumstances; requiring a temporary extreme risk prevention order to order the respondent to surrender to law enforcement authorities any firearm in the respondent's possession and to refrain from possession of any firearm for a certain period of time; requiring a certain respondent to be served with a temporary extreme risk prevention order at a certain place or in a certain manner under certain circumstances; providing that there shall be no cost to the petitioner for service of a temporary extreme risk prevention order; providing for the effective period of a temporary extreme risk prevention order; authorizing a judge to extend a temporary extreme risk prevention order for a certain amount of time for a certain purpose; authorizing a judge to proceed with a final extreme risk prevention order hearing instead of a temporary extreme risk prevention order hearing under certain circumstances; establishing that a respondent shall have the opportunity to be heard on the question of whether the judge should issue a final extreme risk prevention order; requiring a temporary extreme risk prevention order to state the date and time of the final extreme risk prevention order hearing; requiring a final extreme risk prevention order hearing to be held at a certain time with certain exceptions; specifying the required contents of a temporary extreme risk prevention order; authorizing a judge to proceed with a final extreme risk prevention order hearing and enter a certain final extreme risk prevention order under certain circumstances; requiring a court to review certain records before granting, denying, or modifying a

final extreme risk prevention order; requiring a copy of a final extreme risk prevention order to be served on certain persons at a certain time or in a certain manner; specifying the effective period of a final extreme risk prevention order; requiring a law enforcement officer to take certain actions if a respondent surrenders a firearm under this Act; authorizing a respondent to retake possession of a certain firearm at the expiration of an interim, temporary, or final extreme risk prevention order, with certain exceptions; authorizing a respondent to transport a firearm under certain circumstances; authorizing a court to issue a search warrant for the removal of a firearm from a certain location under certain circumstances; establishing that a final extreme risk prevention order may be modified or rescinded at a certain time under certain circumstances; authorizing a judge to extend the term of a final extreme risk prevention order for a certain amount of time under certain circumstances; requiring the court to hold a hearing within a certain period of time on a certain motion to extend the term of a final extreme risk prevention order; requiring the court to keep the terms of a final extreme risk prevention order in full force and effect until a certain hearing on a certain motion under certain circumstances; specifying procedures for appeal of the grant or denial of a petition for an extreme risk prevention order; prohibiting a person from failing to comply with the relief granted in an interim, temporary, or final extreme risk prevention order; establishing certain penalties; requiring a law enforcement officer to arrest with or without a warrant and take into custody a person who the officer has probable cause to believe is in violation of a certain interim, temporary, or final extreme risk prevention order; defining certain terms; and generally relating to extreme risk prevention orders.

~~BY adding to~~
~~Article – Family Law~~
~~Section 4–533 through 4–542 to be under the new part "Part V. Lethal Violence Protective Order"~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

BY adding to
Article – Public Safety
Section 5–601 through 5–609 to be under the new subtitle "Subtitle 6. Extreme Risk Prevention Orders"
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1325 – Howard County Delegation

AN ACT concerning

Howard County – Alcoholic Beverages – Class C License and Class C and Class D Per Diem Entertainment Venue ~~License~~ Licenses

Ho. Co. 20–18

FOR the purpose of establishing a 7–day Class C beer, wine, and liquor license in Howard County; specifying that the license authorizes the license holder to sell beer, wine, and liquor at retail for on–premises consumption at the place described in the license ~~and for off–premises sale and consumption under certain circumstances; authorizing beer, wine, or liquor purchased on an adjacent licensed premises to be consumed on the premises for which the Class C beer, wine, and liquor license is issued; providing for the hours of sale~~; requiring the Board of License Commissioners to determine the annual license fee; establishing Class C and Class D per diem entertainment venue beer, wine, and liquor licenses; specifying that the Class C and Class D per diem entertainment venue beer, wine, and liquor licenses authorize the license holder to sell beer, wine, and liquor on an immediately adjacent licensed premises for consumption on the premises of the holder of the per diem license and on the adjacent licensed premises; requiring license holders to be responsible for certain sale and consumption and certain laws and regulations; requiring the property owner of the adjacent licensed premises to provide the Board with a statement authorizing the use of a licensed premises; requiring the Board to determine the per diem license fee; defining a certain term; providing for an abnormal effective date; and generally relating to alcoholic beverages in Howard County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 23–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 23–904, 23–1313, and 23–1314
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1329 – Delegate Beidle

AN ACT concerning

Landlord and Tenant – Action for Repossession of Nonresidential Property – Service of Process

FOR the purpose of altering certain requirements for service of process on a tenant in a certain action for repossession if the action involves nonresidential property; and generally relating to service of process in an action for repossession.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–401(b)(5)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1386 – Delegates Valentino–Smith, Pena–Melnyk, Sanchez, ~~and Tarlau~~ Tarlau, Simonaire, Ebersole, Rose, Hornberger, Long, Afzali, and C. Howard

AN ACT concerning

Public Schools – ~~Childhelp National Child Abuse Hotline – Sign~~ Reporting Child Abuse – Telephone Number

FOR the purpose of ~~requiring~~ encouraging public schools to post a certain telephone number conspicuously ~~a sign~~ in a certain area of the school ~~that contains the telephone number of the Childhelp National Child Abuse Hotline; requiring a public school to display a certain sign in certain languages; and generally relating to displaying the Childhelp National Child Abuse Hotline in public schools~~; requiring a county board to ensure that a certain telephone number is published in certain student handbooks and on certain websites; and generally relating to reporting child abuse or neglect in public schools.

BY adding to
Article – Education
Section 7–441
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1415 – The Speaker (By Request – Commission on Innovation and Excellence in Education) and Delegates Kaiser, McIntosh, Jones, A. Washington, Luedtke, and Lierman

AN ACT concerning

Education – Commission on Innovation and Excellence in Education

FOR the purpose of requiring the State Department of Education, in collaboration with certain entities, to establish a certain outreach program and certain digital recruitment platform; requiring the outreach program and digital recruitment

platform to make use of certain media and certain online resources to implement a certain marketing campaign; requiring the outreach program and digital recruitment platform to focus recruitment efforts on certain individuals and certain teacher shortage fields; requiring the Department to consult with certain colleges and universities; requiring the outreach program and digital recruitment platform to include certain marketing efforts; requiring the Governor to annually appropriate at least a certain amount for the Department to implement certain requirements; establishing the Maryland Early Literacy Initiative in the Department; establishing the purpose of the Initiative; requiring the Initiative to be established in at least a certain number of counties; requiring the Department to develop and administer the Initiative; authorizing a certain school~~, in collaboration with a certain entity,~~ in certain school years to make a certain application to the Department for grants under the Initiative under certain circumstances; authorizing a certain school to coordinate and partner with certain schools to jointly apply for a grant under the Initiative; authorizing a county board to apply on behalf of certain schools; requiring an application to include certain information; requiring the Department to award grants in a certain priority in a certain circumstance; requiring a certain program to meet certain requirements; requiring the Governor to annually appropriate a certain amount to the Department for the Initiative ~~beginning in a certain fiscal year~~ in certain fiscal years; authorizing the Department to retain a certain portion of a certain appropriation to hire certain staff to administer the Initiative; requiring the Department to distribute up to a certain number of grants for a certain period; limiting the grant amount that may be awarded to a certain school each year; requiring a grant under the Initiative to be renewed by the Department under certain circumstances; authorizing a certain school to apply for and receive certain additional financial assistance for a certain benefit; requiring the Department to adopt certain regulations on or before a certain date; requiring the Department to submit a certain report to the Governor and certain committees of the General Assembly on or before ~~certain dates~~ a certain date; requiring the Governor to annually appropriate a certain amount to the Prekindergarten Expansion Fund beginning in a certain fiscal year; requiring the Governor to include a certain appropriation beginning in a certain fiscal year for grants under the Public School Opportunities Enhancement Program; requiring a certain grantee to receive a grant in a certain amount in a certain fiscal year under certain circumstances; establishing the Learning in Extended Academic Programs (LEAP) grant program; providing for the purpose of the Program; requiring the Department to notify a county board with certain information; authorizing a certain school to apply for a grant under certain circumstances; authorizing a certain school to coordinate and partner with certain schools to jointly apply for a grant; authorizing a county board to apply on behalf of certain schools; requiring the application to provide a certain plan; authorizing a certain school to partner with a certain nonprofit organization subject to a certain requirement; requiring a certain extended academic program to include certain programs targeted to certain students; providing the minimum amount of programming for certain programs; requiring the Department to review applications and establish procedures to account for certain schools in counties that participate in a certain federal program; requiring the Department to prioritize awarding grants to certain applicants and ensure geographic diversity under certain circumstances;

requiring the Governor to include a certain appropriation beginning in a certain fiscal year for the Program; authorizing the Department to retain a certain portion of a certain appropriation to hire certain staff to administer the Program; requiring the Department, in collaboration with certain schools, to report to the General Assembly on or before certain dates on certain issues; altering certain eligibility requirements for the Teaching Fellows for Maryland scholarship program; specifying that certain individuals are eligible to receive a certain scholarship; altering the number of years for a certain individual to fulfill a certain service obligation; requiring the Governor to annually include at least a certain appropriation in the State budget to award certain scholarships; establishing a Career and Technology Education Innovation Grant; specifying the purpose of the Grant; requiring the Department to administer the Grant; authorizing certain county boards or community colleges to submit a proposal to receive a grant for a certain career and technology education ~~program~~ pathway; providing the eligibility and application requirements ~~for a county board~~ to receive a grant; requiring the Department to establish certain processes and procedures for accepting and evaluating applications; requiring the Department to make awards in a timely fashion; requiring the Governor to annually appropriate at least a certain amount for a certain grant program; authorizing the Department to retain a certain portion of a certain appropriation to hire certain staff to administer the grant program; extending the termination date of the Commission on Innovation and Excellence in Education; extending the date for the Commission to submit a final report; extending the date for the Department to contract with a certain entity for a certain independent study; requiring a certain independent study to include certain issues and make certain recommendations; extending the date for the Department to submit a final report; defining certain terms; and generally relating to the Commission on Innovation and Excellence in Education.

BY adding to
Article – Education
Section 2–306 and 5–216; 7–2001 through 7–2006 to be under the new subtitle "Subtitle 20. Learning in Extended Academic Programs (LEAP)"; and 21–205
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 7–101.2(a)(1), (4), and (6), (b)(1) and (2), and (e), 7–1702(a), 18–2201, 18–2202, 18–2205 through 18–2208, and 18–2210
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 7–101.2(d), 7–1704, 18–2203, 18–2204, and 18–2209
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Chapter 701 of the Acts of the General Assembly of 2016
Section 1(a)

BY repealing and reenacting, with amendments,
Chapter 701 of the Acts of the General Assembly of 2016
Section 1(h) and 4

BY repealing and reenacting, without amendments,
Chapter 702 of the Acts of the General Assembly of 2016
Section 1(a)

BY repealing and reenacting, with amendments,
Chapter 702 of the Acts of the General Assembly of 2016
Section 1(h) and 4

BY repealing and reenacting, with amendments,
Chapter 715 of the Acts of the General Assembly of 2017
Section 2

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Budget and Taxation.

House Bill 1423 – Delegates Hettleman, Barron, Morales, Carozza, Cullison, Fennell, Hill, Kelly, Lierman, McComas, A. Miller, Pena–Melnyk, Platt, Simonaire, Valderrama, ~~and Valentino-Smith~~ Valentino–Smith, and Gutierrez

AN ACT concerning

State Personnel – Sexual Harassment Prevention Training – Required

FOR the purpose of requiring each State employee to complete a certain amount of sexual harassment prevention training at certain times; requiring that the training include certain information; requiring each unit to designate a representative to coordinate with the Maryland Commission on Civil Rights to implement the training; authorizing ~~an entity~~ a unit to incorporate the training into existing employment training; requiring the Commission to train certain representatives in the prevention of sexual harassment, discrimination and retaliation, and best practices in sexual harassment prevention; providing that certain representatives are encouraged to use certain materials to prevent sexual harassment in the workplace; authorizing a unit to require an employee to retake any part or all of the training or to participate in certain additional training or classes; ~~requiring each unit to report certain information to the Commission on or before a certain date each year; requiring the Commission to report certain information to the Department of Budget and Management and the General Assembly on or before a certain date each year~~

requiring the Equal Employment Opportunity Coordinator to enforce certain requirements for certain units in the Executive Branch of State government; authorizing the ~~Commission~~ Equal Employment Opportunity Coordinator to recommend that a certain performance audit or review be ~~performed~~ conducted under certain circumstances; prohibiting a person from bringing a certain action against the State except under certain circumstances; providing that certain training is a minimum requirement; requiring the Commission to adopt regulations to implement this section; providing for the application and construction of this Act; defining certain terms; and generally relating to sexual harassment prevention training.

BY adding to
Article – State Personnel and Pensions
Section 2–203.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1437 – ~~Delegate Cullison~~ Delegates Cullison, Angel, Hayes, Hill, Kelly, Kipke, Krebs, Miele, Morales, Morgan, Pena–Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, West, and K. Young

AN ACT concerning

Maryland Licensure of Direct–Entry Midwives Act – Revisions

FOR the purpose of altering the circumstances under which a licensed direct–entry midwife is prohibited from assuming or continuing to take responsibility for a patient's pregnancy and birth care and is required to arrange for the orderly transfer of care of the patient; altering the circumstances under which a licensed direct–entry midwife is required to consult with a health care practitioner; clarifying that a licensed direct–entry midwife is required to transfer care of a patient to an appropriate health care practitioner under certain circumstances; clarifying that a licensed direct–entry midwife is required to provide certain information to the accepting health care practitioner under certain circumstances; requiring the State Board of Nursing to review, rather than develop, and update as necessary a certain consent agreement at least every certain number of years; providing that an applicant may complete a certain program to qualify for a direct–entry midwife license; making stylistic and conforming changes; and generally relating to the Maryland Licensure of Direct–Entry Midwives Act.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 8–6C–03, 8–6C–07(a)(1), 8–6C–08(f)(2)(ii), 8–6C–09, 8–6C–10(a), and 8–6C–13(b)
Annotated Code of Maryland

(2014 Replacement Volume and 2017 Supplement)

BY repealing
Article – Health Occupations
Section 8–6C–04(a)(21)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Health Occupations
Section 8–6C–04(a)(21)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1465 – ~~Delegate Walker~~ Delegates Walker and Long

AN ACT concerning

Tax Sales – Homeowner Protections

FOR the purpose of authorizing a collector of property taxes to withhold from tax sale any residential property when the total taxes due on the property amount to less than a certain amount; requiring a certain mailing sent by a collector of property taxes to the owner of a property before the property is advertised for tax sale to include a separate insert that includes certain information about how a homeowner may access certain services and programs that may assist the homeowner to avoid tax sale costs or foreclosure; requiring a certain mailing sent by a collector of property taxes to the owner of a property after the property is sold at a tax sale to include a separate insert that includes certain information about how a homeowner may access certain services and programs that may assist the homeowner to avoid tax sale costs or foreclosure; making conforming changes; and generally relating to protecting homeowners in the tax sale process.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–811, 14–812, and 14–817.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1473 – Delegates Pena–Melnyk, Angel, B. Barnes, Barron, Bromwell, Cullison, Frush, Hayes, Kelly, Kipke, McDonough, Morgan, Saab, Sample–Hughes, Szeliga, Tarlau, Valentino–Smith, West, ~~and K. Young~~

K. Young, Pendergrass, Hill, Krebs, Metzgar, Miele, Morales, Platt, and Rosenberg

AN ACT concerning

Public Health – Emergency Use Auto–Injectable Epinephrine Program ~~for Food Service Facilities~~ at Institutions of Higher Education

FOR the purpose of establishing the Emergency Use Auto–Injectable Epinephrine Program ~~for food service facilities at eligible institutions of higher education~~ at Institutions of Higher Education; providing for the purpose of the Program; requiring the Maryland Department of Health to adopt certain regulations, collect certain fees, issue and renew certain certificates, approve certain training programs relating to the Program, develop a method by which certain reports may be made, and publish a certain report on or before a certain date each year; authorizing the Department to set certain fees and to establish procedures to apply to the Program; establishing qualifications for applicants for a certain certificate; authorizing an eligible institution to pay the application fee on behalf of the applicant; authorizing certain certificate holders and agents to take certain actions; 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; authorizing a certificate holder or an agent to administer auto–injectable epinephrine to a certain individual in certain circumstances; providing that a cause of action may not arise against certain certificate holders or certain agents for certain acts or omissions under certain circumstances; providing that a cause of action may not arise against certain physicians who prescribe or dispense auto–injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; providing that a cause of action may not arise against certain pharmacists who dispense auto–injectable epinephrine and certain paraphernalia to certain certificate holders under certain circumstances; providing that certain individuals may not be liable for not taking certain actions; providing immunity from civil liability for certain individuals under certain circumstances; requiring certain certificate holders to submit to the Department certain reports; providing for the construction of this Act; 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 at Institutions of Higher Education.

BY adding to

Article – Health – General

Section 13–7A–01 through 13–7A–09 to be under the new subtitle "Subtitle 7A. Emergency Use Auto–Injectable Epinephrine Program ~~for Food Service Facilities~~ at Institutions of Higher Education"

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1481 – Delegates Fraser–Hidalgo, Holmes, Barve, Beidle, Carr, Cassilly, Gilchrist, Healey, Kramer, Lafferty, A. Miller, Robinson, and Stein

AN ACT concerning

Real Property – New Home Sales – Information on Energy–Efficient Options

FOR the purpose of requiring a home builder registrant to provide a purchaser with certain information on energy–efficient options available for installation in a new home under certain circumstances; requiring a contract for the initial sale of a new home to contain a certain acknowledgment that the purchaser was provided with certain information about energy–efficient options; and generally relating to new home sales and energy–efficient options for the home.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 4.5–603
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Real Property
Section 14–117(m)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1482 – Delegates Arentz, Afzali, Aumann, Cluster, Hornberger, Krebs, Long, Mautz, McDonough, Rose, and Shoemaker

AN ACT concerning

State Real Estate Commission – Brokers – Business Succession in the Event of Disability

FOR the purpose of authorizing certain adult family members of a disabled real estate broker to carry on the business of the disabled broker for a certain period of time for certain purposes subject to certain qualifications; requiring certain family members to surrender a certain certificate and pocket card and submit certain information to the State Real Estate Commission under certain circumstances; requiring the Commission to reissue certain licenses under certain circumstances; authorizing certain individuals to qualify for a certain license under certain circumstances; authorizing certain licenses to be held for certain periods of time; requiring certain individuals to renew a certain license under a certain provision of law; providing for

the automatic expiration of certain licenses under certain circumstances; defining a certain term; and generally relating to the succession of a business in the event of the disability of a real estate broker.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 17–319
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1498 – ~~Delegate Lisanti~~ Delegates Lisanti, Cassilly, McComas, Reilly, and Szeliga

AN ACT concerning

Harford County – Alcoholic Beverages Licenses – Social Organization

FOR the purpose of authorizing a certain social organization in Harford County to seek certain alcoholic beverages licenses under certain circumstances; requiring a social organization seeking a license to meet certain criteria; authorizing a social organization to sell alcoholic beverages during certain times; and generally relating social organizations in Harford County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 22–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 22–909
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1499 – Delegate Valderrama

AN ACT concerning

Workers' Compensation – Self–Insured Employers – Suspected Fraud Reporting

FOR the purpose of providing that certain provisions of law governing the reporting and investigation of workers' compensation insurance fraud claims apply to certain employers who participate in a governmental self–insurance group for workers' compensation and to certain employers who self–insure for workers' compensation; providing that certain provisions of law governing fraudulent insurance acts that apply to insurers also apply to certain governmental self–insurance groups and certain employers who self–insure or participate in certain self–insurance groups; altering the definition of "insurance fraud" for purposes of certain provisions of law governing reporting and preventing insurance fraud to include a violation of false claims under the workers' compensation law; requiring certain governmental self–insurance groups and employers who self–insure or participate in a self–insurance group in accordance with certain provisions of law governing workers' compensation to report suspected insurance fraud in writing to the Fraud Division of the Maryland Insurance Administration; providing that certain information, documentation, or other evidence provided by certain self–insured groups or employers to certain persons is not subject to public inspection under certain circumstances; and generally relating to suspected insurance fraud reporting.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 1–204, 27–402, 27–801, and 27–802
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 1500 – Delegate Valderrama

AN ACT concerning

Workers' Compensation – Third–Party Actions – Subsequent Injury Fund

FOR the purpose of ~~repealing the authorization for the Subsequent Injury Fund to bring an action for damages against a third party under certain circumstances; repealing the requirement that a covered employee or dependents of a covered employee reimburse the Fund under certain circumstances; repealing the requirement that the Fund pay certain court costs and attorney's fees under certain circumstances; making certain conforming changes;~~ requiring that, if a self–insured employer, insurer, or the Uninsured Employers' Fund has not waived third–party reimbursement, the Subsequent Injury Fund be reimbursed after the self–insured employer, insurer, or Uninsured Employers' Fund in a certain third–party action; providing for the application of this Act; and generally relating to third–party actions involving the Subsequent Injury Fund.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–902

Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

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

House Bill 1528 – Delegate Clippinger

AN ACT concerning

Electric Universal Service Program – Funds – Arrearage Prevention

FOR the purpose of authorizing the Department of Human Services to use certain unexpended funds to establish a certain arrearage prevention program; providing for the purpose and intent of the program; providing for the Department to select certain program recipients for certain purposes; requiring a program recipient to demonstrate certain efforts; authorizing the program to include the installation of certain equipment; requiring the Department, for fiscal year 2019, to dedicate a certain amount of certain unexpended funds in the Electric Universal Service Program for a certain purpose; and generally relating to the Electric Universal Service Program.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–512.1(a), (c), and (d)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–512.1(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY adding to
Article – Public Utilities
Section 7–512.1(h)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 1536 – Delegates Hixson, Sanchez, Ali, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Carr, Chang, Clippinger, Conaway, Cullison, Davis, Ebersole, Fennell, Fraser–Hidalgo, Frush, Gaines, Gibson, Gilchrist, Gutierrez, Hayes, Haynes, Healey, Hettleman, Hill, Holmes, C. Howard, Jackson, Jameson, Kelly, Knotts, Korman, Lam, J. Lewis, R. Lewis, Lierman, Lisanti, Luedtke, McIntosh,

Moon, Morales, Mosby, Patterson, Pena–Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg~~, Sanchez~~, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Waldstreicher, A. Washington, M. Washington, Wilkins, K. Young, ~~and P. Young~~ P. Young, Kaiser, A. Miller, and Sample–Hughes

AN ACT concerning

Higher Education – Tuition Rates – Exemptions

FOR the purpose of altering the circumstances under which certain individuals are exempt from paying the out–of–state tuition rate at certain institutions of higher education; altering the circumstances under which certain individuals are eligible to pay a certain tuition rate at certain institutions of higher education; requiring certain individuals to ~~remain eligible to pay certain tuition rates~~ retain a certain tuition status until the individual is awarded a certain degree under certain circumstances; making certain stylistic changes; and generally relating to tuition rates at public institutions of higher education.

BY repealing and reenacting, with amendments,
Article – Education
Section 15–106.8
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1542 – Delegates Lisanti, Carey, Chang, Dumais, Jalisi, Jameson, Wilson, K. Young, and P. Young

AN ACT concerning

Department of Commerce – Employment in the State's Defense Industry – ~~Army Alliance~~ Study

FOR the purpose of requiring the Department of Commerce, in conjunction with the Department of Veterans Affairs and the Department of Labor, Licensing, and Regulation, to conduct a study on employment in the State's defense industry; specifying the minimum requirements of the study; requiring the Department of Commerce to consult with certain entities; requiring the Department of Commerce to report, on or before a certain date, to the General Assembly on the findings of the study; providing for the termination of this Act; and generally relating to a study on employment in the State's defense industry.

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

House Bill 1544 – The Speaker (By Request – Office of the Attorney General) and Delegates Anderson, Atterbeary, Clippinger, Davis, Dumais, Frick, Waldstreicher, and Wilson

AN ACT concerning

Commercial Law – Maryland Antitrust Act – Civil Penalty

FOR the purpose of altering the maximum civil penalty that may be assessed against a person for a violation of the Maryland Antitrust Act; providing that each day a violation of the Act continues is a separate violation; and generally relating to the Maryland Antitrust Act.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 11–209(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

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

House Bill 1557 – Delegates Hayes, Anderson, Barron, Cullison, Metzgar, Morales, Rosenberg, West, ~~and Wilkins~~ Wilkins, Pendergrass, Bromwell, Angel, Hill, Kelly, Kipke, Krebs, Miele, Morgan, Pena–Melnyk, Platt, Saab, Sample–Hughes, Szeliga, and K. Young

AN ACT concerning

Procurement – Architectural Services and Engineering Services – Reciprocal Preference

FOR the purpose of requiring a unit to give a certain preference under certain circumstances to a certain resident firm that is licensed or otherwise authorized to provide architectural services or engineering services in the State; requiring a certain nonresident firm to submit certain documentation concerning certain preferences to a unit at the request of the unit; requiring a unit to apply certain preferences to certain proposals in a certain manner; authorizing a unit that makes a certain determination of qualification for certain proposals to apply a preference to a certain proposal from a certain resident firm; prohibiting a unit from applying a certain preference if a certain certification is not submitted to the unit at a certain time; requiring the Board of Public Works to post and maintain certain information and adopt certain regulations; defining certain terms; and generally relating to procurement and reciprocal preferences.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 11–101(a), (b), (i), and (t) and 14–401(a)(1)

Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–401(a)(5)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 14–401.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1586 – Delegate Anderton

AN ACT concerning

Wicomico County – Motorcycles – Sunday Sales

FOR the purpose of authorizing a vehicle dealer in Wicomico County to sell, barter, deliver, give away, show, or offer for sale a motorcycle or certificate of title for a motorcycle on Sunday; and generally relating to Sunday motorcycle sales in Wicomico County.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 18–201
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 18–202
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1592 – ~~Delegate Valderrama~~ Delegates Valderrama, Arentz, Barkley, Clippinger, Fennell, Glenn, Impallaria, Jameson, and Mautz

AN ACT concerning

Maryland Jockey Injury Compensation Fund, Inc. – Designation as Employer and Membership

FOR the purpose of requiring the membership of the Maryland Jockey Injury Compensation Fund, Inc. to consist of each licensed owner and trainer who is subject to a certain assessment; altering the circumstances under which a jockey is a covered employee under workers' compensation law; altering a certain provision of law to provide that the employer of a jockey who is a covered employee under workers' compensation law ~~while performing a service in connection with racing or training~~ is the Fund; making a conforming change; and generally relating to the Maryland Jockey Injury Compensation Fund, Inc.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 11–902
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–212
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing
Article – Labor and Employment
Section 9–1015
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

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

House Bill 1596 – Delegates Valderrama, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Branch, Brooks, Carr, Chang, Clippinger, Cullison, Davis, Dumais, Fennell, Flanagan, Fraser–Hidalgo, Frick, Frush, Gaines, Gibson, Gilchrist, Glass, Glenn, Gutierrez, Healey, Hettleman, Hill, Hixson, C. Howard, Jackson, Jones, Kaiser, Kelly, Korman, Kramer, Lafferty, J. Lewis, R. Lewis, Lierman, Lisanti~~, Mautz~~, McIntosh, McMillan, A. Miller, Moon, Morales, Mosby, Pena–Melnyk, Pendergrass, Proctor, Queen, Reznik, Rosenberg, Sample–Hughes, Sanchez, Simonaire, Stein, Tarlau, Turner, Valentino–Smith, Waldstreicher, Walker, A. Washington, M. Washington, Wilkins, ~~and K. Young~~ K. Young, Jameson, Luedtke, and Wilson

AN ACT concerning

~~Labor and Employment – Sexual Harassment – Contractual Waivers and Reporting Requirements~~
Disclosing Sexual Harassment in the Workplace Act of 2018

FOR the purpose of providing that, except as prohibited by federal law, a provision in certain employment contracts, policies, or agreements that waive certain rights or remedies to a claim of sexual harassment~~, discrimination,~~ or certain retaliation is null and void as being against the public policy of the State; prohibiting an employer from taking certain adverse actions against certain employees; providing that certain employers are liable for certain attorney's fees; ~~requiring certain employers to submit a certain report to the Commission on Civil Rights on or before a certain date each year; requiring the Commission to publish and make accessible to the public on the Commission's website certain reports; defining certain terms;~~ providing for the application of this Act; and generally relating to sexual harassment in the workplace.

BY adding to
Article – Labor and Employment
Section 3–715
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

~~BY repealing and reenacting, without amendments,~~
~~Article – State Government~~
~~Section 20–101(a) and (b)~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – State Government~~
~~Section 20–208~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

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

House Bill 1615 – Delegates Valentino–Smith, Reznik, Gutierrez, Haynes, Hettleman, Jones, Krimm, Lam, Lierman, and McIntosh

AN ACT concerning

Human Services – Temporary Disability Assistance Program

FOR the purpose of establishing the Temporary Disability Assistance Program in the Department of Human Services; requiring the Family Investment Administration to be the central coordinating and directing agency of the Program; establishing the primary purpose of the Program; requiring the Program to be administered by the

local departments of social services in a certain manner; specifying the requirements for ~~eligibility for~~ entitlement to assistance under the Program; requiring an application for assistance under the Program to be made in a certain manner and include a certain medical ~~report~~ form; requiring a local department to verify that certain requirements are met~~,~~ and notify applicants of certain determinations~~, and record certain information~~; requiring local departments to determine eligibility periods for recipients based on certain information; establishing certain restrictions on the length of eligibility periods under certain circumstances; authorizing a local department to establish certain additional eligibility periods under certain circumstances; requiring a local department to adjust the eligibility period under certain circumstances; providing for the automatic end of a recipient's eligibility for assistance; ~~requiring local departments to determine the amount and timing of assistance in accordance with certain regulations;~~ requiring assistance to be paid to an applicant in a certain manner; requiring the monthly allowable assistance under the Program to equal a certain amount in a certain fiscal year; requiring the monthly allowable assistance under the Program to equal at least certain percentages of a certain benefit in certain fiscal years; ~~authorizing an applicant or recipient to appeal certain actions of local departments to the Administration in certain circumstances; requiring the Administration to provide certain notice and an opportunity for a hearing in certain circumstances; authorizing the Administration to initiate certain reviews and make certain investigations; requiring the Administration to make certain decisions; requiring a local department to comply with a certain decision;~~ requiring the Administration to supervise the administration of the Program~~,~~ and adopt certain regulations~~, prescribe certain forms, and take certain other actions~~; stating the intent of the General Assembly; defining certain terms; and generally relating to the Temporary Disability Assistance Program.

BY repealing and reenacting, without amendments,
Article – Human Services
Section 5–201
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 5–205(a)
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

BY adding to
Article – Human Services
Section 5–5B–01 through ~~5–5B–12~~ 5–5B–09 to be under the new subtitle "Subtitle 5B. Temporary Disability Assistance Program"
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

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

House Bill 1622 – Delegates Wilson, Ali, Brooks, Glenn, Gutierrez, C. Howard, Jalisi, Lafferty, R. Lewis, and Sanchez

AN ACT concerning

Video Lottery Terminals – Minority Business Participation Goals – Sunset Extension

FOR the purpose of providing that a certain applicant or licensee is subject to a certain minority business participation goal established for a unit by the Special Secretary for the Office of Small, Minority, and Women Business Affairs under certain provisions of law; requiring that a certain minority business participation goal applies to certain construction and procurement related to video lottery terminals; altering the termination date for certain provisions of law concerning minority business participation for certain construction and procurement related to video lottery terminals; requiring a certain certification agency, in consultation with the General Assembly and the Office of the Attorney General, to initiate a certain study of the Minority Business Enterprise Program for certain purposes; requiring the final report of the study to be submitted to the Legislative Policy Committee on or before a certain date; and generally relating to video lottery terminals and minority business participation.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–10
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1642 – Delegates Frick, A. Miller, Barkley, Barve, Brooks, Chang, Fennell, Frush, Gutierrez, Hayes, Healey, Hettleman, C. Howard, Jalisi, Korman, Krimm, Lam, J. Lewis, Lierman, Lisanti, McComas, McIntosh, Moon, Rosenberg, Stein, Tarlau, Turner, Valentino–Smith, and K. Young

AN ACT concerning

Commissioner of Financial Regulation – Student Education Loans – Ombudsman ~~and Licensing of Servicers~~

FOR the purpose of requiring the Commissioner of Financial Regulation to designate an individual to serve as the Student Loan Ombudsman; establishing the duties and responsibilities of the Student Loan Ombudsman; requiring the Student Loan Ombudsman, in consultation with the Commissioner, to establish a certain student loan borrower education course; establishing the requirements of the course;

~~prohibiting a person from engaging in student education loan servicing unless the person is licensed by the Commissioner or is exempt from licensing; establishing the application requirements for a student loan servicer license; requiring the Commissioner to investigate certain information under certain circumstances; requiring a certain person to provide fingerprints and pay a certain fee under certain circumstances; requiring the Commissioner to issue or deny an application for a student education loan servicing license under certain circumstances; specifying the expiration date of a certain license; establishing the requirements and procedures for the renewal of a student education loan servicing license; providing for the effective date of a certain initial license under certain circumstances; authorizing the Commissioner to refuse to approve a renewal license application under certain circumstances; establishing procedures regarding the abandonment of certain license applications; requiring a certain licensee who ceases engaging in student education loan servicing to surrender a certain license under certain circumstances; providing that a certain surrender of a license does not reduce or eliminate certain liability; requiring the Commissioner to automatically suspend a certain license under certain circumstances; establishing the duties, responsibilities, and requirements of a licensee; authorizing the Commissioner to issue more than one license to a licensee; prohibiting a licensee from transferring or assigning a license; authorizing the Commissioner to investigate and inspect certain records; authorizing the Commissioner to extend the time a licensee has to send certain records; requiring a certain sale, assignment, or transfer of the servicing of a student education loan to be completed within a certain period of time; prohibiting a licensee from taking or failing to take certain actions, making certain misrepresentations or omissions, or causing certain harm; authorizing a licensee to adopt certain procedures; authorizing the Commissioner to conduct certain investigations and examinations and certain related actions; requiring the Commissioner to review, investigate, or examine a certain licensee under certain circumstances; requiring the Commissioner to have certain access to certain books, accounts, records, files, documents, information, or evidence; requiring the Commissioner to control access to certain documents and records and take certain actions; prohibiting a person from removing or attempting to remove certain documents or records under certain circumstances; requiring a licensee or a certain owner to have access to certain documents and records under certain circumstances; prohibiting a licensee or a certain person from knowingly taking certain actions; authorizing the Commissioner to take certain actions to enforce and carry out this Act under certain circumstances; authorizing the Commissioner to take certain enforcement actions against a certain student loan servicer who is not licensed; requiring the Commissioner to order a certain person to cease and desist from engaging in certain activity under certain circumstances; authorizing a certain request for a hearing under certain circumstances; requiring the Commissioner to hold a certain hearing under certain circumstances; requiring the Commissioner to take certain enforcement actions and to provide a certain notice and a certain option; authorizing the Commissioner to take certain actions authorized under certain banking laws under certain circumstances; prohibiting the Commissioner from refunding certain fees; providing that a violation of this Act is an unfair or deceptive trade practice under the Maryland Consumer Protection Act and is subject to certain enforcement and penalty provisions; establishing certain~~

~~civil penalties and liability under certain circumstances;~~ establishing certain reporting requirements; ~~requiring the Commissioner to adopt certain regulations; providing for the application of this Act; making the provisions of this Act severable;~~ defining certain terms; and generally relating to student education loans and student education loan servicers.

BY adding to
Article – Financial Institutions
Section 2–104.1~~; and 12–1101 through 12–1122 to be under the new subtitle "Subtitle 11. Student Loan Servicers"~~
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

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

House Bill 1646 – Delegates Atterbeary, Ali, Anderson, Angel, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Carr, Chang, Clippinger, Cullison, Davis, Dumais, Ebersole, Fennell, Fraser–Hidalgo, Frick, Frush, Gaines, Gibson, Glenn, Gutierrez, Hayes, Healey, Hettleman, Hill, Hixson, Jalisi, Jameson, Jones, Kaiser, Kelly, Korman, Kramer, Krimm, Lafferty, Lam, J. Lewis, R. Lewis, Lierman, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Mosby, Patterson, Pena–Melnyk, Pendergrass, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample–Hughes, Sanchez, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Waldstreicher, A. Washington, M. Washington, Wilkins, Wilson, K. Young, ~~and P. Young~~ P. Young, and Flanagan

AN ACT concerning

Criminal Procedure – Firearms – Transfer

FOR the purpose of requiring a State's Attorney to serve a certain notice on a certain defendant, defendant's counsel, and the court at a certain time; requiring a court to inform a defendant convicted of a certain offense that the defendant is prohibited from possessing a certain firearm under certain provisions of law; requiring the court to order the defendant to make a certain attestation to the court or transfer certain firearms in accordance with this Act ~~and~~; requiring the defendant to provide proof to the court ~~or the State's Attorney~~ that certain firearms owned by the defendant or in the defendant's possession have been transferred in accordance with this Act; providing for the procedure to transfer certain firearms; requiring a person accepting a transferred firearm to issue a certain proof of transfer; requiring a person who is subject to a certain order to file certain proof with the court ~~or the State's Attorney or attest to certain facts to the court or the State's Attorney within a certain period~~; authorizing the court on a certain application or based on certain evidence to issue a certain search warrant; authorizing the court to order a search for and removal of a certain firearm under certain circumstances; requiring the court to specifically state the reasons for and scope of a certain search and seizure; authorizing law

enforcement agencies to develop certain rules and procedures; providing exceptions for a certain person from prohibitions against carrying, transporting, or possessing certain firearms under certain circumstances; providing an exception for a certain firearms dealer from a prohibition against possessing or receiving a certain assault weapon under certain circumstances; defining certain terms; and generally relating to firearms.

BY adding to
Article – Criminal Procedure
Section 6–234
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 4–303
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Public Safety
Section 5–133(f)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–205(c)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1656 – Delegates Arentz, Cluster, Hornberger, Mautz, ~~and McDonough~~ McDonough, Adams, Aumann, Carey, Fisher, S. Howard, Impallaria, Jameson, and W. Miller

AN ACT concerning

State Real Estate Commission – Real Estate Guaranty Fund – Fund Transfer

FOR the purpose of authorizing the State Real Estate Commission to transfer up to a certain amount of money to the Real Estate Guaranty Fund from the State Real Estate Commission Fund under certain circumstances; and generally relating to a fund transfer from the State Real Estate Commission Fund to the Real Estate Guaranty Fund.

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 17–101(a), (d), and (e) and 17–402
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 17–403
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 2–106.3
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1795 – Delegates Pena–Melnyk, Pendergrass, Busch, Angel, B. Barnes, Barron, Bromwell, Frush, Hill, Kelly, Kipke, Metzgar, Miele, Morgan, Reznik, Rosenberg, Sample–Hughes, Szeliga, Valentino–Smith, West, ~~and K. Young~~ K. Young, Cullison, Hayes, Krebs, Morales, Platt, and Saab

EMERGENCY BILL

AN ACT concerning

Maryland Health Benefit Exchange – Establishment of a Reinsurance Program

FOR the purpose of repealing the requirement that the Maryland Health Benefit Exchange implement or oversee the implementation of state–specific requirements for transitional reinsurance and risk adjustment under the Affordable Care Act; repealing the prohibition on the Exchange's assuming responsibility for the program corridors for health benefit plans in certain exchanges established under certain provisions of the Affordable Care Act; repealing the requirement that the Exchange operate or oversee the operation of a transitional reinsurance program in accordance with certain regulations for certain coverage years; repealing the requirement that the Exchange operate or oversee the operation of a certain risk adjustment program; repealing the requirement that the Exchange, beginning in a certain year, strongly consider using a certain model for a certain purpose; altering the purposes of the Maryland Health Benefit Exchange Fund; altering the contents of the ~~Maryland Health Benefit Exchange~~ Fund; providing that certain funds may be used only for the purposes of the State Reinsurance Program; requiring, rather than authorizing, the Exchange, in consultation with the Maryland Insurance Commission and as

approved by the Maryland Health Benefit Exchange Board, to establish and implement a State Reinsurance Program to provide reinsurance to certain carriers and that meets certain requirements and is consistent with certain laws; requiring that the Program be designed to mitigate the impact of certain individuals on certain rates; requiring the Exchange, in consultation with the Commissioner and as approved by the Board and based on available funds, to establish certain parameters for reinsurance in certain years; authorizing the Exchange, in consultation with the Commissioner and as approved by the Board, to alter the parameters under certain circumstances; providing that, beginning on a certain date, funding for reinsurance in the individual health insurance market through the Program may be made ~~from certain sources~~ by using certain funds; requiring that~~, beginning on a certain date and under certain circumstances, certain State funding~~ the implementation of the Program for the reinsurance of the individual market ~~through the Program~~ be contingent on the ~~Centers for Medicare and Medicaid Services'~~ U.S. Secretary of Health and Human Services and the U.S. Secretary of the Treasury approving a waiver application under a certain provision of federal law; requiring the Exchange to adopt certain regulations on or before a certain date; ~~authorizing~~ requiring the Exchange ~~and the Maryland Insurance~~, in consultation with the Commissioner and as approved by the Board, to submit a waiver and seek certain funding under certain provisions of federal law as soon as practicable but not later than a certain date; authorizing, on or before a certain date, the Commissioner to waive certain statutory requirements under certain circumstances; making this Act an emergency measure; and generally relating to the establishment of a reinsurance program by the Maryland Health Benefit Exchange.

BY repealing
Article – Insurance
Section 31–117
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 31–107
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Insurance
Section 31–117 and 31–117.1
Annotated Code of Maryland
(2017 Replacement Volume)

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

LETTERS OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

March 16, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

SB 1152 Carroll County Senators

Public Safety – Agritourism – Permit Exemption

Reassigned to Education, Health, and Environmental Affairs

Read and ordered journalized.

ANNOUNCEMENT BY THE PRESIDENT

March 16, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 916 Delegate Adams, et al

Business Regulation – Home Improvement Contracts – Deposits

Reassigned to Education, Health, and Environmental Affairs

Read and ordered journalized.

SPECIAL ORDER CALENDAR NO. 30

Senate Bill 747 – Senator Astle

AN ACT concerning

Wildlife Management – Shooting at Nighttime

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR CONWAY.

FLOOR AMENDMENT

SB0747/793829/2
BY: Senator Conway

AMENDMENTS TO SENATE BILL 747
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Shooting at Nighttime" and substitute "Deer Management Permits and Deer Cooperator Permits"; in line 3, after "Department" insert "of Natural Resources"; in line 4, after "nighttime;" insert "authorizing the Wildlife and Heritage Service to issue a Deer Cooperator Permit; establishing an application fee for the Deer Cooperator Permit; requiring the Service to refund the application fee under certain circumstances; requiring an individual applying for a Deer Cooperator Permit to successfully complete a certain examination and a certain shooting proficiency test; specifying the contents of a certain examination; prohibiting an individual from applying for a Deer Cooperator Permit if the individual has been convicted of a certain violation within a certain period of time; establishing the term of a Deer Cooperator Permit; requiring the holder of a Deer Cooperator Permit to take certain actions relating to an operational plan; specifying the criteria that an operational plan must address; authorizing an operational plan to include deer control activities between certain times; authorizing the Service to conduct an evaluation before approving or denying an operational plan; authorizing the Service to approve an operational plan if the Service makes a certain determination; requiring the Service to provide the holder of a Deer Cooperator Permit with certain materials if an operational plan is approved; requiring the holder of a Deer Cooperator Permit to contact the Service immediately before undertaking certain activities authorized in an operational plan; establishing a process for a hearing, a contested case hearing, and appeal of a decision of the Service; authorizing the Service to revoke or suspend a Deer Cooperator Permit under certain circumstances; establishing that a violation of any provision or restriction on a certain approval document constitutes a violation of certain provisions of this Act; requiring the Department to adopt certain regulations; requiring the Department to exempt from a certain prohibition a holder or an agent of a holder of a certain Deer Management Permit; defining a certain term;"; in line 5, strike "shooting wildlife at nighttime" and substitute "Deer Management Permits and Deer Cooperator Permits"; and after line 15, insert:

"BY adding to
Article – Natural Resources
Section 10–415.1

Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 2, after line 33, insert:

"**10–415.1.**

(A) IN THIS SECTION, "SERVICE" MEANS THE WILDLIFE AND HERITAGE SERVICE WITHIN THE DEPARTMENT.

(B) (1) THE SERVICE MAY ISSUE A DEER COOPERATOR PERMIT TO AN INDIVIDUAL WHO MEETS THE REQUIREMENTS OF THIS SECTION.

(2) A DEER COOPERATOR PERMIT AUTHORIZES THE HOLDER TO CONDUCT DEER CONTROL ACTIVITIES AND HANDLING OPERATIONS.

(C) (1) THE APPLICATION FEE FOR A DEER COOPERATOR PERMIT IS $100.

(2) THE SERVICE SHALL REFUND THE APPLICATION FEE IF THE SERVICE DOES NOT ISSUE A PERMIT FOR THE APPLICATION.

(D) (1) (I) AN INDIVIDUAL APPLYING FOR A DEER COOPERATOR PERMIT SHALL SUCCESSFULLY COMPLETE A WRITTEN EXAMINATION ADMINISTERED BY THE SERVICE.

(II) THE WRITTEN EXAMINATION FOR A DEER COOPERATOR PERMIT SHALL CONTAIN QUESTIONS RELATING TO:

1. DEER ECOLOGY;

2. DEER CONFLICTS WITH HUMANS;

3. LETHAL AND NONLETHAL DEER MANAGEMENT ALTERNATIVES;

4. CURRENT STATUTES AND REGULATIONS PERTAINING TO WILDLIFE, WEAPON, AND EQUIPMENT DETAILS;

5. DEER DATA COLLECTION METHODOLOGY; AND

6. OTHER QUESTIONS NECESSARY TO DETERMINE AN INDIVIDUAL'S ABILITY TO ADEQUATELY ASSESS, DESCRIBE, AND IMPLEMENT A DEER HANDLING OPERATION.

(2) AN INDIVIDUAL APPLYING FOR A DEER COOPERATOR PERMIT SHALL:

(I) SUCCESSFULLY COMPLETE A SHOOTING PROFICIENCY TEST ADMINISTERED BY THE SERVICE; OR

(II) PROVIDE PROOF OF SUCCESSFUL COMPLETION OF AN APPROVED COMPARABLE SHOOTING PROFICIENCY TEST.

(3) AN INDIVIDUAL MAY NOT APPLY FOR A DEER COOPERATOR PERMIT IF THE INDIVIDUAL HAS BEEN CONVICTED OF ANY STATE OR FEDERAL NATURAL RESOURCES VIOLATION WITHIN THE PREVIOUS 5 YEARS OF SUBMISSION OF THE APPLICATION.

(E) A DEER COOPERATOR PERMIT SHALL BE VALID FOR 1 YEAR FROM THE DATE OF ISSUANCE.

(F) THE HOLDER OF A DEER COOPERATOR PERMIT SHALL:

(1) SUBMIT AN OPERATIONAL PLAN TO THE SERVICE AT LEAST 30 DAYS BEFORE THE OPERATION IS PLANNED TO BEGIN;

(2) OBTAIN WRITTEN PERMISSION TO UNDERTAKE THE DEER CONTROL ACTIVITIES DESCRIBED IN THE OPERATIONAL PLAN FROM THE OWNER OF THE LAND WHERE THE OPERATION IS TO TAKE PLACE;

(3) PROVIDE THE LANDOWNER'S WRITTEN PERMISSION OBTAINED UNDER ITEM (2) OF THIS SUBSECTION TO THE SERVICE; AND

(4) ALLOW NATURAL RESOURCES POLICE OFFICERS TO:

(I) INSPECT THE OPERATIONAL PLAN; AND

(II) BE PRESENT DURING THE DEER CONTROL ACTIVITIES DESCRIBED IN THE OPERATIONAL PLAN.

(G) (1) THE OPERATIONAL PLAN SHALL:

(I) DESCRIBE THE DEER PROBLEM FOR A SPECIFIC AREA;

(II) DESCRIBE THE CURRENT AND PROJECTED IMPACTS OF THE OPERATION TO LOCAL SOCIAL AND ECOLOGICAL CONDITIONS;

(III) DESCRIBE ANY MEASURES THAT HAVE BEEN TAKEN PREVIOUSLY TO ADDRESS THE EXISTING DEER PROBLEM;

(IV) INCLUDE DOCUMENTATION EVIDENCING COMMUNITY SUPPORT FOR THE PROPOSAL, INCLUDING:

1. RESULTS OF OPINION SURVEYS;

2. SUPPORTING LETTERS FROM COMMUNITY LEADERS OR ELECTED OFFICIALS; AND

3. SUPPORTING LETTERS FROM NEARBY RESIDENTS;

(V) DESCRIBE THE INTENDED NUMBER OF DEER TO BE REMOVED OR HANDLED;

(VI) DESCRIBE THE TYPE OF EQUIPMENT TO BE UTILIZED FOR THE DEER CONTROL ACTIVITIES, WHICH MAY INCLUDE FIREARMS, ARCHERY EQUIPMENT, OR DRUGS;

(VII) DESCRIBE SPECIFIC DETAILS ABOUT THE DEER CONTROL ACTIVITIES, INCLUDING WHETHER THE ACTIVITIES INCLUDE LETHAL OR NONLETHAL CONTROL OF THE DEER;

(VIII) INCLUDE COPIES OF PERMITS OR LICENSES REQUIRED FROM THE STATE, FEDERAL, OR LOCAL GOVERNMENT TO POSSESS DEER OR ADMINISTER DRUGS TO DEER; AND

(IX) INCLUDE A SIGNED DOCUMENT FROM THE APPROPRIATE COUNTY ATTORNEY APPROVING:

1. THE OPERATIONAL PLAN; AND

2. IF APPLICABLE, THE USE OF RIFLES FOR DEER CONTROL ACTIVITIES IN THE LOCATIONS SPECIFIED IN THE OPERATIONAL PLAN.

(2) AN OPERATIONAL PLAN MAY NOT INCLUDE NIGHTTIME DEER CONTROL ACTIVITIES ON AGRICULTURAL LAND.

(3) AN OPERATIONAL PLAN MAY INCLUDE DEER CONTROL ACTIVITIES FOR ANY TIME BETWEEN ONE–HALF HOUR BEFORE SUNRISE AND ONE HOUR AFTER SUNSET.

(H) IF THE OPERATIONAL PLAN PROVIDES FOR THE LETHAL CONTROL OF DEER, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) WEAPONS OR EUTHANASIA EQUIPMENT TO BE USED FOR THE DEER CONTROL ACTIVITIES;

(2) AMMUNITION OR EUTHANASIA DRUGS TO BE USED FOR THE DEER CONTROL ACTIVITIES;

(3) ADDITIONAL EQUIPMENT TO BE USED FOR THE DEER CONTROL ACTIVITIES, INCLUDING NIGHT VISION, SUPPRESSORS, SPOTLIGHTS, OR TRAPPING EQUIPMENT;

(4) THE HOURS DURING WHICH THE DEER CONTROL ACTIVITIES WILL BE PERFORMED;

(5) A DETAILED DESCRIPTION OF THE LOCATION WHERE THE DEER CONTROL ACTIVITIES WILL BE PERFORMED, WITH AN ACCOMPANYING AERIAL PHOTOGRAPH OR LOCATION MAP;

(6) FIREARMS SHOT OR DRUG DELIVERY DISTANCES;

(7) FIREARMS SHOT OR DRUG DELIVERY PLACEMENT;

(8) SHOOTING POSITIONS INCLUDING BAIT STATION, TREE STAND, OR VEHICLE;

(9) DEER BIOLOGICAL DATA COLLECTION PROCEDURES;

(10) CARCASS AND ENTRAIL REMOVAL AND DISPOSITION PROCEDURES; AND

(11) EDIBLE VENISON REMOVAL AND DISPOSITION PROCEDURES.

(I) IF THE OPERATIONAL PLAN PROVIDES FOR THE NONLETHAL CONTROL OF DEER, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) THE ANESTHESIA TO BE USED, INCLUDING:

(I) A DETAILED DESCRIPTION OF DELIVERY DEVICES AND METHODS;

(II) DELIVERY EQUIPMENT LICENSE OR CERTIFICATION;

(III) DRUG DESCRIPTIONS AND DOSES; AND

(IV) DRUG HANDLING LICENSE OR CERTIFICATION;

(2) DEER HANDLING METHODOLOGY;

(3) DEER BIOLOGICAL DATA COLLECTION PROCEDURES;

(4) DISPOSITION OF DEER; AND

(5) MARKING OR TAGGING EQUIPMENT AND METHODS.

(J) IF THE OPERATIONAL PLAN PROVIDES FOR THE LIVE CAPTURE AND HANDLING OF DEER, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) LIVE CAPTURE EQUIPMENT AND METHODOLOGY;

(2) LIVE TRANSPORT EQUIPMENT AND METHODOLOGY;

(3) DOCUMENTATION FROM ANY COOPERATING ORGANIZATIONS, INDIVIDUALS, OR UNITS OF STATE OR LOCAL GOVERNMENT;

(4) DEER HANDLING METHODOLOGY;

(5) DEER BIOLOGICAL DATA COLLECTION PROCEDURES;

(6) DISPOSITION OF DEER; AND

(7) MARKING OR TAGGING EQUIPMENT AND METHOD.

(K) IF THE OPERATIONAL PLAN WILL RESULT IN THE HOLDER OF THE DEER COOPERATOR PERMIT POSSESSING OR HANDLING A DEER CARCASS, THE FOLLOWING INFORMATION SHALL BE INCLUDED IN THE OPERATIONAL PLAN:

(1) CARCASS PICKUP LOCATIONS;

(2) TRANSPORTATION METHODS;

(3) DISPOSAL METHODS; AND

(4) DOCUMENTATION FROM ANY COOPERATING ORGANIZATIONS, INDIVIDUALS, OR UNITS OF STATE OR LOCAL GOVERNMENT.

(L) (1) THE SERVICE MAY CONDUCT AN EVALUATION BEFORE APPROVING OR DENYING AN OPERATIONAL PLAN.

(2) THE SERVICE MAY APPROVE AN OPERATIONAL PLAN IF THE SERVICE DETERMINES IT MEETS THE REQUIREMENTS OF THIS SECTION.

(M) (1) IF THE SERVICE APPROVES AN OPERATIONAL PLAN, THE SERVICE SHALL PROVIDE THE HOLDER OF THE DEER COOPERATOR PERMIT WHO SUBMITTED THE OPERATIONAL PLAN WITH:

(I) A COPY OF THE APPROVAL IN WRITING; AND

(II) IF THE OPERATIONAL PLAN REQUIRES THE POSSESSION OR HANDLING OF A DEER CARCASS, APPROPRIATE NONHUNTING TAGS.

(2) THE WRITTEN APPROVAL SHALL DESCRIBE:

(I) THE NUMBER OF DEER THAT MAY BE REMOVED OR HANDLED;

(II) THE HOURS DURING WHICH THE DEER CONTROL ACTIVITIES MAY BE PERFORMED;

(III) APPROVED WEAPONS AND ASSOCIATED EQUIPMENT;

(IV) LOCATION WHERE THE DEER CONTROL ACTIVITIES MAY BE PERFORMED;

(V) DEER DATA COLLECTION REQUIREMENTS;

(VI) VENISON PROCESSING AND NONEDIBLE PARTS DISPOSITION;

(VII) ANY REPORTING PROCEDURE THAT THE SERVICE DETERMINES IS NECESSARY; AND

(VIII) ANY ADDITIONAL TERMS OR CONDITIONS THE SERVICE DETERMINES ARE NECESSARY TO PROVIDE FOR PUBLIC SAFETY OR THE SUCCESS OF THE OPERATIONAL PLAN.

(N) THE HOLDER OF A DEER COOPERATOR PERMIT SHALL CONTACT THE SERVICE IMMEDIATELY BEFORE UNDERTAKING ANY OF THE DEER CONTROL ACTIVITIES AUTHORIZED IN THE OPERATIONAL PLAN.

(O) (1) AN INDIVIDUAL OR A HOLDER OF A DEER COOPERATOR PERMIT WHO HAS BEEN DENIED A DEER COOPERATOR PERMIT OR APPROVAL OF AN OPERATIONAL PLAN, AS APPLICABLE, MAY FILE A PETITION FOR A HEARING WITH THE DIRECTOR OF THE SERVICE WITHIN 15 DAYS AFTER THE DECISION WAS MAILED.

(2) THE DIRECTOR OF THE SERVICE SHALL PROVIDE A WRITTEN DECISION TO THE INDIVIDUAL WITHIN 15 DAYS AFTER THE DATE OF THE HEARING.

(3) IF THE INDIVIDUAL IS FURTHER AGGRIEVED, THE INDIVIDUAL MAY INITIATE PROCEEDINGS FOR AN APPEAL TO THE ASSISTANT SECRETARY OF THE RESOURCE MANAGEMENT SERVICE.

(4) THE APPEAL PROCEDURE FOR THE DENIAL OF A DEER COOPERATOR PERMIT OR OPERATIONAL PLAN APPROVAL IS NOT A CONTESTED CASE HEARING UNDER TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE OR COMAR 08.01.04.

(P) THE SERVICE MAY REVOKE OR SUSPEND A DEER COOPERATOR PERMIT IF THE SERVICE FINDS THAT THE HOLDER OF THE DEER COOPERATOR PERMIT HAS VIOLATED:

(1) THE TERMS AND CONDITIONS OF THE PERMIT;

(2) THE TERMS AND CONDITIONS OF THE APPROVAL DOCUMENT; OR

(3) ANY STATE OR FEDERAL WILDLIFE LAW OR REGULATION.

(Q) WHEN SUSPENDING OR REVOKING A DEER COOPERATOR PERMIT, THE SERVICE SHALL PROVIDE THE OPPORTUNITY FOR A CONTESTED CASE HEARING CONDUCTED IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE AND COMAR 08.01.04.

(R) A VIOLATION OF ANY PROVISION OR CONDITION ON THE WRITTEN APPROVAL GRANTED UNDER SUBSECTION (M) OF THIS SECTION CONSTITUTES A VIOLATION OF THIS SECTION.

(S) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That the Department of Natural Resources shall exempt from the prohibition against shooting or discharging a firearm at nighttime a holder or an agent of a holder of a Deer Management Permit:

(1) issued before July 1, 2018; and

(2) for which nighttime hunting is authorized.".

On page 3, in line 1, strike "2." and substitute "3.".

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

Affirmative – 13 Negative – 32 (See Roll Call No. 591)

Read the second time and ordered prepared for Third Reading.

Senate Bill 1006 – Senator Pinsky

AN ACT concerning

Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, Mitigation, and Disclosure

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB1006/884633/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 1006
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after the first "the" insert "Department of Natural Resources, the"; in the same line, after "Environment" insert ", and the Maryland Emergency Management Agency"; in line 20, strike "submit to the Department of Planning for approval" and substitute "incorporate into a certain Master Plan"; and strike beginning with "requiring" in line 24 down through "purchaser" in line 27 and substitute "requiring a local jurisdiction to submit a copy of a certain plan to the Department of Planning under certain circumstances".

On page 2, in line 18, strike "Local Plan for"; and strike in their entirety lines 21 through 25, inclusive.

AMENDMENT NO. 2

On page 4, in line 15, after "**(I)**" insert "**(1)**"; and after line 17, insert:

"**(2) "SALTWATER INTRUSION" INCLUDES SURFACE WATER, AQUIFERS, AND SOILS.**".

On page 7, in line 7, strike "**30%**" and substitute "**50%**"; in line 8, after "**(B)**" insert "**(1)**"; strike beginning with the second "**OR**" in line 9 down through "**DAMAGE**" in line 11; in line 11, strike the second "**OR**"; in line 12, strike "**RECONSTRUCTED**"; and after line 13, insert:

"**(2) BEGINNING JULY 1, 2019, IF A STATE OR LOCAL PROJECT INCLUDES THE RECONSTRUCTION OF A STRUCTURE WITH SUBSTANTIAL DAMAGE, THE STRUCTURE SHALL BE RECONSTRUCTED IN COMPLIANCE WITH SITING AND DESIGN CRITERIA ESTABLISHED UNDER SUBSECTION (C) OF THIS SECTION.**".

On page 8, in line 15, strike "**AND**" and substitute a comma; in the same line, after "**ENVIRONMENT**" insert "**, AND THE MARYLAND EMERGENCY MANAGEMENT AGENCY**"; and in line 28, strike "**LOCAL PLAN FOR**".

On page 9, strike beginning with "**SUBMIT**" in line 3 down through "**APPROVAL**" in line 4 and substitute "**INCORPORATE INTO THEIR MASTER PLAN**"; strike beginning with "**THE**" in line 9 down through "**SECTION**" in line 11 and substitute "**A LOCAL JURISDICTION THAT INCORPORATES A PLAN TO ADDRESS NUISANCE FLOODING INTO THEIR MASTER PLAN SHALL SUBMIT A COPY OF THE NUISANCE FLOODING PLAN TO THE DEPARTMENT OF PLANNING**"; and strike in their entirety lines 12 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.

SPECIAL ORDERS

Senate Bill 387 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Health Insurance – Health Care Access Program – Establishment
(Maryland Health Care Access Act of 2018)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (4) AND THE FAVORABLE REPORT.

SB0387/727070/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 387

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Health Care Access Program – Establishment" and substitute "Individual Market Stabilization".

On pages 1 and 2, strike beginning with "requiring" in line 4 on page 1 down through the first semicolon in line 7 on page 2, inclusive, and substitute "requiring certain health insurers, nonprofit health service plans, health maintenance organizations, and managed care organizations to be subject to a certain assessment in a certain year; establishing the purpose and providing for the distribution of the assessment; establishing that certain provisions of law that apply to certain small employer health benefit plans apply to health benefit plans offered by certain entities; altering the definition of "short–term limited duration insurance" as it relates to certain provisions of law governing individual health benefit plans; altering the membership of the Maryland Health Insurance Coverage Protection Commission; requiring the Commission to study and make recommendations for individual and group health insurance market stability; requiring the Commission to engage an independent actuarial firm to assist in a certain study; requiring the Commission to include its findings and recommendations from a certain study in a certain report;".

On page 2, in line 11, strike ", 31–108(h), and 31–117.1"; in line 16, strike "31–102(c), 31–107(b) and (e) through (g), and 31–115(b)" and substitute "15–1202 and 15–1301(s)"; and strike lines 19 through 28, inclusive, and substitute:

"BY repealing and reenacting, without amendments,
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(b) and (g)

BY repealing and reenacting, with amendments,
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(c)(6)(viii) and (ix), (h), and (i)

BY adding to
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(c)(6)(x) and (h)".

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with line 33 on page 2 through line 24 on page 3, inclusive, and substitute:

"**(A) THIS SECTION APPLIES TO:**

(1) A HEALTH INSURER, NONPROFIT HEALTH SERVICE PLAN, OR HEALTH MAINTENANCE ORGANIZATION THAT PROVIDES A HEALTH BENEFIT PLAN REGULATED BY THE STATE; AND

(2) A MANAGED CARE ORGANIZATION AUTHORIZED UNDER TITLE 15, SUBTITLE 1 OF THE HEALTH – GENERAL ARTICLE.

(B) THE PURPOSE OF THIS SECTION IS TO RECOUP THE HEALTH INSURANCE PROVIDER FEE THAT OTHERWISE WOULD HAVE BEEN ASSESSED UNDER § 9010 OF THE AFFORDABLE CARE ACT THAT IS ATTRIBUTABLE TO STATE HEALTH RISK FOR CALENDAR YEAR 2019 AS A BRIDGE TO STABILITY IN THE INDIVIDUAL HEALTH INSURANCE MARKET.

(C) (1) IN CALENDAR YEAR 2019, IN ADDITION TO THE AMOUNTS OTHERWISE DUE UNDER THIS SUBTITLE, AN ENTITY SUBJECT TO THIS SECTION SHALL BE SUBJECT TO AN ASSESSMENT OF 2.75% ON ALL AMOUNTS USED TO CALCULATE THE ENTITY'S PREMIUM TAX LIABILITY UNDER § 6–102 OF THIS SUBTITLE OR THE AMOUNT OF THE ENTITY'S PREMIUM TAX EXEMPTION VALUE FOR CALENDAR YEAR 2018.

(2) NOTWITHSTANDING § 2–114 OF THIS ARTICLE, THE ASSESSMENT REQUIRED UNDER THIS SECTION SHALL BE DISTRIBUTED BY THE COMMISSIONER TO THE MARYLAND HEALTH BENEFIT EXCHANGE FUND ESTABLISHED UNDER § 31–107 OF THIS ARTICLE.".

AMENDMENT NO. 3

On page 3, before line 25, insert:

"15–1202.

(a) This subtitle applies only to a health benefit plan that:

(1) covers eligible employees of small employers in the State; and

(2) is issued or renewed on or after July 1, 1994, if:

(i) any part of the premium or benefits is paid by or on behalf of the small employer;

(ii) any eligible employee or dependent is reimbursed, through wage adjustments or otherwise, by or on behalf of the small employer for any part of the premium;

(iii) the health benefit plan is treated by the employer or any eligible employee or dependent as part of a plan or program under the United States Internal Revenue Code, 26 U.S.C. § 106, § 125, or § 162; or

(iv) the small employer allows eligible employees to pay for the health benefit plan through payroll deductions.

(b) A carrier is subject to the requirements of § 15–1403 of this title in connection with health benefit plans issued under this subtitle.

(C) THIS SUBTITLE APPLIES TO ANY HEALTH BENEFIT PLAN OFFERED BY AN ASSOCIATION, A PROFESSIONAL EMPLOYEE ORGANIZATION, OR ANY OTHER ENTITY, INCLUDING A PLAN ISSUED UNDER THE LAWS OF ANOTHER STATE, IF THE HEALTH BENEFIT PLAN COVERS ELIGIBLE EMPLOYEES OF ONE OR MORE SMALL EMPLOYERS AND MEETS THE REQUIREMENTS OF SUBSECTION (A) OF THIS SECTION.

15–1301.

(s) "Short–term limited duration insurance" **[**has the meaning stated in 45 C.F.R. § 144.103**]** **MEANS HEALTH INSURANCE COVERAGE PROVIDED UNDER A POLICY OR CONTRACT WITH A CARRIER AND THAT:**

(1) HAS A POLICY TERM THAT IS LESS THAN 3 MONTHS AFTER THE ORIGINAL EFFECTIVE DATE OF THE POLICY OR CONTRACT;

(2) MAY NOT BE EXTENDED OR RENEWED;

(3) APPLIES THE SAME UNDERWRITING STANDARDS TO ALL APPLICANTS REGARDLESS OF WHETHER THEY HAVE PREVIOUSLY BEEN COVERED

BY SHORT–TERM LIMITED DURATION INSURANCE; AND

(4) CONTAINS THE NOTICE REQUIRED BY FEDERAL LAW PROMINENTLY DISPLAYED IN THE CONTRACT AND IN ANY APPLICATION MATERIALS PROVIDED IN CONNECTION WITH ENROLLMENT.".

AMENDMENT NO. 4

On pages 3 through 12, strike beginning with line 25 on page 3 through line 27 on page 12, inclusive, and substitute:

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

Chapter 17 of the Acts of 2017

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

(b) There is a Maryland Health Insurance Coverage Protection Commission.

(c) The Commission consists of the following members:

(6) the following members:

(viii) one representative of behavioral health providers, appointed jointly by the President of the Senate and the Speaker of the House; **[**and**]**

(ix) two members of the public:

1. one of whom shall be appointed jointly by the President of the Senate and the Speaker of the House; and

2. one of whom shall be appointed by the Governor**; AND**

(X) ONE REPRESENTATIVE OF A GROUP MODEL HEALTH MAINTENANCE ORGANIZATION THAT PARTICIPATES IN THE INDIVIDUAL MARKET, APPOINTED BY THE GOVERNOR.

(g) (1) The Commission shall:

(i) monitor potential and actual federal changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, and the Maryland All–Payer Model;

(ii) assess the impact of potential and actual federal changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, and the Maryland All–Payer Model; and

(iii) provide recommendations for State and local action to protect access of residents of the State to affordable health coverage.

(2) The duties of the Commission under paragraph (1) of this subsection shall include a study that includes:

(i) an assessment of the current and potential adverse effects of the loss of health coverage on the residents, public health, and economy of the State resulting from changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model;

(ii) an estimate of the costs to the State and State residents of adverse effects from changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model and the resulting loss of health coverage;

(iii) an examination of measures that may prevent or mitigate the adverse effects of changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model and the resulting loss of health coverage on the residents, public health, and economy of the State; and

(iv) recommendations for laws that:

1. may be warranted to minimize the adverse effects associated with changes to the ACA, Medicaid, the Maryland Children's Health Program, Medicare, or the Maryland All–Payer Model; and

2. will assist residents in obtaining and maintaining affordable health coverage.

(H) (1) THE COMMISSION SHALL STUDY AND MAKE RECOMMENDATIONS FOR INDIVIDUAL AND GROUP HEALTH INSURANCE MARKET STABILITY, INCLUDING:

(I) THE COMPONENTS OF ONE OR MORE WAIVERS UNDER § 1332 OF THE AFFORDABLE CARE ACT TO ENSURE MARKET STABILITY THAT MAY BE SUBMITTED BY THE STATE;

(II) WHETHER TO PURSUE A STANDARD PLAN DESIGN THAT LIMITS COST SHARING;

(III) WHETHER TO MERGE THE INDIVIDUAL AND SMALL GROUP HEALTH INSURANCE MARKETS IN THE STATE FOR RATING PURPOSES;

(IV) WHETHER TO PURSUE A BASIC HEALTH PROGRAM;

(V) WHETHER TO PURSUE A MEDICAID BUY–IN PROGRAM FOR THE INDIVIDUAL MARKET;

(VI) WHETHER TO PROVIDE SUBSIDIES THAT SUPPLEMENT PREMIUM TAX CREDITS OR COST–SHARING REDUCTIONS DESCRIBED IN § 1402(C) OF THE AFFORDABLE CARE ACT; AND

(VII) WHETHER TO ADOPT A STATE–BASED INDIVIDUAL HEALTH INSURANCE MANDATE AND HOW TO USE PAYMENTS COLLECTED FROM INDIVIDUALS WHO DO NOT MAINTAIN MINIMUM ESSENTIAL COVERAGE, INCLUDING USE OF THE PAYMENTS TO ASSIST INDIVIDUALS IN PURCHASING HEALTH INSURANCE.

(2) THE COMMISSION SHALL ENGAGE AN INDEPENDENT ACTUARIAL FIRM TO ASSIST IN ITS STUDY UNDER THIS SUBSECTION.

(3) THE COMMISSION SHALL INCLUDE ITS FINDINGS AND RECOMMENDATIONS FROM THE STUDY REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IN THE ANNUAL REPORT SUBMITTED BY THE COMMISSION ON OR BEFORE DECEMBER 31, 2019, UNDER SUBSECTION (J) OF THIS SECTION.

[(h)**](I)** The Commission may:

(1) hold public meetings across the State to carry out the duties of the Commission; and

(2) convene workgroups to solicit input from stakeholders.

[(i)**](J)** On or before December 31 each year, the Commission shall submit a report on its findings and recommendations, including any legislative proposals, to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.".

On page 12, in line 28, strike "6." and substitute "3."; strike beginning with the second comma in line 28 down through the first comma in line 29; and strike beginning with the second comma in line 31 down through the comma in line 32.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 1267 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Maryland Health Benefit Exchange – Establishment of a Reinsurance Program

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB1267/377071/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1267
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Middleton" and substitute "Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe".

AMENDMENT NO. 2

On page 2, in line 36, after "under" insert "**[**§ 31–117 of**]**".

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 859 – Senators Ferguson, Benson, Currie, Madaleno, Rosapepe, Smith, and Zucker

AN ACT concerning

State Employees – Parental Leave

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (4) AND THE FAVORABLE REPORT.

SB0859/987378/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 859
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Middleton, Klausmeier, Feldman, and Mathias"; in line 6, strike "within a certain amount of time" and substitute "immediately"; in the same line, after the semicolon insert "authorizing certain employees to use certain leave for a certain purpose; requiring certain State agencies to provide certain employees with additional paid leave under certain circumstances;"; and in line 11, after the semicolon insert "requiring the Secretary to report to certain committees on or before a certain date certain information regarding the importance of employee benefits for certain purposes;".

AMENDMENT NO. 2

On page 2, in line 4, strike "**LEGISLATIVE AND**"; and in line 5, strike "**BRANCHES**" and substitute "**BRANCH**".

AMENDMENT NO. 3

On page 2, in line 8, strike "**AN**" and substitute "**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN**"; in the same line, after "**IS**" insert "**THE PRIMARY CAREGIVER**"; in line 10, strike "**WITHIN 1 YEAR**" and substitute "**IMMEDIATELY**"; in lines 11 and 12, strike "**(1)**" and "**(2)**", respectively, and substitute "**(I)**" and "**(II)**", respectively; in line 12, after "**CHILD**" insert "**UNDER 6 YEARS OF AGE**"; and after line 13, insert:

"**(2) (I) AN EMPLOYEE ENTITLED TO PARENTAL LEAVE AUTHORIZED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY USE ACCRUED ANNUAL LEAVE, ACCRUED SICK LEAVE, AND PERSONAL LEAVE AVAILABLE TO THE EMPLOYEE.**

(II) IF THE AMOUNT OF LEAVE SPECIFIED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH IS LESS THAN 60 DAYS, THE STATE AGENCY THAT EMPLOYS THE EMPLOYEE SHALL PROVIDE THE EMPLOYEE WITH ADDITIONAL PAID LEAVE TO ATTAIN 60 DAYS OF PARENTAL LEAVE.".

AMENDMENT NO. 4

On page 2, after line 28, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1, 2021, the Secretary of Budget and Management shall report to the Senate Finance Committee and the House Appropriations Committee, in accordance with § 2–1246 of the State Government Article, on what employee benefits, including paid parental leave, are important in order to attract and retain young people to State employment.";

and in line 29, 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.

Senate Bill 555 – Senator Hough

AN ACT concerning

Safe Neighborhoods Act

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

Senator Kagan moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

Senate Bill 1128 – Senator Mathias

AN ACT concerning

Offshore Drilling Liability Act

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB1128/498177/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 1128
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Mathias" and substitute "Senators Mathias, Brochin, Kelley, Lee, Ramirez, Smith, and Zirkin".

AMENDMENT NO. 2

On page 2, in lines 10 and 11, strike "**EXPLORATION OR DRILLING FOR**" and substitute "**THE EXPLORATION, DEVELOPMENT, OR PRODUCTION OF**".

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 707 – Senators Ramirez, Lee, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Criminal Law – Firearm Crimes – Rapid Fire Trigger Activator

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0707/303023/1
BY: Senator Klausmeier

AMENDMENT TO SENATE BILL 707, AS AMENDED

On page 3 of the Judicial Proceedings Committee Amendments (SB0707/498175/1), in Amendment No. 3, strike beginning with "**THE**" in line 7 down through "**EXPLOSIVES**" in line 8 and substitute "**A LOCAL LAW ENFORCEMENT AGENCY**"; in line 9, strike "**AND**"; in line 10, after "**(3)**" insert "**HAS NOT BEEN CONVICTED OF A CRIME OF VIOLENCE, AS DEFINED IN § 14–101 OF THIS ARTICLE;**

(4) IS NOT A RESPONDENT AGAINST WHOM A CURRENT:

(I) FINAL PROTECTIVE ORDER HAS BEEN ENTERED UNDER § 4–506 OF THE FAMILY LAW ARTICLE; OR

(II) FINAL PEACE ORDER HAS BEEN ENTERED UNDER § 3–1505 OF THE COURTS ARTICLE;

(5) HAS NEVER BEEN VOLUNTARILY ADMITTED FOR MORE THAN 30 CONSECUTIVE DAYS TO A FACILITY AS DEFINED IN § 10–101 OF THE HEALTH – GENERAL ARTICLE;

(6) HAS NEVER BEEN INVOLUNTARILY COMMITTED TO A FACILITY AS DEFINED IN § 10–101 OF THE HEALTH – GENERAL ARTICLE; AND

(7)".

On page 4 of the Judicial Proceedings Committee Amendments, in Amendment No. 3, strike beginning with "the" in line 10 down through "Explosives" in line 11 and substitute "a local law enforcement agency"; in line 12, strike "**[**and**]**"; strike beginning with "**THE**" in line 14 down through "**EXPLOSIVES**" in line 15 and substitute "**A LOCAL LAW ENFORCEMENT AGENCY**"; in line 15, strike "**AND**"; in line 16, after "**(4)**" insert "has not been convicted of a crime of violence, as defined in § 14–101 of this article;

[(4)**](5)** is not a respondent against whom a current:

(i) final protective order has been entered under § 4–506 of the Family Law Article; or

(ii) final peace order has been entered under § 3–1505 of the Courts Article;

[(5)**](6)** has never been voluntarily admitted for more than 30 consecutive days to a facility as defined in § 10–101 of the Health – General Article;

[(6)**](7)** has never been involuntarily committed to a facility as defined in § 10–101 of the Health – General Article; and

[(7)**](8)**".

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

Affirmative – 17 Negative – 28 (See Roll Call No. 592)

FLOOR AMENDMENT

SB0707/883329/2
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 707, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 5, strike "applying" and substitute "establishing".

On page 1 of the Judicial Proceedings Committee Amendments (SB0707/498175/1), in line 6 of Amendment No. 1, strike "4–305.1" and substitute "4–305.1(b)".

AMENDMENT NO. 2

On page 3 of the Judicial Proceedings Committee Amendments, in the third line from the bottom of Amendment No. 3, after "**ACTIVATOR.**" insert:

"**(C) A PERSON WHO VIOLATES THIS SECTION:**

(1) FOR A FIRST OFFENSE, COMMITS A CIVIL OFFENSE THAT IS PUNISHABLE BY A FINE NOT EXCEEDING $500; AND

(2) FOR A SECOND OR SUBSEQUENT OFFENSE, IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO THE PENALTY PROVIDED UNDER § 4–306 OF THIS SUBTITLE.".

On page 4 of the Judicial Proceedings Committee Amendments, strike in their entirety lines 3 through 6, inclusive.

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

Affirmative – 16 Negative – 29 (See Roll Call No. 593)

FLOOR AMENDMENT

SB0707/233624/1
BY: Senator Jennings

AMENDMENTS TO SENATE BILL 707, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the Judicial Proceedings Committee Amendments (SB0707/498175/1), in line 1 of Amendment No. 1, strike "a"; in the same line, strike "exception" and substitute "exceptions"; in line 2, before "providing" insert "allowing a taxpayer a credit against the State income tax for the taxable year in which the taxpayer surrenders a certain rapid fire trigger activator in accordance with a certain exchange program; providing for the amount of the credit; prohibiting carryforward of the credit; requiring the Department of State Police to adopt certain regulations; requiring the Department of State Police to develop a

program for the exchange of certain rapid fire trigger activators beginning on a certain date; requiring the Department of State Police to advertise certain information relating to the exchange program for a rapid fire trigger activator;"; in the same line, strike "a delayed effective date for" and substitute "the application of certain provisions of this Act; providing for the effective dates of certain provisions of this Act; providing for the termination of"; and in line 9, after "Act)" insert:

"BY adding to
Article – Tax – General
Section 10–746
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 4 of the Judicial Proceedings Committee Amendments, in line 18 of Amendment No. 3, after "That" insert "the Laws of Maryland read as follows:

Article – Tax – General

10–746.

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

(2) "DEPARTMENT" MEANS THE DEPARTMENT OF STATE POLICE.

(3) "RAPID FIRE TRIGGER ACTIVATOR" HAS THE MEANING STATED UNDER § 4–301 OF THE CRIMINAL LAW ARTICLE.

(B) (1) SUBJECT TO THE LIMITATIONS OF THIS SECTION, FOR THE TAXABLE YEAR IN WHICH THE TAXPAYER SURRENDERS A RAPID FIRE TRIGGER ACTIVATOR TO A STATE OR LOCAL LAW ENFORCEMENT AGENCY IN ACCORDANCE WITH A PROGRAM DEVELOPED BY THE DEPARTMENT, THE TAXPAYER MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX IN AN AMOUNT EQUAL TO THE AMOUNT STATED IN THE CREDIT CERTIFICATE ISSUED TO THE TAXPAYER AS PROVIDED UNDER THIS SECTION.

(2) THE AMOUNT OF THE TAX CREDIT ALLOWED UNDER THIS SECTION SHALL BE DETERMINED BY THE DEPARTMENT.

(3) THE UNUSED AMOUNT OF THE CREDIT FOR ANY TAXABLE YEAR MAY NOT BE CARRIED OVER TO ANY OTHER TAXABLE YEAR.

(C) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SECTION AND TO SPECIFY THE CRITERIA AND PROCEDURES FOR APPLICATION FOR AND APPROVAL OF TAX CREDIT CERTIFICATES FOR THE TAX CREDIT UNDER THIS SECTION.

SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) In this section, "rapid fire trigger activator" has the meaning stated in § 4–301 of the Criminal Law Article as enacted by Section 1 of this Act.

(b) Notwithstanding any other provision of law, a person may transport a rapid fire trigger activator if the person:

(1) is transporting the rapid fire trigger activator for the purpose of surrendering the rapid fire trigger activator as part of an exchange program implemented by the Department of State Police;

(2) has notified the law enforcement unit, barracks, or station that the rapid fire trigger activator is being transported for purposes of surrendering the rapid fire trigger activator; and

(3) transports the rapid fire trigger activator directly to the law enforcement unit, barracks, or station.

(c) (1) On or before August 1, 2018, the Department of State Police shall develop and implement a program for State and local law enforcement agencies to accept the peaceful and voluntary surrender of a rapid fire trigger activator in exchange for monetary compensation or a tax credit to the owner of the rapid fire trigger activator.

(2) The Department shall advertise:

(i) that a person who peacefully and voluntarily surrenders a rapid fire trigger activator as part of a buy–back program is not subject to criminal prosecution or a civil penalty;

(ii) locations where a person may peacefully and voluntarily surrender a rapid fire trigger activator;

(iii) procedures for surrendering a rapid fire trigger activator; and

(iv) the amount of monetary compensation or tax credit for each rapid fire trigger activator that is surrendered.

(d) The Department shall adopt regulations to carry out the provisions of this section.

SECTION 5. AND BE IT FURTHER ENACTED, That Section 1 of this Act shall take effect October 1, 2018.

SECTION 6. AND BE IT FURTHER ENACTED, That";

and in line 19, after "2019." insert:

"SECTION 7. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall take effect July 1, 2018, and shall be applicable to all taxable years beginning after December 31, 2017, but before January 1, 2019. It shall remain effective for a period of 1 year and, at the end of June 30, 2019, Section 3 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.".

On page 5 of the Judicial Proceedings Committee Amendments, in line 1 of Amendment No. 3, strike "4." and substitute "8."; and in line 2, strike "Section 3" and substitute "Sections 5, 6, and 7".

AMENDMENT NO. 3

On page 5 of the bill, in line 2, strike "October" and substitute "June"; and in the same line, after the period insert "Section 4 of this Act shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2019, Section 4 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.".

The preceding 3 amendments were read and rejected by a roll call vote as follows:

Affirmative – 17 Negative – 28 (See Roll Call No. 594)

FLOOR AMENDMENT

SB0707/593129/2
BY: Senator Salling

AMENDMENTS TO SENATE BILL 707, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 2, strike "Criminal Law –"; in the same line, after "Activator" insert "and Permit to Carry, Wear, or Transport a Handgun"; in line 7, after "crime;" insert "clarifying that personal protection or self–defense can qualify as a good and substantial reason to wear, carry, or transport a handgun for purposes of the issuance by the Secretary of State Police of a permit to carry, wear, or transport a handgun;"; and before line 19, insert:

"BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–301(a) and (d)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–306(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 3 of the Judicial Proceedings Committee Amendments (SB0707/498175/1), in line 12 of Amendment No. 3, before "SECTION" insert:

"Article Public Safety

5–301.

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

(d) "Permit" means a permit issued by the Secretary to carry, wear, or transport a handgun.

5–306.

(a) Subject to subsection (c) of this section, the Secretary shall issue a permit within a reasonable time to a person who the Secretary finds:

(1) is an adult;

(2) (i) has not been convicted of a felony or of a misdemeanor for which a sentence of imprisonment for more than 1 year has been imposed; or

(ii) if convicted of a crime described in item (i) of this item, has been pardoned or has been granted relief under 18 U.S.C. § 925(c);

(3) has not been convicted of a crime involving the possession, use, or distribution of a controlled dangerous substance;

(4) is not presently an alcoholic, addict, or habitual user of a controlled dangerous substance unless the habitual use of the controlled dangerous substance is under legitimate medical direction;

(5) except as provided in subsection (b) of this section, has successfully completed prior to application and each renewal, a firearms training course approved by the Secretary that includes:

(i) 1. for an initial application, a minimum of 16 hours of instruction by a qualified handgun instructor; or

2. for a renewal application, 8 hours of instruction by a qualified handgun instructor;

(ii) classroom instruction on:

1. State firearm law;

2. home firearm safety; and

3. handgun mechanisms and operation; and

(iii) a firearms qualification component that demonstrates the applicant's proficiency and use of the firearm; and

(6) based on an investigation:

(i) has not exhibited a propensity for violence or instability that may reasonably render the person's possession of a handgun a danger to the person or to another; and

(ii) has good and substantial reason to wear, carry, or transport a handgun, such as **PERSONAL PROTECTION, SELF–DEFENSE, OR** a finding that the permit is necessary as a reasonable precaution against apprehended danger.".

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

Affirmative – 15 Negative – 28 (See Roll Call No. 595)

Read the second time and ordered prepared for Third Reading.

RECONSIDERATION

Senate Bill 1006 – Senator Pinsky

AN ACT concerning

Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, Mitigation, and Disclosure

Senator Pinsky moved to reconsider the vote by which **Senate Bill 1006** was ordered printed for third reading and to place the bill back on second reading for the purpose of adding amendments.

The motion was adopted.

STATUS OF BILL: BILL ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB1006/263826/1

BY: Senator Pinsky

AMENDMENTS TO SENATE BILL 1006, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (SB1006/884633/1), in line 4 of Amendment No. 1, strike "incorporate into a certain Master Plan" and substitute "develop".

AMENDMENT NO. 2

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments, in line 7 of Amendment No. 2, strike "**INCORPORATE INTO THEIR MASTER PLAN**" and substitute "**DEVELOP**"; in line 9, strike "**INCORPORATES**" and substitute "**DEVELOPS**"; and in line 10, strike "**INTO THEIR MASTER PLAN**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 27

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 13 – Senator Rosapepe

AN ACT concerning

Electronic Prescription Records Cost Saving Act of 2018

SB0013/827375/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 13
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Rosapepe" and substitute "Senators Rosapepe, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, and Reilly"; in line 2, before "Electronic" insert "Maryland Health Care Commission –"; in

the same line, strike "Cost Saving Act of 2018" and substitute "System – Assessment and Report"; strike beginning with the first "a" in line 3 down through "terms" in line 11 and substitute "the Maryland Health Care Commission, in consultation with interested stakeholders, to assess the benefits and feasibility of developing an electronic system to allow health care providers to access a patient's prescription medication history; requiring the Commission to report its findings to the Governor and the General Assembly on or before a certain date; specifying the intent of the General Assembly; providing for the termination of this Act"; in line 11, after "to" insert "an assessment and report by the Maryland Health Care Commission regarding an"; in lines 11 and 12, strike "and the health information exchange" and substitute "system"; and strike in their entirety lines 13 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 28 on page 3, inclusive, and substitute:

"(a) The Maryland Health Care Commission shall convene interested stakeholders to assess the benefits and feasibility of developing an electronic system to allow health care providers to access a patient's prescription medication history, including assessing:

(1) whether the health information exchange designated for the State under § 19–143 of the Health – General Article is capable of including a patient's prescription medication history;

(2) the enhancements to the State–designated health information exchange required to ensure that the exchange is able to continue to meet other State mandates, including operating an effective Prescription Drug Monitoring Program;

(3) the resources required for individual health care practitioners, health care facilities, prescription drug dispensers, and pharmacies to provide the information collected in a statewide repository of prescription medication information;

(4) the cost to the State to develop and maintain an electronic prescription medication system and the cost to prescribers to access the system;

(5) the resources required to ensure that health care practitioners and prescription drug dispensers can maximize the benefit of using the system to improve patient care;

(6) the scope of prescription medication information that should be collected in the system, including any specific exemptions;

(7) the scope of health care providers that would report prescription medication information in the system, including any specific exemptions;

(8) the potential for development or use of systems other than the State–designated health information exchange for access to patients' prescription medication history;

(9) the privacy protections required for the system, including the ability of consumers to choose not to share prescription data, to ensure the prescription data is used in a manner that is compliant with State and federal privacy requirements, including 42 U.S.C. § 290dd–2 and 42 C.F.R. Part 2;

(10) the feasibility of ensuring that the data in the system is used only by health care practitioners to coordinate the care and treatment of patients;

(11) the standards for prohibiting the use of the data in the system by a person or an entity other than a health care practitioner, including any exceptions for the use of data with identifying information removed for bona fide research; and

(12) any other matters of interest identified by the Commission or the stakeholders.

(b) On or before January 1, 2020, the Maryland Health Care Commission, in consultation with interested stakeholders, shall report its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Maryland Health Care Commission work toward the development of an electronic system within the health information exchange designated for the State under § 19–143 of the Health – General Article for the purpose of providing a health care provider

access to a patient's medication history, including medications prescribed to a patient by another health care provider, to coordinate the care of or provide treatment to the patient.".

On page 3, in line 29, strike "2." and substitute "3."; and in line 30, strike "October 1, 2018" and substitute "July 1, 2018. It shall remain effective for a period of 2 years and, at the end of June 30, 2020, this Act, with no further action required by the General Assembly, 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.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 284 – Senators Middleton and Guzzone

AN ACT concerning

Maryland Medical Assistance Program – Dental Coverage for Adults

SB0284/877376/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 284
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Guzzone" and substitute ", Guzzone, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Reilly, and Rosapepe"; in line 2, after "Adults" insert "– Pilot Program"; strike beginning with "requiring" in line 3 down through "date" in line 9 and substitute "requiring the Maryland Department of Health to apply, on or before a certain date, to the Centers for Medicare and Medicaid Services for an amendment to a certain waiver to implement a pilot program to provide certain dental coverage to certain recipients under the Maryland Medical Assistance Program; requiring the Department to administer the pilot program under certain circumstances; authorizing the Department to establish certain limitations on the pilot program; requiring the Department to meet with certain stakeholders for a certain purpose and to report to the

Governor and the General Assembly on the status of a certain application on or before a certain date"; and strike lines 11 through 27, inclusive, and substitute:

"BY adding to
Article – Health – General
Section 15–140
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 4 on page 2 through line 30 on page 3, inclusive, and substitute:

"**15–140.**

(A) ON OR BEFORE SEPTEMBER 1, 2018, THE DEPARTMENT SHALL APPLY TO THE CENTERS FOR MEDICARE AND MEDICAID SERVICES FOR AN AMENDMENT TO THE STATE'S § 1115 HEALTHCHOICE DEMONSTRATION WAIVER TO IMPLEMENT A PILOT PROGRAM TO PROVIDE LIMITED DENTAL COVERAGE TO ADULT PROGRAM RECIPIENTS.

(B) IF THE AMENDMENT IS APPROVED UNDER SUBSECTION (A) OF THIS SECTION, THE DEPARTMENT SHALL ADMINISTER THE PILOT PROGRAM.

(C) THE DEPARTMENT MAY LIMIT:

(1) PARTICIPATION IN THE PILOT PROGRAM TO PROGRAM RECIPIENTS WHO ARE:

(I) DUALLY ELIGIBLE FOR HEALTH CARE COVERAGE UNDER BOTH THE PROGRAM AND MEDICARE AND FOR WHOM THE DEPARTMENT MAY OBTAIN FEDERAL MATCHING FUNDS; AND

(II) OF A CERTAIN AGE;

(2) THE TOTAL NUMBER OF PARTICIPANTS IN THE PILOT PROGRAM; AND

(3) OPERATION OF THE PILOT PROGRAM TO CERTAIN GEOGRAPHIC REGIONS OF THE STATE.

SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The Maryland Department of Health shall meet with interested stakeholders to obtain input on the design of the application for an amendment to the State's § 1115 HealthChoice Demonstration waiver to implement a pilot program to provide limited dental coverage to adult Maryland Medical Assistance Program recipients.

(b) On or before December 1, 2018, the Department shall report to the Governor and the General Assembly, in accordance with § 2–1246 of the State Government Article, on the status of the application for an amendment to the State's § 1115 HealthChoice Demonstration waiver to implement a pilot program to provide limited dental coverage to adult Maryland Medical Assistance Program recipients.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 652 – Senator Middleton

AN ACT concerning

Property and Casualty Insurance – Travel Insurance – Regulation

SB0652/527071/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 652
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "purposes;" insert "specifying the state of residence for different types of policies;"; in line 10, after "plans" insert "and certain applicable provisions of law"; and in line 30, strike "opt–out" and substitute "opt out".

On page 2, strike beginning with "prohibiting" in line 1 down through "purposes;" in line 6; and in line 23, strike "19–1007" and substitute "19–1005".

AMENDMENT NO. 2

On page 4, in line 26, strike "**WHO**"; and in line 27, strike "**AND**" and substitute "**OR**".

On page 5, in line 2, after "**PURCHASED**" insert "**BLANKET**".

On page 6, strike beginning with "**OR**" in line 8 down through "**HOLDER**" in line 9 and substitute "**, WHICH SHALL BE:**

(1) FOR INDIVIDUAL POLICIES, THE PRIMARY POLICYHOLDER'S STATE, AS SPECIFIED BY THE PRIMARY POLICYHOLDER DURING THE PURCHASE OF THE POLICY;

(2) FOR GROUP POLICIES, THE PRIMARY CERTIFICATE HOLDER'S STATE, AS SPECIFIED DURING THE PURCHASE OF THE COVERAGE; OR

(3) FOR BLANKET POLICIES, THE STATE OF THE PRINCIPAL PLACE OF BUSINESS OF THE PRIMARY BLANKET POLICYHOLDER, AFFILIATE, OR SUBSIDIARY, AS SPECIFIED DURING THE PURCHASE OF THE POLICY";

in line 14, strike "or third party administrator"; in the same line, strike the brackets; and strike beginning with the semicolon in line 16 down through "**ADMINISTRATOR**" in line 17.

On page 7, in lines 1 and 2, in each instance, strike the bracket; in line 2, strike "or"; in the same line, after "(iii)" insert "**, (V), (VI), OR (VII)**"; and in line 26, after "**INSURANCE**" insert "**AND APPLICABLE PROVISIONS OF § 27–501 OF THIS ARTICLE**".

On page 8, in line 15, after "**A**" insert "**NONINSURANCE**"; in line 24, strike "**(I)**"; and in line 25, after "**SERVICES**" insert "**IN WHICH, WITH REGARD TO ANY PARTICULAR TRAVEL OR TYPE OF TRAVEL OR TRAVELERS, ALL MEMBERS OR CUSTOMERS OF THE GROUP HAVE COMMON EXPOSURE TO RISK ATTENDANT TO THAT TRAVEL**".

On page 8 in lines 26, 27, 28, 29, and 30, and on page 9 in lines 1, 2, 3, and 4, strike "**1.**", "**2.**", "**3.**", "**4.**", "**5.**", "**6.**", "**7.**", "**8.**", and "**9.**", respectively, and substitute "**(I)**", "**(II)**", "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", "**(VIII)**", and "**(IX)**", respectively.

On page 9, in line 3, strike "**AND**"; in line 5, strike "**(II)**" and substitute "**(X)**"; and strike beginning with "**IN**" in line 6 down through "**TRAVEL**" in line 8.

On page 11, in line 18, strike "**COVERAGE AND**"; in the same line, after "**ASSISTANCE**" insert "**AND COVERAGE**"; in line 19, after "**DETAILS**" insert "**, INCLUDING ACCESS TO THE POLICY OR CERTIFICATE OF COVERAGE, AS APPLICABLE**"; and strike in their entirety lines 27 through 31, inclusive.

On page 12, strike in their entirety lines 1 through 18, inclusive; in line 19, strike "**(L)**" and substitute "**(K)**"; in the same line, strike "**SERVICE**" and substitute "**SERVICES**"; in the same line, strike "**A**"; in line 20, strike "**SERVICE**" and substitute "**SERVICES**"; strike beginning with the colon in line 20 down through "**(II)**" in line 23; in line 23, strike "**DOES**" and substitute "**DO**"; and in line 25, strike "**SERVICE**" and substitute "**SERVICES**".

On page 13, in line 16, strike "**SERVICE**" and substitute "**SERVICES**"; in the same line, strike "**IS**" and substitute "**ARE**"; strike beginning with "**THAT**" in line 17 down through "**FILING**" in line 19; in lines 20 and 22, strike "**(M)**" and "**(N)**", respectively, and substitute "**(L)**" and "**(M)**", respectively; in line 24, strike "**A**"; and in the same line, strike "**SERVICE**" and substitute "**SERVICES**".

On page 14, in line 1, strike "**(O)**" and substitute "**(N)**"; in line 10, strike the second "**A**" ; in lines 11 and 15, in each instance, strike "**SERVICE**" and substitute "**SERVICES**"; in line 15, strike "**A**"; in line 22, after "**PROTECTION**" insert "**PLAN**"; in line 26, strike the first "**A**"; in the same line, strike "**SERVICE**" and substitute "**SERVICES**"; in the same line, after "**OR**" insert "**A**"; in line 30, strike "**SERVICE**" and substitute "**SERVICES**"; and in the same line, after "**AND**" insert "**A**".

On page 15, in lines 5 and 10, in each instance, strike "**SERVICE**" and substitute "**SERVICES**"; in line 13, strike "**(1)**"; in line 14, strike "**INVOLVED IN**"; in the same line, strike "**, SOLICITING, OR NEGOTIATING**"; strike in their entirety lines 16 through 18, inclusive; in line 25, strike "**DOCUMENTS**" and substitute "**ITSELF**"; in line 27, strike "**A**" and substitute "**IF A**"; in the same line, strike "**THAT**"; and in line 28, strike "**SHALL**

CLEARLY DISCLOSE THE EXCLUSION" and substitute "**, INFORMATION AND AN OPPORTUNITY TO LEARN MORE ABOUT THE PREEXISTING CONDITION EXCLUSION SHALL BE PROVIDED ANY TIME BEFORE THE TIME OF PURCHASE AND**".

On page 16, in line 7, after "**PROTECTION**" insert "**PLAN**"; in line 26, strike "**UNLESS OTHERWISE AUTHORIZED BY FEDERAL OR STATE LAW, A**" and substitute "**A**"; and in line 30, strike "**OPT–OUT**" and substitute "**OPT OUT**".

On page 17, strike in their entirety lines 4 through 26, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 39

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 522 – Senators Klausmeier, DeGrange, Middleton, Simonaire, Smith, Young, and Zucker

AN ACT concerning

Health Care Providers – Opioid Prescriptions – Discussion of Information and Risks

SB0522/434233/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 522
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Bates, Kagan, Robinson, Salling, and Muse"; in line 2, strike "Discussion of Information" and substitute "Advice Regarding Benefits"; in line 4, strike "discuss" and substitute "advise"; in the same line, strike "information" and substitute "patients of the benefits"; strike

beginning with the second "with" in line 5 down through "changes" in line 14 and substitute "; providing that a violation of this Act is grounds for disciplinary action by a certain health occupations board"; and line 14, strike "discussion of information" and substitute "advice regarding benefits".

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 5 on page 2 through line 13 on page 3, inclusive.

On page 3, in lines 14, 16, 17, 20, 21, 22, 24, 25, 26, 29, 30, and 31, in each instance, strike the bracket; in lines 14, 16, 17, 20, 21, 22, 24, 25, 29, 30, and 31, strike "**(C) (1)**", "**(I)**", "**(II)**", "**1.**", "**2.**", "**3.**", "**4.**", "**(2)**", "**(I)**", "**(II)**", and "**(III)**", respectively; in line 26, strike "**PARAGRAPH (1)**"; in the same line, strike "**SUBSECTION**"; and after line 31, insert:

"**(D) WHEN PRESCRIBING AN OPIOID UNDER SUBSECTION (B) OF THIS SECTION, A HEALTH CARE PROVIDER SHALL ADVISE THE PATIENT OF THE BENEFITS AND RISKS ASSOCIATED WITH THE PRESCRIBED OPIOID.**".

On page 4, in line 1, strike "(d)" and substitute "**(E)**"; in the same line, strike the brackets; and in the same line, after "(b)" insert "**OR (D)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 978 – Senators Klausmeier, Rosapepe, Benson, Currie, Ferguson, Guzzone, Kelley, Madaleno, Middleton, Muse, Peters, Ramirez, Smith, and Young

AN ACT concerning

Career Preparation Expansion Act

SB0978/824339/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 978
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 3 down through the second semicolon in line 9; and strike beginning with "requiring" in line 28 down through the first semicolon in line 29.

On page 2, strike in their entirety lines 1 through 5, inclusive; and strike in their entirety lines 23 through 27, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 30 on page 2 through line 19 on page 3, inclusive.

On pages 8 and 9, strike in their entirety the lines beginning with line 24 on page 8 through line 12 on page 9, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 1114 – Senator Conway

AN ACT concerning

Maryland Licensure of Direct–Entry Midwives Act – Revisions

SB1114/784135/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 1114
(First Reading File Bill)

On page 4, in line 27, strike the first set of brackets.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 1162 – Washington County Senators

AN ACT concerning

Washington County – Superintendent of Schools – Appointment and Reappointment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 14

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 134 – The President (By Request – Administration)

AN ACT concerning

Small Business Relief Tax Credit

SB0134/879233/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 134
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 15, strike "making this Act contingent on the taking effect of another Act;".

AMENDMENT NO. 2

On page 2, strike beginning with "**200%**" in line 7 down through "**HOUSEHOLD**" in line 8 and substitute "**$30,000 A YEAR**"; strike beginning with the second "**AND**" in line 10 down through "**SUBSECTION**" in line 12; and in line 26, strike "**50**" and substitute "**25**".

AMENDMENT NO. 3

On page 4, in lines 2, 3, and 5, strike "**$35,000,000**", "**$75,000,000**", and "**$100,000,000**", respectively, and substitute "**$25,000,000**", "**$35,000,000**", and "**$40,000,000**", respectively; strike in their entirety lines 14 and 15; in line 16, strike "3." and substitute "2."; and strike beginning with "contingent" in line 17 down through "void" in line 20 and substitute "and shall be applicable to all taxable years beginning after December 31, 2017".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 228 – Senator Guzzone

AN ACT concerning

Cybersecurity Investment Incentive Tax Credit – Eligibility, Appropriation, and Sunset Extension

SB0228/629236/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 228
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Guzzone" and substitute "Senators Guzzone, Eckardt, Edwards, and Serafini"; in line 2, strike "Investment"; strike beginning with "Credit" in line 2 down through "Extension" in line 3 and substitute "Credits"; in line 9, after "period;" insert "altering the definition of "investment" to include certain types of debt;"; in line 11, after "circumstances;" insert "authorizing certain buyers of certain technology to claim a credit against the State income tax for certain costs incurred to

purchase certain technology or a certain service; providing that the credit may not exceed certain amounts under certain circumstances; authorizing the Department of Commerce, in consultation with the Maryland Technology Development Corporation, to establish a certain panel to assist the Department with certain determinations; authorizing certain qualified buyers to apply for the credit; requiring a qualified buyer to attach a certain certificate to the qualified buyer's income tax return; requiring the Secretary of Commerce to approve each application that qualifies for a credit; providing that for certain taxable years the total amount of credit certificates issued may not exceed certain amounts; providing for the revocation and recapture of a credit under certain circumstances; requiring the Department to make a certain report by a certain date each year; requiring the Department and the Comptroller jointly to adopt certain regulations;"; in line 12, strike the first "the" and substitute "a certain"; in line 13, strike "the"; in the same line, strike "investment"; in the same line, strike "credit" and substitute "credits"; and after line 18, insert:

"BY adding to
Article – Tax – General
Section 10–733.1
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 2, in line 23, after "debt" insert "**UNLESS IT IS CONVERTIBLE DEBT**".

AMENDMENT NO. 3

On page 4, in line 7, strike "**] C.**"; in the same line, after the semicolon insert a closing bracket; and in lines 8, 9, 10, 11, 13, 14, 16, and 18, strike "**D.**", "**E.**", "**F.**", "**G.**", "**H.**", "**I.**", "**J.**", and "**K.**", respectively, and substitute "**C.**", "**D.**", "**E.**", "**F.**", "**G.**", "**H.**", "**I.**", and "**J.**", respectively.

AMENDMENT NO. 4

On page 7, in line 19, strike "**$5,000,000**" and substitute "**$3,000,000**".

AMENDMENT NO. 5

On page 10, after line 12, insert:

"**10–733.1.**

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS

INDICATED.

(2) "CYBERSECURITY BUSINESS" MEANS AN ENTITY ORGANIZED FOR PROFIT THAT IS ENGAGED PRIMARILY IN THE DEVELOPMENT OF INNOVATIVE AND PROPRIETARY CYBERSECURITY TECHNOLOGY OR THE PROVISION OF CYBERSECURITY SERVICE.

(3) "CYBERSECURITY SERVICE" MEANS AN ACTIVITY THAT IS ASSOCIATED WITH A CATEGORY OR SUBCATEGORY IDENTIFIED UNDER THE FRAMEWORK CORE ESTABLISHED BY THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY'S CYBERSECURITY FRAMEWORK.

(4) "CYBERSECURITY TECHNOLOGY" MEANS PRODUCTS OR GOODS INTENDED TO DETECT OR PREVENT ACTIVITY INTENDED TO RESULT IN UNAUTHORIZED ACCESS TO, EXFILTRATION OF, MANIPULATION OF, OR IMPAIRMENT TO THE INTEGRITY, CONFIDENTIALITY, OR AVAILABILITY OF AN INFORMATION SYSTEM OR INFORMATION STORED ON OR TRANSITING AN INFORMATION SYSTEM.

(5) "DEPARTMENT" MEANS THE DEPARTMENT OF COMMERCE.

(6) "PANEL" MEANS THE PANEL THAT THE DEPARTMENT MAY ESTABLISH UNDER SUBSECTION (C) OF THIS SECTION COMPOSED OF EXPERTS IN THE AREAS OF CYBERSECURITY TECHNOLOGY AND CYBERSECURITY SERVICE.

(7) "QUALIFIED BUYER" MEANS ANY ENTITY THAT HAS FEWER THAN 50 EMPLOYEES IN THE STATE AND THAT IS REQUIRED TO FILE AN INCOME TAX RETURN IN THE STATE.

(8) "QUALIFIED SELLER" MEANS A CYBERSECURITY BUSINESS THAT:

(I) HAS ITS HEADQUARTERS AND BASE OF OPERATIONS IN THE STATE;

(II) 1. HAS LESS THAN $5,000,000 IN ANNUAL REVENUE;

2. IS A MINORITY–OWNED, WOMAN–OWNED,

VETERAN–OWNED, OR SERVICE–DISABLED–VETERAN–OWNED BUSINESS; OR

3. IS LOCATED IN A HISTORICALLY UNDERUTILIZED BUSINESS ZONE DESIGNATED BY THE UNITED STATES SMALL BUSINESS ADMINISTRATION;

(III) 1. OWNS OR HAS PROPERLY LICENSED ANY PROPRIETARY CYBERSECURITY TECHNOLOGY; OR

2. PROVIDES A CYBERSECURITY SERVICE;

(IV) IS IN GOOD STANDING;

(V) IS CURRENT IN THE PAYMENT OF ALL TAX OBLIGATIONS TO THE STATE OR ANY UNIT OR SUBDIVISION OF THE STATE; AND

(VI) IS NOT IN DEFAULT UNDER THE TERMS OF ANY CONTRACT WITH, INDEBTEDNESS TO, OR GRANT FROM THE STATE OR ANY UNIT OR SUBDIVISION OF THE STATE.

(B) (1) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, A QUALIFIED BUYER MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX IN AN AMOUNT EQUAL TO 50% OF THE COST INCURRED DURING THE TAXABLE YEAR TO PURCHASE CYBERSECURITY TECHNOLOGY OR A CYBERSECURITY SERVICE FROM ONE OR MORE QUALIFIED SELLERS.

(2) FOR ANY TAXABLE YEAR, THE CREDIT ALLOWED UNDER THIS SECTION MAY NOT EXCEED $50,000 FOR EACH QUALIFIED BUYER.

(3) FOR ANY TAXABLE YEAR, THE AGGREGATE CREDITS CLAIMED FOR CYBERSECURITY TECHNOLOGY OR CYBERSECURITY SERVICE PURCHASED FROM A SINGLE QUALIFIED SELLER MAY NOT EXCEED $200,000.

(C) (1) THE DEPARTMENT, IN CONSULTATION WITH THE MARYLAND TECHNOLOGY DEVELOPMENT CORPORATION, MAY ESTABLISH A PANEL COMPOSED OF EXPERTS IN THE AREAS OF CYBERSECURITY TECHNOLOGY AND CYBERSECURITY

SERVICE.

(2) THE DEPARTMENT MAY ESTABLISH THE PANEL UNDER SERVICE CONTRACTS WITH INDEPENDENT REVIEWERS.

(3) THE PANEL SHALL ASSIST THE DEPARTMENT IN ITS DETERMINATION AS TO WHETHER A COMPANY IS A QUALIFIED SELLER.

(4) A MEMBER OF THE PANEL IS NOT ELIGIBLE TO RECEIVE ANY BENEFIT, DIRECT OR INDIRECT, FROM THE TAX CREDIT UNDER THIS SECTION.

(5) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, DIVISION II OF THE STATE FINANCE AND PROCUREMENT ARTICLE DOES NOT APPLY TO A SERVICE THAT THE DEPARTMENT OBTAINS UNDER THIS SECTION.

(II) THE DEPARTMENT IS SUBJECT TO TITLE 12, SUBTITLE 4 OF THE STATE FINANCE AND PROCUREMENT ARTICLE FOR SERVICES THE DEPARTMENT OBTAINS UNDER THIS SECTION.

(D) (1) (I) A QUALIFIED BUYER ELIGIBLE FOR THE CREDIT UNDER THIS SECTION MAY APPLY TO THE DEPARTMENT FOR A CREDIT CERTIFICATE THAT STATES THE AMOUNT OF THE CREDIT THE QUALIFIED BUYER MAY CLAIM UNDER SUBSECTION (B) OF THIS SECTION.

(II) A QUALIFIED BUYER SHALL ATTACH THE CREDIT CERTIFICATE TO THE INCOME TAX RETURN ON WHICH THE QUALIFIED BUYER CLAIMS THE CREDIT UNDER SUBSECTION (B) OF THIS SECTION.

(2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE SECRETARY OF COMMERCE SHALL APPROVE EACH APPLICATION UNDER PARAGRAPH (1) OF THIS SUBSECTION THAT QUALIFIES FOR A CREDIT CERTIFICATE.

(3) (I) THE TOTAL AMOUNT OF THE CREDIT CERTIFICATES APPROVED BY THE SECRETARY OF COMMERCE UNDER THIS SUBSECTION MAY NOT EXCEED:

1. FOR TAXABLE YEAR 2018, $2,000,000;

2. FOR TAXABLE YEAR 2019, $4,000,000;

3. FOR TAXABLE YEAR 2020, $6,000,000;

4. FOR TAXABLE YEAR 2021, $8,000,000; AND

5. FOR TAXABLE YEAR 2022 AND EACH TAXABLE YEAR THEREAFTER, $10,000,000.

(II) FOR EACH TAXABLE YEAR, THE SECRETARY OF COMMERCE SHALL AWARD 25% OF THE AMOUNT OF TAX CREDITS AUTHORIZED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH TO QUALIFIED BUYERS THAT PURCHASE CYBERSECURITY SERVICES.

(E) (1) THE DEPARTMENT MAY REVOKE ITS CERTIFICATION OF A CREDIT UNDER THIS SECTION IF ANY REPRESENTATION MADE IN CONNECTION WITH THE APPLICATION FOR THE CERTIFICATION IS DETERMINED BY THE DEPARTMENT TO HAVE BEEN FALSE.

(2) THE REVOCATION MAY BE IN FULL OR IN PART AS THE DEPARTMENT MAY DETERMINE AND, SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, SHALL BE COMMUNICATED TO THE QUALIFIED BUYER AND THE COMPTROLLER.

(3) THE QUALIFIED BUYER SHALL HAVE AN OPPORTUNITY TO APPEAL ANY REVOCATION TO THE DEPARTMENT BEFORE NOTIFICATION OF THE COMPTROLLER.

(4) THE COMPTROLLER MAY MAKE AN ASSESSMENT AGAINST THE QUALIFIED BUYER TO RECAPTURE ANY AMOUNT OF TAX CREDIT THAT THE QUALIFIED BUYER HAS ALREADY CLAIMED.

(F) (1) IN ACCORDANCE WITH § 2.5–109 OF THE ECONOMIC

DEVELOPMENT ARTICLE, THE DEPARTMENT SHALL SUBMIT A REPORT ON THE CREDIT CERTIFICATES AWARDED UNDER THIS SECTION FOR THE CALENDAR YEAR.

(2) THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL INCLUDE FOR EACH CREDIT CERTIFICATE AWARDED:

(I) THE NAMES OF THE QUALIFIED BUYER AND THE QUALIFIED SELLER AND THE AMOUNT OF THE CREDIT CERTIFICATE APPROVED FOR EACH QUALIFIED BUYER;

(II) THE NAME AND ADDRESS OF THE QUALIFIED BUYER THAT RECEIVED THE CREDIT UNDER THIS SECTION AND THE COUNTY WHERE THE QUALIFIED BUYER IS LOCATED; AND

(III) THE DATES OF RECEIPT AND APPROVAL BY THE DEPARTMENT OF ALL APPLICATIONS FOR CREDIT CERTIFICATES.

(3) THE REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL SUMMARIZE FOR THE CATEGORIES OF QUALIFIED BUYERS:

(I) THE TOTAL NUMBER OF APPLICANTS FOR CREDIT CERTIFICATES UNDER THIS SECTION IN EACH CALENDAR YEAR;

(II) THE NUMBER OF APPLICATIONS FOR WHICH CREDIT CERTIFICATES WERE ISSUED IN EACH CALENDAR YEAR; AND

(III) THE TOTAL AMOUNT OF CREDIT CERTIFICATES AUTHORIZED UNDER THIS SECTION FOR ALL CALENDAR YEARS UNDER THIS SECTION.

(G) THE DEPARTMENT AND THE COMPTROLLER JOINTLY SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION AND TO SPECIFY CRITERIA AND PROCEDURES FOR APPLICATION FOR, APPROVAL OF, AND MONITORING CONTINUING ELIGIBILITY FOR THE TAX CREDIT UNDER THIS SECTION.".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 516 – Senators Madaleno, Edwards, Astle, Cassilly, Currie, Eckardt, Feldman, Guzzone, Hershey, Hough, Jennings, Kagan, King, Lee, Manno, Mathias, McFadden, Norman, Peters, Ready, Rosapepe, Serafini, Smith, Young, and Zucker

AN ACT concerning

Transportation – Highway User Revenues – Distribution

SB0516/299339/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 516
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after "Madaleno," insert "Manno,"; in the same line, strike "Manno,"; in line 3, strike "percentages of" and substitute "amounts of and process for appropriating"; in the same line, strike "revenues" and substitute "funds"; in line 4, after "City" insert ", counties,"; in lines 4 and 5, strike "altering the percentages in" and substitute "requiring that in"; in line 5, strike "of"; in the same line, strike "that"; in line 9, after "years;" insert "altering a certain definition;"; in line 10, strike "distribution" and substitute "appropriation"; after line 10, insert:

"BY repealing and reenacting, without amendments,
Article – Transportation
Section 8–401(a), 8–404, and 8–405
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)";

in line 13, strike "8–402" and substitute "8–401(d), 8–402,"; and strike in their entirety lines 16 through 20, inclusive.

AMENDMENT NO. 2

On page 1, after line 23, insert:

"8–401.

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

(d) **(1)** "Highway user revenues" means the funds credited to the Gasoline and Motor Vehicle Revenue Account of the Transportation Trust Fund.

(2) "HIGHWAY USER REVENUES" INCLUDES FUNDS USED FOR CAPITAL TRANSPORTATION GRANTS MADE UNDER § 8–403 OF THIS SUBTITLE.".

AMENDMENT NO. 3

On page 2, strike in their entirety lines 16 through 25, inclusive, and substitute:

"(c) (1) **[**Except as provided in paragraph (2) of this subsection, for each**] FOR** fiscal year **2019**:

(i) 90.4% of the revenue credited to the Account may be used as provided in § 3–216 of this article; and

(ii) The balance of the Account shall be used to pay the allocations of highway user revenues provided by this subtitle to the counties, municipalities, and Baltimore City.".

AMENDMENT NO. 4

On page 3, after line 14, insert:

"**(2) FOR FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, REVENUE CREDITED TO THE ACCOUNT SHALL BE USED AS PROVIDED IN § 3–216 OF THIS ARTICLE.**".

AMENDMENT NO. 5

On page 3, strike beginning with the second "and" in line 16 down through "year" in line 17 and substitute "**FOR FISCAL YEAR 2019**".

AMENDMENT NO. 6

On pages 3 and 4, strike in their entirety the lines beginning with line 26 on page 3 through line 9 on page 4, inclusive, and substitute:

"**(B) (1) FOR FISCAL YEARS 2020 THROUGH 2024, THE FOLLOWING AMOUNTS SHALL BE APPROPRIATED FROM THE TRANSPORTATION TRUST FUND AS CAPITAL TRANSPORTATION GRANTS:**

(I) 8.3% OF THE AMOUNT ALLOCATED TO THE TRANSPORTATION TRUST FUND UNDER § 8–402(C)(2) OF THIS SUBTITLE TO BALTIMORE CITY;

(II) 3.2% OF THE AMOUNT ALLOCATED TO THE TRANSPORTATION TRUST FUND UNDER § 8–402(C)(2) OF THIS SUBTITLE TO THE COUNTIES TO BE DISTRIBUTED AS PROVIDED IN § 8–404 OF THIS SUBTITLE; AND

(III) 2.0% OF THE AMOUNT ALLOCATED TO THE TRANSPORTATION TRUST FUND UNDER § 8–402(C)(2) OF THIS SUBTITLE TO THE MUNICIPALITIES TO BE DISTRIBUTED AS PROVIDED IN § 8–405 OF THIS SUBTITLE.

(2) FOR FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER, THE FOLLOWING AMOUNTS SHALL BE APPROPRIATED FROM THE TRANSPORTATION TRUST FUND AS CAPITAL TRANSPORTATION GRANTS:

(I) 7.7% OF THE AMOUNT ALLOCATED TO THE TRANSPORTATION TRUST FUND UNDER § 8–402(C)(2) OF THIS SUBTITLE TO BALTIMORE CITY;

(II) 1.5% OF THE AMOUNT ALLOCATED TO THE TRANSPORTATION TRUST FUND UNDER § 8–402(C)(2) OF THIS SUBTITLE TO THE COUNTIES TO BE DISTRIBUTED AS PROVIDED IN § 8–404 OF THIS SUBTITLE; AND

(III) 0.4% OF THE AMOUNT ALLOCATED TO THE TRANSPORTATION TRUST FUND UNDER § 8–402(C)(2) OF THIS SUBTITLE TO THE MUNICIPALITIES TO BE DISTRIBUTED AS PROVIDED IN § 8–405 OF THIS SUBTITLE.".

AMENDMENT NO. 7

On page 4, after line 23, insert:

"8–404.

(a) Highway user revenues shall be allocated to the counties:

(1) One half on a county road mileage basis, as provided in subsection (b)(1) of this section; and

(2) One half on a motor vehicle registration basis, as provided in subsection (b)(2) of this section.

(b) The Administration shall allocate for the account of each county, out of the highway user revenues to be distributed to the counties under § 8–403 of this subtitle, the county's share, to be determined by adding:

(1) The amount that results from applying to one half of these highway user revenues the ratio that, as of December 1 of the preceding calendar year, the total mileage of county roads in the county, not including the total mileage of county roads in eligible municipalities in the county, bears to the total mileage of county roads in all of the counties, not including the total mileage of county roads in eligible municipalities in the State; and

(2) The amount that results from applying to one half of these highway user revenues the ratio that, as of December 1 of the preceding calendar year, the total number of motor vehicles registered to owners having addresses in the county, not including motor vehicles registered to owners having addresses in eligible municipalities in the county, bears to the total number of motor vehicles registered to owners in all the counties, not including motor vehicles registered to owners having addresses in eligible municipalities in the State.".

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 966 – Senators Ferguson and Rosapepe

AN ACT concerning

RISE Zones – Expansion and Income Tax Credit

SB0966/839432/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 966
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "repealing" and substitute "altering"; in line 4, after "corporation;" insert "repealing the prohibition on designation of a RISE zone by the Secretary of Commerce in a certain development district;"; and in line 7, strike "of Commerce".

On page 2, in line 1, after "5–1404(f)" insert "and (h)".

AMENDMENT NO. 2

On page 3, in lines 2, 5, 8, and 9, in each instance, strike the bracket; in lines 2 and 3, strike "**PARAGRAPH (2) OF THIS SUBSECTION**"; in line 5, strike "**(2)**"; in line 8, strike "three" and substitute "**SIX**"; and after line 9, insert:

"(h) The Secretary may not designate a RISE zone in**[**:

(1) a development district established under Title 12, Subtitle 2 of this article; or

(2)**]** a special taxing district established under Title 21 of the Local Government Article or Section 62A of the Baltimore City Charter.".

On page 5, in line 13, strike "**$100,000**" and substitute "**$50,000**"; and in line 15, strike "**$10,000,000**" and substitute "**$3,000,000**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 972 – Senators Manno, Feldman, Guzzone, and Young

AN ACT concerning

Income Tax – Subtraction Modification – First–Time Homebuyer Savings Accounts

SB0972/459139/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 972
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Young" and substitute "Young, Peters, Madaleno, and Muse".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 996 – Senators Peters, Astle, Benson, Cassilly, Currie, DeGrange, Edwards, Feldman, Guzzone, Kagan, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, Middleton, Muse, Norman, Rosapepe, Serafini, Simonaire, Smith, Young, and Zucker

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income – Individuals at Least 65 Years Old

SB0996/109630/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 996

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Eckardt, and Kasemeyer"; strike beginning with "Military" in line 2 down through "Old" in line 3 and substitute "Retirement Income (Hometown Heroes and Veterans Act of 2018)"; in line 5, after "age;" insert "providing a subtraction modification under the Maryland income tax under certain circumstances for a certain amount of retirement income attributable to certain employment as a correctional officer; defining a certain term;"; and in line 15, after "10–207(q)" insert "and 10–209".

AMENDMENT NO. 2

On page 2, in lines 21 and 23, in each instance, strike "65" and substitute "**55**".

AMENDMENT NO. 3

On page 2, after line 25, insert:

"10–209.

(a) (1) In this section the following words have the meanings indicated.

(2) "CORRECTIONAL OFFICER" MEANS AN INDIVIDUAL WHO:

(I) WAS EMPLOYED IN:

1. A STATE CORRECTIONAL FACILITY, AS DEFINED IN § 1–101 OF THE CORRECTIONAL SERVICES ARTICLE;

2. A LOCAL CORRECTIONAL FACILITY, AS DEFINED IN § 1–101 OF THE CORRECTIONAL SERVICES ARTICLE;

3. A JUVENILE DETENTION FACILITY IN THE STATE; OR

4. A FACILITY OF THE UNITED STATES THAT IS EQUIVALENT TO A STATE OR LOCAL CORRECTIONAL FACILITY OR A JUVENILE DETENTION FACILITY IN THE STATE; AND

(II) IS ELIGIBLE TO RECEIVE RETIREMENT INCOME ATTRIBUTABLE TO THE INDIVIDUAL'S EMPLOYMENT UNDER ITEM (I) OF THIS PARAGRAPH.

[(2)**] (3)** "Emergency services personnel" means emergency medical technicians or paramedics.

[(3)**](4)** (i) "Employee retirement system" means a plan:

1. established and maintained by an employer for the benefit of its employees; and

2. qualified under § 401(a), § 403, or § 457(b) of the Internal Revenue Code.

(ii) "Employee retirement system" does not include:

1. an individual retirement account or annuity under § 408 of the Internal Revenue Code;

2. a Roth individual retirement account under § 408A of the Internal Revenue Code;

3. a rollover individual retirement account;

4. a simplified employee pension under Internal Revenue Code § 408(k); or

5. an ineligible deferred compensation plan under § 457(f) of the Internal Revenue Code.

(b) Subject to subsections (d) and (e) of this section, to determine Maryland adjusted gross income, if, on the last day of the taxable year, a resident is at least 65 years old or is totally disabled or the resident's spouse is totally disabled, or the resident is at least 55 years old and is a retired **CORRECTIONAL OFFICER OR** law enforcement officer or fire, rescue, or emergency services personnel of the United States, the State, or a political subdivision of the State, an amount is subtracted from federal adjusted gross income equal to the lesser of:

(1) the cumulative or total annuity, pension, or endowment income from an employee retirement system included in federal adjusted gross income; or

(2) the maximum annual benefit under the Social Security Act computed under subsection (c) of this section, less any payment received as old age, survivors, or disability benefits under the Social Security Act, the Railroad Retirement Act, or both.

(c) For purposes of subsection (b)(2) of this section, the Comptroller:

(1) shall determine the maximum annual benefit under the Social Security Act allowed for an individual who retired at age 65 for the prior calendar year; and

(2) may allow the subtraction to the nearest $100.

(d) Military retirement income that is included in the subtraction under § 10–207(q) of this subtitle may not be taken into account for purposes of the subtraction under this section.

(e) In the case of a retired **CORRECTIONAL OFFICER OR** law enforcement officer or fire, rescue, or emergency services personnel of the United States, 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 that is attributable to the resident's employment as a law enforcement officer or fire, rescue, or emergency services personnel of the United States, the State, or a political subdivision of the State unless:

(1) the resident is at least 65 years old or is totally disabled; or

(2) the resident's spouse is totally disabled.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 15

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 599 – Senator Nathan–Pulliam

AN ACT concerning

Baltimore County – Property Tax – Credit for Individuals at Least 70 Years Old

SB0599/239737/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 599
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Nathan–Pulliam" and substitute "Senators Nathan–Pulliam, Brochin, Jennings, Kasemeyer, Kelley, Klausmeier, Salling, and Zirkin"; and in line 6, after "credit;" insert "authorizing a homeowner to elect not to receive the credit; providing that a homeowner who elects not to receive the credit may receive certain other credits for which the homeowner is eligible;".

AMENDMENT NO. 2

On page 3, in line 4, strike "**AND**"; in line 6, after "**LEVEL**" insert "**; AND**

(IV) WITH THE EXCEPTION OF §§ 9–104 AND 9–105 OF THIS TITLE AND § 11–2–111 OF THE BALTIMORE COUNTY CODE, THE HOMEOWNER DOES NOT RECEIVE ANY OTHER PROPERTY TAX CREDIT PROVIDED BY BALTIMORE COUNTY";

in line 7, strike "**THE**" and substitute "**(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**"; and after line 9, insert:

"**(II) A HOMEOWNER MAY ELECT NOT TO RECEIVE THE CREDIT UNDER THIS SUBSECTION.**

(III) IF, IN ACCORDANCE WITH SUBPARAGRAPH (II) OF THIS PARAGRAPH, A HOMEOWNER ELECTS NOT TO RECEIVE THE CREDIT UNDER THIS SUBSECTION, THE HOMEOWNER MAY RECEIVE ANY OTHER PROPERTY TAX CREDIT PROVIDED BY BALTIMORE COUNTY FOR WHICH THE HOMEOWNER IS ELIGIBLE.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 818 – Senators Madaleno, Kasemeyer, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, King, Lee, Manno, McFadden, Peters, Smith, and Zucker

AN ACT concerning

Education – Maryland Meals for Achievement In–Classroom Breakfast Program – Eligibility and Annual Appropriation

SB0818/739032/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 818
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike "certain terms" and substitute "a certain term".

AMENDMENT NO. 2

On page 1, in line 22, after "**INCLUDES**" insert "**MIDDLE SCHOOLS AND**".

On page 3, in line 27, strike "**$11,900,000**" and substitute "**$8,300,000**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 933 – Senator Kasemeyer

AN ACT concerning

Maryland College Investment Plan – State Match Requirement – Revisions

SB0933/779135/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 933
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Kasemeyer" and substitute "Senators Kasemeyer, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden, Peters, and Serafini"; in line 2, strike "Maryland College Investment Plan – State Match Requirement" and substitute "College Affordability – Maryland 529 Plans and Student Loan Debt Relief Tax Credit"; in line 5, strike "date by which" and substitute "time period during which"; in line 6, after the semicolon insert "altering a certain State contribution amount; altering a certain appropriation for certain fiscal years;"; in line 9, after the second semicolon insert "altering the total amount of a certain credit; requiring certain plans to be referred to by a certain name;"; in lines 10 and 11, strike "the Maryland College Investment Plan" and substitute "college affordability"; after line 11, insert:

"BY adding to
Article – Education
Section 18–1909(i) and 18–19A–03(f)
Annotated Code of Maryland
(2018 Replacement Volume)";

and after line 16, insert:

"BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–740(b) and (h)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–740(c)(3)
Annotated Code of Maryland

(2016 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 2, in lines 22 and 27, in each instance, strike "$250" and substitute "**$500**".

On page 3, in line 3, after the semicolon insert "**AND**"; in line 4, strike "$7,000,000" and substitute "**$3,000,000**"; and strike beginning with the semicolon in line 4 down through "2020" in line 5.

AMENDMENT NO. 3

On page 3, after line 32, insert:

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

Article – Tax – General

10–740.

(b) Subject to the limitations of this section, a qualified taxpayer may claim a credit against the State income tax for the taxable year in which the Commission certifies a tax credit under this section.

(c) (3) For any taxable year, the total amount of credits approved by the Commission under this section may not exceed **[**$5,000,000**] $9,000,000**.

(h) The tax credit under this section shall be referred to as the Student Loan Debt Relief Tax Credit.".

On page 4, in lines 1 and 4, strike "2." and "3.", respectively, and substitute "3." and "5.", respectively; in line 1, after "That" insert "Section 1 of"; after line 3, insert:

"SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding § 18–19A–04.1(f) of the Education Article, an account holder who receives a State match under Section 3 of this Act is also eligible for the subtraction modification under § 10–208 of the Tax – General Article for taxable year 2017.";

and in line 5, after "2018" insert ", and Section 2 of this Act shall be applicable to all taxable years beginning after December 31, 2017".

AMENDMENT NO. 4

On page 1, after line 19, insert:

"18–1909.

(I) THE MARYLAND PREPAID CONTRACT PLAN SHALL BE REFERRED TO AS THE SENATOR EDWARD J. KASEMEYER PREPAID CONTRACT PLAN.

18–19A–03.

(F) THE MARYLAND COLLEGE INVESTMENT PLAN SHALL BE REFERRED TO AS THE SENATOR EDWARD J. KASEMEYER COLLEGE INVESTMENT PLAN.".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 967 – Senators Ferguson, Eckardt, Madaleno, Middleton, and Young

AN ACT concerning

Heritage Structure Rehabilitation Tax Credit – Commercial Rehabilitations – Transferability and Affordable Housing

SB0967/609032/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 967
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Young" and substitute "Young, McFadden, and Muse"; in line 7, after "housing;" insert "requiring that the amount of an expired or unclaimed initial credit certificate remain in a certain Reserve Fund and increase the

amount of initial credit certificates that the Maryland Historical Trust may issue for the following fiscal year;".

AMENDMENT NO. 2

On page 2, in line 1, strike "**IS ELIGIBLE FOR**" and substitute "**HAS RECEIVED**"; and in lines 2 and 3, strike "**IN ACCORDANCE WITH THE MOST RECENT STATE ALLOCATION PLAN**".

On page 8, after line 20, insert:

"**(8) IF AN INITIAL CREDIT CERTIFICATE EXPIRES OR IS OTHERWISE UNCLAIMED AS PROVIDED FOR UNDER THIS SECTION, THE AMOUNT OF THE CREDIT CERTIFICATE SHALL:**

(I) REMAIN IN THE RESERVE FUND ESTABLISHED UNDER SUBSECTION (D) OF THIS SECTION; AND

(II) INCREASE THE AMOUNT OF THE INITIAL CREDIT CERTIFICATES THAT THE TRUST MAY ISSUE FOR THE FOLLOWING 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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 989 – Senators Edwards, Eckardt, Ferguson, Madaleno, Mathias, McFadden, Peters, and Serafini

AN ACT concerning

One Maryland Economic Development Tax Credits – Simplification and Alteration

SB0989/729030/1
BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 989

(First Reading File Bill)

On page 16, in line 11, strike "2019" 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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1001 – Senators Peters and Rosapepe

AN ACT concerning

Maryland Small Business Retirement Savings Program – Revisions

SB1001/169534/1
BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 1001
(First Reading File Bill)

On page 2, in line 26, strike "**IF IN COMPLIANCE WITH FEDERAL LAW**".

On page 3, in line 3, after "**ARRANGEMENT**" insert "**, IF IN COMPLIANCE WITH FEDERAL LAW,**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 1148 – Washington County Senators

EMERGENCY BILL

AN ACT concerning

Washington County – Advisory School Design Review Committee – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1154 – Senators Peters, Currie, DeGrange, Kasemeyer, King, Madaleno, Manno, and McFadden

AN ACT concerning

Income Tax – Film Production Activity Tax Credit – Alterations

SB1154/239034/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 1154
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and McFadden" and substitute "McFadden, and Young"; in line 6, after "employees;" insert "authorizing a Maryland small or independent film entity to qualify as a film production entity under certain circumstances;"; in line 9, after "credit;" insert "altering a certain audit requirement to apply only to a film production entity with total direct costs that exceed a certain amount;"; in line 12, after "activity;" insert "requiring the Secretary to make available a certain percent of the total amount of tax credits that the Secretary may approve in a fiscal year to Maryland small or independent film entities;"; and in line 14, after "issued;" insert "defining a certain term;".

AMENDMENT NO. 2

On page 3, after line 4, insert:

"**(4) "MARYLAND SMALL OR INDEPENDENT FILM ENTITY" MEANS A QUALIFIED FILM PRODUCTION ENTITY THAT:**

(I) HAS BEEN INCORPORATED IN MARYLAND FOR AT LEAST 1 YEAR; AND

(II) EMPLOYS MARYLAND RESIDENTS AS AT LEAST 40% OF ITS WORKFORCE IN THE FILM PRODUCTION ACTIVITY.";

and in lines 5, 8, 12, 13, and 17, strike "(4)", "(5)", "(6)", "(7)", and "(8)", respectively, and substitute "**(5)**", "**(6)**", "**(7)**", "**(8)**", and "**(9)**", respectively.

AMENDMENT NO. 3

On page 5, in line 10, strike "To" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (H) OF THIS SECTION, TO**"; in line 14, strike "The" and substitute "**FOR A FILM PRODUCTION ENTITY WITH TOTAL DIRECT COSTS THAT EXCEED $250,000, THE**"; and in line 28, strike "(f) and (g)" and substitute "**(F) AND (H)**".

AMENDMENT NO. 4

On page 7, in line 2, strike "**AND**"; strike beginning with "**FOR**" in line 3 down through "**$30,000,000**" in line 4 and substitute "**FOR FISCAL YEAR 2019, $15,000,000;**

(V) FOR FISCAL YEAR 2020, $20,000,000;

(VI) FOR FISCAL YEAR 2021, $25,000,000; AND

(VII) FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, $30,000,000";

and after line 11, insert:

"**(4) (I) FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, THE SECRETARY SHALL MAKE 10% OF THE CREDIT AMOUNT AUTHORIZED UNDER PARAGRAPH (1) OF THIS SUBSECTION AVAILABLE FOR MARYLAND SMALL OR INDEPENDENT FILM ENTITIES.**

(II) IF THE TOTAL AMOUNT OF CREDITS APPLIED FOR BY MARYLAND SMALL OR INDEPENDENT FILM ENTITIES IS LESS THAN THE AMOUNT MADE AVAILABLE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE SECRETARY SHALL MAKE AVAILABLE THE UNUSED AMOUNT OF CREDITS FOR USE BY QUALIFIED FILM PRODUCTION ENTITIES.".

AMENDMENT NO. 5

On page 9, in line 10, after "**(H)**" insert "**(1) FOR A MARYLAND SMALL OR INDEPENDENT FILM ENTITY TO QUALIFY AS A FILM PRODUCTION ENTITY:**

(I) THE ESTIMATED TOTAL DIRECT COSTS INCURRED IN THE STATE SHALL EXCEED $25,000; AND

(II) AT LEAST 50% OF THE FILMING OF THE FILM PRODUCTION ACTIVITY MUST OCCUR WITHIN THE STATE.

(2) THE SECRETARY SHALL DETERMINE THE TOTAL DIRECT COSTS THAT QUALIFY FOR THE TAX CREDIT AND ISSUE A TAX CREDIT CERTIFICATE TO A MARYLAND SMALL OR INDEPENDENT FILM ENTITY FOR 25% OF THE TOTAL DIRECT COSTS THAT QUALIFY FOR THE TAX CREDIT, NOT TO EXCEED $125,000.

(I)".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 1251 – Caroline County Senators

EMERGENCY BILL

AN ACT concerning

Property Tax – Municipal Corporations – Electricity Generation Facilities – Negotiated Payments in Lieu of Taxes

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 1252 – Senators Peters and Jennings

AN ACT concerning

Employees' and Teachers' Retirement and Pension Systems – Reemployment Earnings Limitation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 19

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 728 – Senators King, Benson, Feldman, Guzzone, Peters, Robinson, Young, and Zucker

AN ACT concerning

Public Safety – Battery Operated Smoke Alarms

SB0728/688479/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 728
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "requirements;" insert "exempting certain alarms and detectors from a certain prohibition;".

AMENDMENT NO. 2

On page 3, after line 17, insert:

"**(A) THIS SECTION DOES NOT APPLY TO:**

(1) A FIRE ALARM, A SMOKE DETECTOR, A SMOKE ALARM, OR AN ANCILLARY COMPONENT THAT IS:

(I) ELECTRONICALLY CONNECTED AS A PART OF A LISTED CENTRALLY MONITORED OR SUPERVISED ALARM SYSTEM; OR

(II) CAPABLE OF SENDING AND RECEIVING NOTIFICATIONS BY:

1. A LOW–POWER RADIO FREQUENCY WIRELESS COMMUNICATION SIGNAL; OR

2. A WIRELESS LOCAL AREA NETWORKING CAPABILITY; OR

(2) ANY OTHER DEVICE THAT THE STATE FIRE MARSHAL DESIGNATES AS EXEMPT THROUGH THE REGULATORY PROCESS.";

and in line 18, before "**ON**" insert "**(B)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 872 – Senator Mathias

EMERGENCY BILL

AN ACT concerning

Vehicle Laws – Special Event Zones

SB0872/108677/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 872
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Zones" insert " – Worcester County"; in line 3, after "authorizing" insert "in Worcester County"; strike beginning with "prohibiting" in line 11

down through the semicolon in line 14; in line 15, after "Act;" insert "providing for the application of this Act;"; and in line 24, strike "and 21–906".

AMENDMENT NO. 2

On page 2, in line 9, strike "**(I)**"; strike beginning with the comma in line 9 down through "**DISPLAY**" in line 21 and substitute "**OR MOTOR VEHICLE EVENT OCCURRING ON OR IN CLOSE PROXIMITY TO A HIGHWAY THAT:**

(I) HAS BEEN PERMITTED OR APPROVED BY A UNIT OF LOCAL GOVERNMENT; OR

(II) IS EXPECTED TO HAVE 1,000 OR MORE INDIVIDUALS IN ATTENDANCE, REGARDLESS OF WHETHER THE EVENT HAS BEEN PERMITTED OR APPROVED BY A UNIT OF LOCAL GOVERNMENT";

after line 24, insert:

"**(B) THIS SECTION APPLIES ONLY IN WORCESTER COUNTY.**";

and in line 25, strike "**(B)**" and substitute "**(C)**".

On page 3, in lines 12, 14, and 17, strike "**(C)**", "**(D)**", and "**(E)**", respectively, and substitute "**(D)**", "**(E)**", and "**(F)**", respectively; and in line 17, strike "**(D)**" and substitute "**(E)**".

AMENDMENT NO. 3

On pages 3 and 4, strike in their entirety the lines beginning with line 19 on page 3 through line 16 on page 4, inclusive.

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 41

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 611 – Senators Ferguson, Madaleno, Manno, McFadden, Nathan–Pulliam, Rosapepe, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Education – Healthy School Facility Fund – Established

SB0611/914231/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 611
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after "Senators" insert "Conway, McFadden,"; and in the same line, strike "McFadden,".

AMENDMENT NO. 2

On page 3, in line 10, strike "**2018 THROUGH 2024**" and substitute "**2020 AND 2021**"; in line 11, strike "**$15,000,000**" and substitute "**$30,000,000**"; in line 15, strike "**NEED FOR THE FOLLOWING**" and substitute "**ISSUES IN THE SCHOOL, INCLUDING**"; in line 19, strike "**AND**"; in line 20, after "**REGULATION**" insert "**;**

6. PLUMBING; AND

7. WINDOWS";

and in line 22, strike "**$5,000,000**" and substitute "**$15,000,000**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 618 – Senators Klausmeier, Rosapepe, Ferguson, Guzzone, Kelley, Middleton, Peters, Ramirez, Robinson, Smith, and Young

AN ACT concerning

Career Youth and Public Sector Apprenticeship Act

SB0618/554734/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 618
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "requiring the State Board of Education to require that" and substitute "authorizing"; in lines 6 and 7, strike "requiring the State Board to require that" and substitute "authorizing"; in line 7, after "board" insert "to"; and in line 11, after "program;" insert "requiring the State Board of Education to report on progress, by high school and community college, toward the attainment of certain goals;".

AMENDMENT NO. 2

On page 2, in lines 11 and 12 and 17 and 18, in each instance, strike "**THE STATE BOARD SHALL REQUIRE THAT**"; and in lines 12 and 18, in each instance, after "**BOARD**" insert "**MAY**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 16

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 877 – The President (By Request – Administration) and Senators Cassilly, Edwards, Feldman, Guzzone, Kagan, Kasemeyer, Kelley, King,

Klausmeier, Lee, Madaleno, Mathias, Middleton, Serafini, Smith, and Zucker

AN ACT concerning

Promoting ext–Raordinary Innovation in Maryland's Economy (PRIME Act)

SB0877/839230/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 877
(First Reading File Bill)

AMENDMENT NO. 1

On page 6, in lines 22 and 25, strike "**(I)**" and "**(II)**", respectively, and substitute "**(1)**" and "**(2)**", respectively.

AMENDMENT NO. 2

On page 14, in lines 15 and 17, strike "**A.**" and "**B.**", respectively, and substitute "**1.**" and "**2.**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0877/263626/2

BY: Senator Rosapepe

AMENDMENTS TO SENATE BILL 877
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 9, after "Act;" insert "providing for the termination of this Act under certain circumstances;".

AMENDMENT NO. 2

On page 14, after line 26, insert:

"SECTION 6. AND BE IT FURTHER ENACTED, That:

(a) If the Department of Commerce fails to certify a business entity as a qualified business entity under Title 6, Subtitle 9 of the Economic Development Article, as enacted by Section 1 of this Act, before January 1, 2022, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

(b) On or before January 5, 2022, the Secretary of Commerce shall provide notice of the taking effect of the termination provision under subsection (a) of this section to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.";

and in line 27, strike "6." and substitute "7.".

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

SB0877/663425/1
BY: Senator Rosapepe

AMENDMENT TO SENATE BILL 877
(First Reading File Bill)

On page 8, in line 33, after "**SUBSECTION**" insert "**:**

(I)".

On page 9, in line 1, after "**LAW**" insert "**; AND**

(II) SHALL BE MADE AVAILABLE TO THE OFFICE OF LEGISLATIVE AUDITS ESTABLISHED UNDER § 2–1217 OF THE STATE GOVERNMENT ARTICLE FOR THE PURPOSE OF CONDUCTING AUDITS OF THE PROGRAM ESTABLISHED UNDER THIS SUBTITLE".

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

Affirmative – 8 Negative – 35 (See Roll Call No. 596)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDERS

Senate Bill 607 – Senators Conway, Zucker, Benson, Guzzone, Jennings, King, Madaleno, Manno, Middleton, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

AN ACT concerning

Higher Education – Sexual Assault Policy – Disciplinary Proceedings Policy

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Cassilly moved to reconsider the vote by which **Senate Bill 607** was ordered printed for third reading and to place the bill back on second reading for the purpose of adding amendments.

The motion was adopted.

STATUS OF BILL: BILL ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0607/243328/1
BY: Senator Cassilly

AMENDMENT TO SENATE BILL 607
(Bill as Printed for Third Reading)

On page 6, strike beginning with "**THE**" in line 30 down through "**VIOLATION**" in line 31 and substitute "**A PARTY TO THE PROCEEDINGS**"; in line 31, after "**TO**" insert "**:**

A.";

in the same line, strike "**PROVE**" and substitute "**PROVE**"; in the same line, strike "**OR**" and substitute "**;**

B. **PROVE**";

and in line 32, after "**MISCONDUCT**" insert "**;**

C. SUPPORT A CLAIM THAT A STUDENT HAS AN ULTERIOR MOTIVE; OR

D. IMPEACH A STUDENT'S CREDIBILITY".

The preceding amendment was read and adopted.

Senator Cassilly moved to make the Bill a Special Order for the end of today's business.

The motion was adopted.

Senate Bill 555 – Senator Hough

AN ACT concerning

Safe Neighborhoods Act

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0555/443122/3
BY: Senator Kagan

AMENDMENT TO SENATE BILL 555, AS AMENDED

On page 1 of the Judicial Proceedings Committee Amendments (SB0555/858472/1), in line 12 of Amendment No. 2, strike "**AND**".

On page 2 of the Judicial Proceedings Committee Amendments, in line 2 of Amendment No. 2, after "**SUBSECTION**" insert "**;**

5. THAT EITHER PARTY MAY APPEAL TO THE CIRCUIT COURT FOR THE COUNTY WITHIN:

A. 7 DAYS AFTER ENTRY OF A JUDGMENT IN AN EVICTION PROCEEDING BASED ON A BREACH OF LEASE THAT INVOLVES BEHAVIOR BY A TENANT OR A PERSON WHO IS ON THE PROPERTY WITH THE TENANT'S CONSENT THAT PRESENTS A CLEAR AND IMMINENT DANGER OF THE TENANT OR PERSON

CAUSING SERIOUS HARM TO THEMSELVES, OTHER TENANTS, THE LANDLORD, THE LANDLORD'S PROPERTY OR REPRESENTATIVES, OR ANY OTHER PERSON ON THE PROPERTY; OR

B. 10 DAYS AFTER ENTRY OF A JUDGMENT IN AN EVICTION PROCEEDING BASED ON ANY OTHER BREACH OF THE LEASE; AND

6. OF THE LIST OF AVAILABLE RESOURCES FOR LEGAL ASSISTANCE IN THE COUNTY".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0555/693422/1
BY: Senator Ferguson

AMENDMENT TO SENATE BILL 555, AS AMENDED

On page 1 of the Judicial Proceedings Committee Amendments (SB0555/858472/1), in line 9 of Amendment No. 2, after "**VIOLATION**" insert "**, INCLUDING A DETAILED DESCRIPTION OF INCIDENTS, IF ANY, IN WHICH THE LANDLORD REASONABLY BELIEVED THAT THE TENANT OR A PERSON WHO WAS ON THE PROPERTY WITH THE TENANT'S CONSENT POSED A CLEAR AND IMMINENT DANGER TO THE TENANT, OTHER TENANTS, THE LANDLORD, THE LANDLORD'S PROPERTY OR REPRESENTATIVES, OR ANY OTHER PERSON ON THE PROPERTY**".

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

Affirmative – 11 Negative – 30 (See Roll Call No. 597)

FLOOR AMENDMENT

SB0555/823227/1
BY: Senator Kagan

AMENDMENTS TO SENATE BILL 555
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after "behavior;" insert "authorizing a court to enter a certain judgment against a landlord if the court finds that the landlord's assertion of a certain breach of lease was in bad faith or without substantial justification;".

AMENDMENT NO. 2

On page 4, after line 1, insert:

"**(D) IF IN ANY PROCEEDING THE COURT FINDS THAT THE LANDLORD'S ASSERTION OF A BREACH OF LEASE UNDER SUBSECTION (A) OF THIS SECTION WAS IN BAD FAITH OR WITHOUT SUBSTANTIAL JUSTIFICATION, THE COURT MAY ENTER JUDGMENT AGAINST THE LANDLORD FOR DAMAGES NOT TO EXCEED THE EQUIVALENT OF 3 MONTHS' RENT, REASONABLE ATTORNEY FEES, AND COURT COSTS.**".

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

Affirmative – 11 Negative – 29 (See Roll Call No. 598)

Read the second time and ordered prepared for Third Reading.

Senate Bill 788 – Senators Kagan, Bates, Feldman, Guzzone, Kelley, King, Klausmeier, Lee, Madaleno, Ready, Smith, and Young

AN ACT concerning

Public Information Act – Revisions

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0788/424933/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 788

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Kelley,"; and in line 15, after "custodian" insert ", except as otherwise provided in certain provisions of law,".

AMENDMENT NO. 2

On page 6, in line 32, after "**UNDER**" insert "**PARAGRAPH (1)(I), (II), OR (III) OF**".

On page 7, in line 8, after "**SUBSECTION**" insert "**AND EXCEPT AS OTHERWISE PROVIDED IN THIS SUBTITLE**"; and in line 17, strike "**(A)**" and substitute "**(B)(1)(I), (II), OR (III)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0788/873425/2
BY: Senator Hough

AMENDMENT TO SENATE BILL 788
(First Reading File Bill)

On page 7, in line 5, after "**ADVOCATES,**" insert "**A GROUP DEDICATED TO CIVIL LIBERTIES,**".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0788/873425/3
BY: Senator Hough

AMENDMENT TO SENATE BILL 788
(First Reading File Bill)

On page 6, in line 19, strike "**OR**"; after line 19, insert:

"**(V) DEPICTS AN INDIVIDUAL DURING A SEARCH OF THE INDIVIDUAL'S HOME THAT DOES NOT RESULT IN AN ARREST; OR**";

and in line 20, strike "**(V)**" and substitute "**(VI)**".

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

Affirmative – 37 Negative – 6 (See Roll Call No. 599)

Read the second time and ordered prepared for Third Reading.

Senate Bill 607 – Senators Conway, Zucker, Benson, Guzzone, Jennings, King, Madaleno, Manno, Middleton, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

AN ACT concerning

Higher Education – Sexual Assault Policy – Disciplinary Proceedings Policy

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 43 Members present.

(See Roll Call No. 600)

RECESS

At 6:49 P.M. on motion of Senator Peters the Senate recessed until 7:00 P.M. on Legislative Day, March 16, 2018, Calendar Day, Monday, March 19, 2018.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 16, 2018
Calendar Day: Monday, March 19, 2018

At 7:13 P.M. the Senate resumed its session.

Prayer by Senator Salling.

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 603)

On motion of Senator Peters it was ordered that Senator Madaleno be excused from today's session.

The Journal of March 16, 2018 was read and approved.

LETTERS OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

March 19, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 1228	Delegates Kelly and A. Miller
	Equal Employment Opportunity Program – Sexual Harassment Reporting
	Reassigned to Finance

Read and ordered journalized.

ANNOUNCEMENT BY THE PRESIDENT

March 19, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 556 Delegate Sydnor

Estates and Trusts – Administration of Estates – Waiver of Fees

Reassigned to Judicial Proceedings

Read and ordered journalized.

ANNOUNCEMENT BY THE PRESIDENT

March 19, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 1423 Delegate Hettleman, et al

State Personnel – Sexual Harassment Prevention Training – Required

Reassigned to Finance

Read and ordered journalized.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 19

House Bill 77 – Delegate Holmes

AN ACT concerning

Condominiums – Claims Against Developers and Vendors – Unenforceability of Certain Provisions

FOR the purpose of making unenforceable a provision of a declaration, a bylaw, a contract for the initial sale of a unit, or any other instrument made by a developer or vendor in accordance with certain provisions of law relating to certain claims that shortens the statute of limitations applicable to the claim, waives the application of a certain rule, requires a unit owner or the council of unit owners to assert a certain claim within a certain period of time under certain circumstances, or operates to prevent a unit owner or the council of unit owners from asserting a certain claim within a

certain period of time; defining a certain term; providing for the application of this Act; and generally relating to claims against condominium developers and vendors.

BY adding to
Article – Real Property
Section 11–134.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 90 – Chair, Ways and Means Committee (By Request – Departmental – Assessments and Taxation)

AN ACT concerning

Personal Property Tax – Exemption for Low Assessments

FOR the purpose of exempting from the personal property tax persons with personal property that had less than a certain amount of total original cost; providing for the application of this Act; and generally relating to exempting certain personal property from the property tax.

BY adding to
Article – Tax – Property
Section 7–245
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 186 – Prince George's County Delegation

AN ACT concerning

Prince George's County Board of Education – Election of Vice Chair and Voting Procedures

PG 507–18

FOR the purpose of repealing certain authority of the Prince George's County Executive to appoint a vice chair of the Prince George's County Board of Education; requiring the elected members of the county board to elect a vice chair of the county board from among the elected members of the county board; altering a certain percentage of the voting members of the county board that is required to take a certain action that is contrary to an action of the Chief Executive Officer of the Prince George's County

public school system; and generally relating to the Prince George's County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–1004 and 4–403
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 191 – Delegates Atterbeary, Anderson, Barkley, Bromwell, Cluster, Conaway, Davis, Dumais, Ebersole, Folden, Fraser–Hidalgo, Frick, Gibson, Hettleman, Kelly, Kittleman, Korman, J. Lewis, Lierman, Lisanti, Malone, McComas, McIntosh, Moon, Morhaim, Mosby, Pendergrass, Proctor, Rey, Sanchez, Sydnor, Turner, Valderrama, and Wilson

AN ACT concerning

Family Law – Marriage – Age Requirements

FOR the purpose of repealing certain provisions allowing certain individuals under the age of majority to marry under certain circumstances; making certain conforming changes; and generally relating to marriage.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 2–301, 2–402(e), and 2–405
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 198 – Delegates Luedtke, Afzali, Beidle, Carey, Jameson, Krebs, W. Miller, Rose, and Shoemaker

AN ACT concerning

Inheritance Tax – Perpetual Conservation Easement – Farming Purposes – Exemption

FOR the purpose of providing an exemption from the inheritance tax for certain real property subject to a certain perpetual conservation easement that passes from a decedent to certain individuals; requiring the recapture of certain inheritance tax under certain circumstances; defining certain terms; providing for the application of this Act; and generally relating to the inheritance tax.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 7–203(b)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – General
Section 7–203(m)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 205 – Delegates Clippinger ~~and Buckel~~, Buckel, Barkley, Branch, Brooks, Carey, Davis, Fennell, Frick, Glenn, S. Howard, Impallaria, Jameson, Kramer, Lisanti, Mautz, Valderrama, Waldstreicher, and Wilson

AN ACT concerning

Workers' Compensation – Permanent Partial Disability – State Correctional Officers

FOR the purpose of providing for enhanced workers' compensation benefits for a State correctional officer 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 State correctional officers.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 9–628(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 9–628(h) and 9–629
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

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

House Bill 212 – Delegates Moon, Atterbeary, Glass, Malone, Parrott, Proctor, Sanchez, and Sydnor

AN ACT concerning

Criminal Law – Animal Cruelty – Sentencing Conditions ~~and Selling Ban~~

FOR the purpose of authorizing a court as a condition of ~~probation~~ sentencing to prohibit a defendant convicted of certain crimes relating to cruelty against animals from owning, possessing, or residing with an animal for a specified period of time~~, including the life of the defendant~~; ~~prohibiting a person convicted of certain crimes relating to cruelty against animals from selling, offering for sale, or trading an animal, with a certain exception;~~ and generally relating to animal cruelty.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–606, 10–607, 10–607.1, and 10–608
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

~~BY adding to~~
~~Article – Criminal Law~~
~~Section 10–608.1~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 231 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Property Tax Credit for Security Camera Systems

PG 405–18

FOR the purpose of authorizing the governing body of Prince George's County to grant, by law, a certain property tax credit against the county property tax imposed on residential or commercial real property equipped with security camera systems for a certain purpose; specifying the amount of the property tax credit, subject to certain limitations; authorizing the governing body of Prince George's County to provide, by law, for the administration of the tax credit; providing for the application of this Act; and generally relating to a property tax credit in Prince George's County for certain security camera system costs.

BY adding to
Article – Tax – Property
Section 9–318(h)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 236 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Affordable Housing Commission

PG 408–18

FOR the purpose of establishing the Affordable Housing Commission for Prince George's County; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Commission to review certain procedures and practices and use certain information to examine the state of affordable housing in the county; requiring the Commission to report its findings and recommendations to certain persons on or before a certain date; providing for the termination of this Act; and generally relating to the Affordable Housing Commission for Prince George's County.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 296 – Delegates Hixson, Ali, Barkley, Beidle, Buckel, Chang, Ebersole, Fraser–Hidalgo, Healey, C. Howard, Kaiser, Kipke, Kramer, Luedtke, Patterson, Reilly, Rosenberg, Shoemaker, Tarlau, Turner, ~~and A. Washington~~ A. Washington, Afzali, D. Barnes, Hornberger, Jalisi, Long, Mosby, Rose, Simonaire, Walker, M. Washington, and Wilkins

AN ACT concerning

Income Tax – Subtraction Modification – Retirement Income of Correctional Officers

FOR the purpose of altering a certain subtraction modification under the Maryland income tax to include certain retirement income attributable to a resident's employment as a correctional officer under certain circumstances; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for certain retirement income attributable to a resident's employment as a correctional officer.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–209
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 301 – Delegates Atterbeary, Ali, Anderson, Angel, D. Barnes, Barron, Bromwell, Carozza, Clark, Cluster, Conaway, Corderman, Cullison, Davis, Fennell, Folden, Gibson, Glass, Glenn, Hettleman, Hill, C. Howard, Jackson, Jalisi, Jameson, Kelly, Kittleman, Knotts, Kramer, Krebs, Krimm, McComas, McConkey, McCray, McIntosh, McKay, A. Miller, W. Miller, Morales, Morhaim, Mosby, Otto, Parrott, Patterson, Pena–Melnyk, Proctor, Queen, Rose, Rosenberg, Saab, Sanchez, Turner, Valderrama, Valentino–Smith, A. Washington, West, Wilkins, Wilson, ~~and P. Young~~ P. Young, Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Buckel, Cassilly, Ciliberti, Fisher, Flanagan, Ghrist, Grammer, Hornberger, S. Howard, Impallaria, Jacobs, Kipke, Malone, Mautz, McDonough, McMillan, Metzgar, Miele, Morgan, Reilly, Rey, Shoemaker, Szeliga, Vogt, and Wivell

AN ACT concerning

Courts – Evidence of Sexually Assaultive Behavior – Admissibility
(Repeat Sexual Predator Prevention Act of 2018)

FOR the purpose of providing that, in a prosecution for certain sexual offenses, evidence that the defendant committed sexually assaultive behavior at a certain time may be admissible for certain reasons; requiring that the State file a certain motion to introduce evidence of certain sexually assaultive behavior at a certain time; requiring a certain motion to include certain information; requiring the State to provide a copy of a certain motion to the defendant; requiring a court to hold a hearing on a certain motion outside the presence of a jury; authorizing the court to admit certain evidence if the court makes certain findings; ~~prohibiting a court from making a certain finding based solely on certain information; requiring a court to consider certain factors at a certain time; 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 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 302 – Delegates Hixson~~, Ali~~, Barkley, Barve, Beidle, Brooks, Buckel, Ebersole, Fraser–Hidalgo, Healey, C. Howard, Kramer, Luedtke, Patterson, Reilly, Shoemaker, Turner, ~~and A. Washington~~ A. Washington, Afzali, D. Barnes, Hornberger, S. Howard, Jalisi, Kaiser, Long, Mosby, Simonaire, Tarlau, Walker, M. Washington, and Wilkins

AN ACT concerning

Income Tax Credit – Wineries and Vineyards – Sunset Extension

FOR the purpose of extending for a certain number of years a certain termination provision for an income tax credit for certain expenses related to certain wineries and vineyards in the State; and generally relating to an income tax credit for certain winery and vineyard expenses.

BY repealing and reenacting, with amendments,
Chapter 659 of the Acts of the General Assembly of 2013
Section 2

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 312 – Delegates Davis, Angel, D. Barnes, Jackson, J. Lewis, Tarlau, ~~and Wilson~~ Wilson, Waldstreicher, B. Barnes, Beidle, Branch, Brooks, Carey, Clippinger, Healey, Korman, Kramer, Lierman, Lisanti, McCray, Platt, and Valderrama

AN ACT concerning

Criminal Law – ~~Assault of~~ School Bus Driver and Public Transportation ~~Operator – Penalties~~ Worker – Obstructing, Hindering, or Interfering With

FOR the purpose of increasing the penalties for ~~voluntarily causing physical injury to certain individuals providing public transportation services~~ obstructing, hindering, or interfering with a school bus driver or a certain individual who is involved in providing public transportation services under certain circumstances; and generally relating to penalties for ~~assault~~ obstructing, hindering, or interfering with a school bus driver or public transportation worker.

~~BY repealing and reenacting, with amendments,~~
~~Article – Criminal Law~~
~~Section 3–203~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Education
Section 26–104
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Transportation

Section 7–705(f)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 327 – ~~**Delegates Lisanti and P. Young**~~ **Delegates Lisanti, P. Young, Kaiser, Afzali, Ali, D. Barnes, Buckel, Ebersole, Hornberger, C. Howard, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Turner, Walker, and Wilkins**

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income

FOR the purpose of altering for certain taxable years a certain limitation on a subtraction modification under the Maryland income tax for certain military retirement income; providing for a delayed effective date; and generally relating to a subtraction modification for military retirement income.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(q)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 430 – Delegates Jones, McIntosh, B. Barnes, Cullison, Ebersole, Frush, Gaines, Glenn, Gutierrez, Haynes, Hettleman, Kelly, Korman, Krimm, Lam, R. Lewis, Lierman, Luedtke, Patterson, Pendergrass, Proctor, Queen, Sample–Hughes, Valderrama, K. Young, ~~**and P. Young**~~ **P. Young, Chang, Ciliberti, Jackson, A. Miller, Reznik, Sophocleus, Valentino–Smith, and Vogt**

AN ACT concerning

Education – Child Care Subsidies – Mandatory Funding Levels

FOR the purpose of requiring the Governor to include in the State budget a certain appropriation to the Child Care Subsidy Program each fiscal year; requiring the

Governor to appropriate certain funds in the State budget to increase the Child Care Subsidy Program reimbursement rates to a certain amount in certain fiscal years; and generally relating to the Child Care Subsidy Program.

BY repealing and reenacting, without amendments,
Article – Education
Section 1–101(f) and 9.5–111(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 9.5–111(d) and (e)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 448 – Baltimore City Delegation

AN ACT concerning

Baltimore City – Alcoholic Beverages License – ~~Residency and~~ Registered Voter Requirements

FOR the purpose of exempting certain individuals who apply for alcoholic beverages licenses for the use of a ~~partnership,~~ corporation, club, or limited liability company in Baltimore City from certain ~~residency and~~ registered voter requirements; ~~establishing certain requirements for the issuance of an alcoholic beverages license to a partnership, corporation, or club in Baltimore City;~~ and generally relating to applications for alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 12–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 12–1401
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

~~BY adding to~~
~~Article – Alcoholic Beverages~~
~~Section 12–1401.1 and 12–1402~~

~~Annotated Code of Maryland~~
~~(2016 Volume and 2017 Supplement)~~

BY repealing
Article – Alcoholic Beverages
Section 12–1402
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 12–1402
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 470 – Delegate Mosby

AN ACT concerning

Baltimore City – Park Heights Redevelopment Area – Alcoholic Beverages – Store Closing Time

FOR the purpose of altering the time during which establishments for which certain alcoholic beverages licenses are issued in the Park Heights Redevelopment Area in Baltimore City may sell alcoholic beverages; and generally relating to the sale of alcoholic beverages in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 12–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 12–2003(a)(1) and 12–2004(a)(1) and (c)
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 523 – Delegates Hettleman, Gaines, Gibson, Gutierrez, Haynes, Jackson, Jones, Korman, Krimm, McIntosh, Reznik, Sophocleus, Valentino–Smith, and P. Young

AN ACT concerning

State Personnel – Employees in the Same Classification – ~~Pay Rates~~ Report

FOR the purpose of ~~providing that when an appointing authority of a unit in the State Personnel Management System appoints an employee to a position in the skilled service or the professional service, the Secretary of Budget and Management shall require that a certain adjustment be made in the pay rate of certain incumbent employees in the unit; providing that the Secretary is not required to make a certain adjustment of certain pay rates for certain incumbent employees under certain circumstances; requiring the Secretary of Transportation to prepare and recommend a standard pay plan for the human resources management system that conforms with certain provisions of this Act; making stylistic changes~~ requiring the Department of Budget and Management, in consultation with the Maryland Department of Transportation, to submit to certain committees of the General Assembly on or before a certain date a report outlining a certain plan and identifying certain information; and generally relating to pay rates of State employees in the same classification.

~~BY repealing and reenacting, without amendments,~~
~~Article – State Personnel and Pensions~~
~~Section 8–106(a)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – State Personnel and Pensions~~
~~Section 8–106(e)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Transportation~~
~~Section 2–103.4(g)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

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

House Bill 524 – Delegates Moon, Anderson, Atterbeary, Conaway, Dumais, Glass, Hettleman, Jalisi, J. Lewis, Lierman, Morhaim, Proctor, Queen, Sanchez, Sydnor, Valentino–Smith, M. Washington, and Wilson

AN ACT concerning

Family Law – Protecting the Resources of Children in State Custody

FOR the purpose of requiring the Department of Human Services, when applying for certain benefits for a child in the Department's custody, to identify a representative payee or fiduciary in consultation with the child's attorney; establishing certain duties of the Department when the Department serves as the representative payee or fiduciary for a child receiving certain benefits; requiring the Department to provide certain notice to the child through the child's attorney of certain actions taken with respect to certain benefits for the child; providing for the application and construction of this Act; and generally relating to children in State custody.

BY adding to
Article – Family Law
Section 5–527.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 546 – Delegates Davis, McCray, and J. Lewis

AN ACT concerning

Prevailing Wage – Tax Increment Financing Developments – Application

FOR the purpose of altering the prevailing wage law to apply to certain structures or works constructed on property located in a certain tax increment financing development district funded with certain bond proceeds under certain State or local laws; providing that the prevailing wage law applies to the construction of certain structures or works only if authorized by certain political subdivisions, Baltimore City, or the Revenue Authority of Prince George's County; providing for the application of this Act; and generally relating to the applicability of the prevailing wage law.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 17–202
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 570 – Delegates Gilchrist, Barve, Beidle, Lafferty, Lisanti, Luedtke, Mosby, ~~and Stein~~ Stein, Afzali, Ali, Buckel, Hornberger, Kaiser, Long, Reilly, Rose, Shoemaker, Tarlau, Turner, and Wilkins

AN ACT concerning

Income Tax – Standard Deduction – Cost–of–Living Adjustments

FOR the purpose of ~~altering the determination of the amount of the standard deduction allowed for an individual under the Maryland income tax; providing for the application of this Act;~~ altering the minimum and maximum limitation amounts of certain standard deductions allowed under the State income tax for certain taxable years by a certain cost–of–living adjustment; and generally relating to ~~the standard deduction allowed for an individual under the Maryland income tax.~~ a cost–of–living adjustment for the State standard deductions allowed under the State income tax.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–217
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 643 – Delegates Jones, Gaines, Gibson, Gutierrez, Haynes, Jackson, Korman, Krimm, Reznik, Sophocleus, Valentino–Smith, and P. Young

AN ACT concerning

State Department of Education – Employment Categories and Practices

FOR the purpose of altering the employment categories of certain employees of the State Department of Education; requiring that all positions in the Department be appointed positions in the professional service and skilled service as well as the executive service and management service, subject to a certain exception; repealing the authority for certain special appointment positions in the Department; altering the procedures for the appointment, setting of qualifications, and transfer of employees of the Department; specifying that certain employees serve at the pleasure of the State Board of Education and the State Superintendent of Schools; specifying that certain removal procedures apply to certain other employees; altering the removal procedures for certain employees; requiring that the Department ~~assign certain employees to certain employment categories on or before a certain date~~ determine which employment classifications at the Department would be described as being in the skilled service or the professional service; requiring that, beginning on a certain date, all employees hired by the Department in certain classifications be hired, promoted, or transferred in accordance with certain requirements; and generally relating to the employment categories and practices of the State Department of Education.

BY repealing and reenacting, with amendments,

Article – Education
Section 2–104 and 2–105
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 6–405(a)(3)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 671 – Delegates Patterson, Walker, Afzali, Ali, D. Barnes, Buckel, Carey, Ebersole, Hornberger, C. Howard, Mosby, Rose, Shoemaker, Simonaire, Tarlau, Turner, A. Washington, M. Washington, ~~and Wilkins~~ Wilkins, Kaiser, Long, Luedtke, and Reilly

AN ACT concerning

~~Sales and Use Tax – Tax-Free Period for Back-to-School Shopping – School Supplies~~
Income Tax – Subtraction Modification – Classroom Supplies Purchased by Teachers

FOR the purpose of ~~altering a certain sales and use tax exemption to include certain school supplies; defining a certain term; and generally relating to the annual sales tax-free period for back-to-school shopping in the State.~~ allowing a subtraction modification under the Maryland income tax for up to a certain amount of expenses paid or incurred by certain teachers during a taxable year for certain classroom supplies; defining a certain term; providing for the application of this Act; and generally relating to a Maryland income tax subtraction modification for certain classroom supplies.

~~BY repealing and reenacting, with amendments,~~
~~Article – Tax – General~~
~~Section 11–228~~
~~Annotated Code of Maryland~~
~~(2016 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY adding to

Article – Tax – General
Section 10–208(w)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 736 – Delegates Bromwell ~~and Anderton~~, Anderton, Pendergrass, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Pharmacy Benefits Managers – Pharmacies and Pharmacists – Information on and Sales of Prescription Drugs

FOR the purpose of prohibiting a pharmacy benefits manager from prohibiting a pharmacy or pharmacist from providing a beneficiary with certain information regarding a certain retail price or certain cost share for a prescription drug; prohibiting a pharmacy benefits manager from prohibiting a pharmacy or pharmacist from discussing with a beneficiary a certain retail price or certain cost share for a prescription drug; prohibiting a pharmacy benefits manager from prohibiting a pharmacy or pharmacist from selling a certain alternative prescription drug under certain circumstances; providing for the construction of this Act; and generally relating to pharmacy benefits managers.

BY adding to
Article – Insurance
Section 15–1611
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 922 – Delegates Kipke, Afzali, Aumann, Barron, Bromwell, Buckel, Carey, Carozza, Chang, Cluster, Corderman, Flanagan, Frick, Frush, Grammer, C. Howard, S. Howard, Kelly, Kittleman, Krebs, Krimm, Long, Luedtke, Malone, McComas, McConkey, Metzgar, Miele, Morales, Morgan, Platt, Rose, Shoemaker, Simonaire, Sophocleus, Szeliga, Vogt, West, Wivell, ~~and K. Young~~ K. Young, Morhaim, Pendergrass, Angel, Cullison, Hayes, Hill, Pena–Melnyk, Rosenberg, Saab, and Sample–Hughes

AN ACT concerning

Maryland Department of Health – "Pill Mill" Tip Line and Overdose Report

FOR the purpose of requiring the Maryland Department of Health, on or before a certain date, to ~~establish~~ identify a method for establishing a certain tip line through which a person may report a certain individual who the reporting person suspects is prescribing medication or overprescribing medication in violation of certain provisions of law; ~~requiring the Department to endeavor to ensure that a certain phone number translates alphanumerically in a certain manner;~~ establishing that the Department is responsible for ensuring that certain reports are ~~investigated by~~ forwarded to the appropriate licensing board; ~~requiring the Department to report to certain committees of the General Assembly on or before a certain date~~ requiring, on or before a certain date each year, the Secretary of Health to examine the prescription and treatment history of certain individuals who suffered fatal overdoses involving opiates and other controlled dangerous substances; requiring the Secretary to collaborate with certain entities when conducting the examination; requiring the Secretary to provide a certain report to the Governor and the General Assembly on or before a certain date each year; requiring a certain assessment to include accessing certain data sets; requiring, on or before a certain date, certain entities to share data with the Department and enter into a certain agreement with the Department; providing that certain records and information are not public records and are not subject to discovery, subpoena, or other means of legal compulsion in civil or criminal litigation; requiring the Department to seek certain funding for a certain purpose; requiring the Department to examine the feasibility to establishing a certain program, develop a certain model, and determine a certain cost; requiring, on or before a certain date, the Department to report to certain committees of the General Assembly on certain findings; providing for the termination of this Act; and generally relating to ~~a "pill mill" tip line~~ the inappropriate prescribing of medication and the assessment and reporting of overdose data.

BY adding to
Article – Health Occupations
Section 1–224
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Health – General
Section 7.5–701 to be under the new subtitle "Subtitle 7.5 Overdose Report"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 982 – Delegate A. Washington

AN ACT concerning

Higher Education Outreach and College Access Pilot Program – Alterations and ~~Repeal~~ Extension of Sunset

FOR the purpose of ~~repealing~~ extending the termination date of certain provisions of law relating to the Maryland Higher Education Outreach and College Access Pilot Program; ~~altering the name of the Program;~~ altering the provisions related to a certain report on the Program; and generally relating to the Maryland Higher Education Outreach and College Access Pilot Program.

BY repealing and reenacting, ~~with~~ without amendments,
Article – Education
Section 11–1101 ~~through 11–1103 and 11–1106~~, 11–1102, 11–1104, and 11–1105
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, ~~without~~ with amendments,
Article – Education
Section ~~11–1104 and 11–1105~~ 11–1103 and 11–1106
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Chapter 200 of the Acts of the General Assembly of 2015
Section 2

BY repealing and reenacting, with amendments,
Chapter 201 of the Acts of the General Assembly of 2015
Section 2

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 990 – Delegates McMillan, Afzali, Ali, D. Barnes, Buckel, Ebersole, Hornberger, C. Howard, Krebs, Long, Reilly, Tarlau, and M. Washington

AN ACT concerning

Homestead Property Tax Credit – Notification on Acquisition of Property

FOR the purpose of requiring the State Department of Assessments and Taxation to mail ~~to~~ a certain notice to each individual who acquires residential real property within a reasonable period of time after the individual acquires the property ~~a certain notice~~ by recorded deed and indicates in a certain manner that the property will be the individual's principal residence about the homestead tax credit; specifying the contents of the notice; requiring the Department to ensure that the information it provides is accurate and up–to–date; and generally relating to the homestead tax credit.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–105(f)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 994 – ~~Delegate Barron~~ Delegates Barron, Hettleman, Pendergrass, Angel, Cullison, Hayes, Hill, Kelly, Kipke, Morales, Morgan, Pena–Melnyk, Platt, Rosenberg, Sample–Hughes, and K. Young

AN ACT concerning

Maryland Medical Assistance Program – Family Planning Services

FOR the purpose of requiring the Maryland Department of Health to apply to the Centers for Medicare and Medicaid Services for a certain State plan amendment to the Family Planning Program; altering the length of the period for which the Maryland Medical Assistance Program and the Maryland Children's Health Program is required to provide coverage to enrollees for a single dispensing of a supply of prescription contraceptives; repealing a provision of law providing for an exemption of a certain supply of prescription contraceptives from certain coverage requirements; requiring the Department to establish a certain workgroup; requiring the Department to report to the General Assembly on or before a certain date; requiring, on or before a certain date, the Department, in collaboration with the Maryland Health Benefit Exchange, to establish a presumptive eligibility process and integrate an eligibility and enrollment process for the Family Planning Program into the Maryland Health Connection; and generally relating to the Maryland Medical Assistance Program and family planning.

BY adding to
Article – Health – General
Section 15–140
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–148
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1069 – Delegates Buckel, Beitzel, Corderman, Hornberger, Impallaria, Krebs, Luedtke, McComas, McKay, Otto, Parrott, Rose, Shoemaker, Szeliga, ~~and Wivell~~ Wivell, Afzali, Ali, Ebersole, C. Howard, Kaiser, Long, Mosby, Reilly, Tarlau, Turner, and Wilkins

AN ACT concerning

Income Tax – Subtraction Modification – Volunteer Fire, Rescue, and Emergency Medical Services Members

FOR the purpose of altering the amount of a subtraction modification under the State income tax for certain qualifying volunteer fire, rescue, and emergency medical services members; and generally relating to a subtraction modification under the State income tax for qualifying volunteer fire, rescue, and emergency medical services members.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–208(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–208(i–1)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1072 – Delegates Wilson, Angel, Impallaria, McComas, McDonough, Metzgar, Morgan, Rosenberg, Saab, ~~and K. Young~~ K. Young, Kaiser, Turner, Ali, D. Barnes, Buckel, Hornberger, C. Howard, Long, Luedtke, Mosby, Patterson, Rose, Shoemaker, Simonaire, Tarlau, Walker, M. Washington, and Wilkins

AN ACT concerning

Education – Child Sexual Abuse Prevention – Instruction and Training

FOR the purpose of requiring a county board of education or certain nonpublic school to require each employee~~, student, and volunteer of a public school or a public school program~~ to receive annual instruction and training on the prevention, identification, and reporting of certain child sexual abuse; providing for the requirements of the instruction and training; ~~providing that an employee may receive a certain credit for undergoing certain instruction and training; providing that the training may use certain materials and~~ authorizing the instruction and training to include certain

~~instruction;~~ types of instruction and training; requiring certain instruction and training to be periodically reviewed and updated; requiring a county board to establish and implement certain policies and develop certain employee codes of conduct; ~~requiring the Governor to include a certain appropriation in the annual budget bill for certain fiscal years; requiring each school, program, and organization to maintain certain records;~~ requiring the Interagency Committee on School Construction and the State Council on Child Abuse and Neglect to jointly develop certain guidelines and best practices on or before a certain date; requiring a county board to establish certain policies and procedures beginning in a certain school year; requiring a county board of education to make certain information available to certain persons; defining ~~a certain term~~ certain terms; and generally relating to child sexual abuse prevention.

BY repealing and reenacting, without amendments,
Article – Education
Section 6–113
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 6–113.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1082 – Delegate Dumais

AN ACT concerning

Justice Reinvestment Act – Modifications

FOR the purpose of providing that a certain presumption may be rebutted if a certain commissioner or court finds and states on the record at a certain time that adhering to certain limits would create a risk to a certain parolee, inmate, probationer, or defendant; authorizing a certain commissioner or court to take certain actions on finding that adhering to certain limits would create a risk to a certain parolee, inmate, probationer, or defendant; requiring a certain designee who may conduct a certain assessment to be certified or licensed, rather than certified and licensed; requiring a court to hold a hearing on a certain application; authorizing a certain person serving a certain term of confinement for an offense relating to volume dealing in cocaine base imposed on or before a certain date to file a certain motion to modify or reduce the sentence under certain circumstances; altering penalties for obtaining, attempting to obtain, possessing, or distributing controlled paraphernalia; repealing a certain incorrect statutory reference; altering a certain incorrect

statutory reference; repealing a requirement that a certain person file a certain petition in a certain court under certain circumstances; altering a provision of law to require the State's Attorney, rather than the court, to send a certain notice to a certain victim at the victim's last known address, rather than the address listed in the court file; altering the membership of the Justice Reinvestment Oversight Board; altering a provision relating to the expiration of the terms of certain members of the Justice Reinvestment Oversight Board; making conforming changes; making clarifying changes; making a certain technical correction; and generally relating to justice reinvestment.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 7–401 and 7–504
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–601(e)(1), 5–609.1, and 5–620
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Criminal Law
Section 5–612.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 6–223, 6–224, and ~~10–110(a) and (b)~~ 10–110(a), (b), and (e)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–3202
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–3203(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Transportation
Section 16–303(k)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Chapter 515 of the Acts of the General Assembly of 2016
Section 10

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1097 – Delegates Healey, Barron, Gaines, C. Howard, J. Lewis, and A. Washington

AN ACT concerning

Real Property – Condominiums and Homeowners Associations – Dispute Settlement

FOR the purpose of altering the procedures a council of unit owners or a board of directors of a condominium shall take before a penalty for a violation of the rules of the condominium can be imposed on an alleged violator; altering the procedures a council of unit owners or a board of directors shall take if an alleged violator does not comply with a certain written demand to cease and desist in a certain period of time; requiring the written notice from a council of unit owners or a board of directors to include certain information; authorizing a council of unit owners or a board of directors to take certain action if an alleged violator does not respond to a certain written notice; establishing the procedures a board of directors or another governing body of the homeowners association shall take before a penalty for a violation of the rules of the homeowners association can be imposed on an alleged violator; establishing the procedures the board of directors or other governing body of the homeowners association shall take if an alleged violator does not comply with a certain written demand to cease and desist in a certain period of time; authorizing the board of directors or other governing body of the homeowners association to take certain action if an alleged violator does not respond to a certain written notice; providing that certain provisions of this Act do not apply to certain associations; making stylistic changes; providing for the application of this Act; and generally relating to dispute settlement in condominiums and homeowners associations.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 11–113
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Real Property

Section 11B–111.7
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1114 – Calvert County Delegation

AN ACT concerning

Calvert County – Procurement Contracts – Reciprocal Preference for Resident Bidders

FOR the purpose of requiring Calvert County, under certain circumstances, to give a certain preference to a bidder whose principal office is in the county over a bidder whose principal office is outside the county; prohibiting any increase in the cost of a contract in which a preference is given from exceeding a certain amount; defining certain terms; and generally relating to a reciprocal preference for a bidder whose principal office is in Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 6–101
Article 5 – Public Local Laws of Maryland
(2002 Edition and August 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1124 – Delegate Hettleman

AN ACT concerning

Criminal Procedure – Statewide Sexual Assault Evidence Collection Kit Tracking System – ~~Requirements~~ Recommendations

FOR the purpose of ~~requiring the Department of State Police, in consultation with the Maryland Sexual Assault Evidence Kit Policy and Funding Committee, to create and operate a certain statewide sexual assault evidence collection kit tracking system; authorizing the Department to contract with certain entities for the creation, operation, and maintenance of a certain system; providing requirements for a certain tracking system; providing that certain records and information are exempt from public inspection and copying; requiring the Department to submit a certain report to the General Assembly on or before a certain date each year; requiring the Department to submit a certain request~~ requiring the Maryland Sexual Assault Evidence Kit Policy and Funding Committee to develop recommendations regarding the creation and operation of a statewide sexual assault evidence collection kit

tracking system that is accessible to victims of sexual assault and law enforcement; requiring the Committee to submit a certain application for a grant for funding to the federal government on or before a certain date; ~~defining certain terms;~~ and generally relating to sexual assault evidence.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section ~~11–926(b) and (c)~~ 11–927(a)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY ~~adding to~~ repealing and reenacting, with amendments,
Article – Criminal Procedure
Section ~~11–928~~ 11–927(e)(1)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1136 – Delegates Valentino–Smith, Angel, C. Howard, Mautz, Sanchez, Valderrama, and A. Washington

AN ACT concerning

~~County Boards of Education –~~ Student Hearing and Vision Screenings – Reporting Requirements

FOR the purpose of ~~requiring each county board of education to report to the Maryland Department of Health the number of students who did not receive recommended services after failing a hearing or vision screening and the reason why certain students did not receive certain services; requiring each county board to develop a certain strategy to increase the number of students receiving recommended services after failing a hearing or vision screening; requiring the county board to report on its progress in meeting certain goals to the General Assembly each year;~~ requiring the Maryland Department of Health to review certain reports and, in certain counties, to coordinate with the county board or the county health department to implement measures to improve the number of students receiving certain services; and generally relating to reports on hearing and vision screenings for students ~~by county boards of education~~.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–404
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1143 – Southern Maryland Delegation

AN ACT concerning

Southern Maryland – University System of Maryland Partnership Act of 2018

FOR the purpose of repealing provisions that establish the Southern Maryland Higher Education Center and its governance; providing that, on a certain date, the operations, facilities, and resources of the Southern Maryland Higher Education Center shall become part of a certain regional higher education center established by the Board of Regents of the University System of Maryland; and generally relating to the Southern Maryland Higher Education Center.

BY repealing
Article – Education
Section 24–301 through 24–309 and the subtitle "Subtitle 3. Southern Maryland Higher Education Center"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1178 – Delegate Lafferty

AN ACT concerning

Property Tax – Liability for Payment of Tax on Leased Property

FOR the purpose of providing that a lien that is the result of unpaid property tax of the lessee of certain interests in property of certain governmental entities does attach, under certain circumstances, to certain property; and generally relating to the collection of property taxes on leased property.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 6–102(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 10–403
Annotated Code of Maryland

(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1215 – Delegates Pena–Melnyk, Morgan, Angel, B. Barnes, Barron, Beidle, Bromwell, Carey, Carr, Chang, Cullison, Davis, Grammer, Hayes, Haynes, Hettleman, Hill, Impallaria, Jones, Kelly, Kipke, Korman, Krebs, J. Lewis, McDonough, McMillan, Metzgar, Miele, A. Miller, Moon, Morales, Morhaim, Platt, Rosenberg, Saab, Sample–Hughes, Sophocleus, Szeliga, Valentino–Smith, West, ~~and K. Young~~ K. Young, and Pendergrass

AN ACT concerning

Nursing Homes – Partial Payment for Services Provided

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

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–101(a) and (h)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Health – General
Section 15–149
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1230 – Delegates Buckel, Beitzel, and McKay

AN ACT concerning

Maryland Historical Trust – Property Subject to Historic Preservation Easement – Application for Change or Alteration

FOR the purpose of requiring the Maryland Historical Trust to notify, within a certain period of time, a certain applicant of the decision of the Director of the Maryland

Historical Trust on an application for the change or alteration of a property subject to a certain historic preservation easement; defining a certain term; and generally relating to properties subject to a historic preservation easement held by the Maryland Historical Trust.

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 5A–301(a), (b), and (m)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 5A–320
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1234 – Delegates Clippinger, Ali, Barkley, Branch, Brooks, Carey, Conaway, Fennell, Frick, Gibson, Glenn, Gutierrez, Hayes, Kramer, R. Lewis, Lierman, Lisanti, McCray, Mosby, Rosenberg, Valderrama, and M. Washington

AN ACT concerning

Career Youth Apprenticeship and Apprenticeship in State Employment Opportunity Act

FOR the purpose of ~~requiring the State Board of Education to require that a county board of education award credit to a high school student toward a high school diploma or a postsecondary credential, or both, for work–based training or classroom instruction completed under a registered apprenticeship program; requiring the State Board to require that a county board count toward high school attendance the time an apprentice or youth apprentice spends during certain work–based training;~~ prohibiting institutions of higher education from referring to certain courses in a certain manner unless the course is part of a certain registered apprenticeship training program; requiring the Division of Workforce Development and Adult Learning to partner with certain State departments to create certain registered apprenticeship programs to address workforce shortages; requiring the Division and the Department of Budget and Management to develop certain position classifications for certain employees selected to participate in the registered apprenticeship programs created under a certain provision of law; requiring the Division to make a certain report to the General Assembly on or before a certain date each year; ~~altering a certain reporting requirement by the State Board;~~ repealing obsolete language; and generally relating to apprenticeship in the State.

BY adding to
Article – Education
Section ~~7–205.4, 7–301.2, and~~ 15–123
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, ~~with~~ without amendments,
Article – Education
Section 21–204
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 11–103
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Finance.

House Bill 1283 – Delegates Kelly, Ali, Anderson, Angel, Atterbeary, Barkley, B. Barnes, D. Barnes, Barron, Barve, Branch, Brooks, Carr, Clippinger, Davis, Dumais, Ebersole, Fennell, Flanagan, Fraser–Hidalgo, Frick, Frush, Gaines, Gibson, Gilchrist, Glenn, Gutierrez, Hayes, Haynes, Hettleman, Hixson, Holmes, C. Howard, Jalisi, Jones, Kaiser, Knotts, Korman, Kramer, Lam, J. Lewis, R. Lewis, Lierman, Lisanti, Luedtke, McCray, McIntosh, A. Miller, Moon, Morales, Morhaim, Mosby, Patterson, Pena–Melnyk, Platt, Proctor, Queen, Reznik, Robinson, Rosenberg, Sample–Hughes, Sanchez, Stein, Sydnor, Tarlau, Turner, Valderrama, Waldstreicher, A. Washington, M. Washington, Wilkins, K. Young, ~~and P. Young~~ P. Young, Pendergrass, Cullison, Hill, Kipke, and Miele

AN ACT concerning

Health Insurance – Prescription Contraceptives – Coverage for Single Dispensing

FOR the purpose of altering the length of the period for which a certain insurer, nonprofit health service plan, and health maintenance organization is required to provide coverage for a single dispensing of a supply of prescription contraceptives; repealing a certain provision of law authorizing a certain insurer, nonprofit health service plan, and health maintenance organization to provide coverage for a supply of prescription contraceptives that is for less than a certain period; providing that a certain provision of this Act may not be construed to require a provider to prescribe, furnish, or dispense contraceptives for a certain number of months at a certain time;

making conforming changes; providing for the application of this Act; providing for a delayed effective date; and generally relating to health insurance coverage for prescription contraceptives.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–826.1(a) and (b)
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–826.1(d)
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 1331 – Delegates A. Washington ~~and Kaiser~~, Kaiser, Rose, C. Howard, Ebersole, Tarlau, and M. Washington

AN ACT concerning

Election Law – Cybersecurity

FOR the purpose of ~~requiring the State Administrator of Elections to notify certain persons within a certain period of time after becoming aware of a security incident involving an election system; requiring that the notification include certain information; authorizing the Secretary of Information Technology to require that information contained in a notification be withheld from the general public if the Secretary makes a certain determination; requiring an election service provider to take certain actions within a certain period of time after becoming aware of a security incident involving an election system;~~ requiring the State Administrator of Elections, under certain circumstances, to submit a written report to certain persons within a certain period of time after becoming aware of a certain security violation involving an election system; requiring that the report include certain information and be updated continuously as new information becomes available; requiring the State Administrator to submit a written report to certain persons on a certain date each year that describes any significant attempted security violations involving an election system in the previous year; requiring that the annual report include certain information and be updated continuously as new information becomes available; authorizing the Secretary of Information Technology to require that information contained in a certain report be withheld from the general public if the Secretary makes a certain determination; requiring an election service provider, under certain circumstances, to take certain actions within a certain period of time after becoming aware of a security violation or significant attempted security violation involving an election system; requiring a voter who uses the online absentee ballot application to

request an absentee ballot be sent by any method or who uses any method to request to receive a blank absentee ballot through the Internet to provide certain information; requiring the State Board approved absentee ballot application and online absentee ballot application to require the applicant to check a box acknowledging a certain statement; requiring a voter who chooses to receive a blank absentee ballot through the Internet to check a box acknowledging a certain statement ~~before choosing whether to mark the ballot by hand or use the online ballot marking tool~~; requiring each polling place and early voting center to have a paper or electronic backup copy of the election register available for the use of the election judges if certain computer devices do not function properly during an election; defining certain terms; and generally relating to election cybersecurity.

BY adding to
Article – Election Law
Section 2–108
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 9–305, 9–308.1, and 10–302
Annotated Code of Maryland
(2017 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1351 – Delegates Krebs, Rose, and Shoemaker

AN ACT concerning

Agriculture – Easements – Special Occasion Events

FOR the purpose of authorizing a landowner to use a portion of the land subject to an easement to hold ~~a~~ certain special occasion ~~event~~ events for commercial purposes under certain circumstances; specifying that a certain approval granted by the Maryland Agricultural Land Preservation Foundation to a landowner to use the land subject to an easement to hold ~~a~~ certain special occasion ~~event~~ events for commercial purposes automatically terminates on the sale or transfer of the land subject to the easement; providing for the application of this Act; and generally relating to the use of land under an easement held by the Maryland Agricultural Land Preservation Foundation.

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 2–513(a) and (b)(1)
Annotated Code of Maryland

(2016 Replacement Volume and 2017 Supplement)

BY adding to
Article – Agriculture
Section 2–513(d)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 2–513(d) and (e)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1400 – Delegates Morhaim, McIntosh, Angel, Arentz, Atterbeary, Aumann, B. Barnes, Barve, Beitzel, Brooks, Carr, Ciliberti, Clippinger, Cluster, Conaway, Corderman, Dumais, Fraser–Hidalgo, Frick, Frush, Gibson, Gutierrez, Hayes, Haynes, Hettleman, Hill, Hixson, S. Howard, Jalisi, Jones, Kipke, Kittleman, Korman, Kramer, Krimm, Lafferty, Lam, J. Lewis, Lierman, Lisanti, Luedtke, Malone, McComas, McCray, McKay, Moon, Proctor, Queen, Rey, Reznik, Saab, Sanchez, Stein, Sydnor, Valentino–Smith, Vallario, Waldstreicher, West, K. Young, ~~and P. Young~~ P. Young, and A. Miller

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – Employees of ~~Qualifying Organizations~~ County Boards

FOR the purpose of ~~altering the definition of "qualifying nonprofit organization" to authorize certain nonprofit entities to qualify for participation in the State Employee and Retiree Health and Welfare Benefits Program;~~ authorizing an employee of a county board to participate in the Program~~; establishing the Task Force to Study Cooperative Purchasing for Health Insurance; 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 certain recommendations regarding cooperative purchasing of health insurance; requiring the Task Force to report its findings and recommendations to the Governor and General Assembly on or before a certain date; providing for the termination of certain provisions of this Act~~; defining a certain term; making conforming changes; and generally relating to the State Employee and Retiree Health and Welfare Benefits Program.

BY repealing and reenacting, with amendments,

Article – State Personnel and Pensions
Section 2–501~~, 2–512,~~ and 2–513
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
~~Section 2–502 and 2–503(d)(2)~~ Section 2–502, 2–503(d)(2), and 2–512
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1448 – Delegate Vallario

AN ACT concerning

Clerks of the Courts – Traffic Fines – Installment Payments

FOR the purpose of allowing the District Court or a circuit court to authorize the clerk of the court to approve certain agreements for the payment of certain fines for traffic offenses under certain circumstances; authorizing a certain defendant to apply to the clerk of the court to make certain installment payments; specifying certain duties of the clerk of the court; providing for the content and posting of certain agreements; prohibiting the Motor Vehicle Administration from suspending or continuing to suspend a driver's license or privilege to drive under certain circumstances; and generally relating to certain agreements for the payment of certain fines for traffic offenses under certain circumstances.

BY adding to
Article – Courts and Judicial Proceedings
Section 7–504.1
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 26–204(e) and (g) and 27–103
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1452 – Delegates Pena–Melnyk, Angel, Barron, Bromwell, Cullison, Hayes, Kelly, Kipke, Miele, Rosenberg, Sample–Hughes, Valentino–Smith, West, ~~and K. Young~~ K. Young, Hill, Krebs, Metzgar, Morales, Morgan, Pendergrass, Platt, Saab, and Szeliga

AN ACT concerning

Controlled Dangerous Substances Registration – Authorized Providers – Continuing ~~Medical~~ Education

FOR the purpose of requiring ~~an~~ a certain authorized provider to ~~submit certain evidence~~ attest on a certain registration form to the Maryland Department of Health that the authorized provider completed certain continuing ~~medical~~ education before the authorized provider may be registered by the Department or renew a certain registration to dispense a controlled dangerous substance; requiring certain continuing ~~medical~~ education to be related to the prescribing or dispensing of controlled dangerous substances and ~~developed by organizations~~ recognized by a certain licensing or certification board or accredited by a certain organization; ~~requiring an authorized provider who dispenses a controlled dangerous substance to complete certain continuing medical education before the authorized provider's registration may be renewed by the Department;~~ and generally relating to registration requirements for authorized providers to dispense controlled dangerous substances.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–301 ~~and 5–302~~
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

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

House Bill 1456 – Delegates Barve, Beidle, Carr, Flanagan, Fraser–Hidalgo, Gilchrist, Healey, Holmes, Jalisi, Knotts, Lafferty, Platt, Robinson, and Stein

AN ACT concerning

Offshore Drilling Liability Act

FOR the purpose of establishing that an offshore drilling activity is an ultrahazardous and abnormally dangerous activity; establishing that a person that causes a spill of oil or gas while engaged in an offshore drilling activity is strictly liable for certain damages; voiding as against public policy a provision of any contract or agreement that attempts or purports to waive certain rights or reduce certain liability for injury, death, or loss to person or property caused by an oil or gas spill as a result of an offshore drilling activity; establishing that certain provisions concerning a certain bond do not apply to a judgment in a civil action for damages relating to an offshore drilling activity; defining certain terms; providing for the application of this Act; and generally relating to civil liability for oil or gas spills related to offshore drilling activities.

BY adding to
Article – Courts and Judicial Proceedings
Section 3–2101 through 3–2104 to be under the new subtitle "Subtitle 21. Offshore Drilling Liability Act"
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 12–301.1(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1462 – Delegates Ebersole, Atterbeary, Angel, Cassilly, Conaway, Dumais, Gibson, Hill, J. Lewis, Lisanti, Malone, McComas, Moon, Morales, Parrott, Proctor, Reilly, Rey, Sanchez, Sydnor, Turner, M. Washington, and Wilson

AN ACT concerning

Commercial Driver's Licenses – Recognition, Prevention, and Reporting of Human Trafficking

FOR the purpose of requiring the Motor Vehicle Administration to include questions on human trafficking recognition, prevention, and effective reporting as part of the commercial driver's license knowledge test; requiring commercial driver's license training schools to include training on human trafficking recognition, prevention, and effective reporting as part of the curriculum; requiring the Administration to include content on human trafficking recognition, prevention, and effective reporting in its Commercial Driver's License Manual; requiring the Administration to provide content on human trafficking recognition, prevention, and effective reporting from the Manual to applicants renewing their commercial driver's licenses; and generally relating to commercial driver's licenses.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–807(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 16–807.2
Annotated Code of Maryland

(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1571 – Delegates Wilson ~~and Angel~~, Angel, Kaiser, Turner, Afzali, D. Barnes, Buckel, Ebersole, Hornberger, C. Howard, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Walker, M. Washington, and Wilkins

AN ACT concerning

Education – Child Sexual Abuse Prevention – Employment Process

FOR the purpose of requiring a county board of education, a certain nonpublic school, and a certain contracting agency to require an applicant for a position involving direct contact with minors to provide certain information; requiring the county board, nonpublic school, or contracting agency to conduct a certain review of the employment history of a certain applicant; requiring the ~~county board~~ State Department of Education, a nonpublic school, or a contracting agency to check certain eligibility of a certain applicant; requiring the Department to provide a certain notification to certain county boards within a certain time period under certain circumstances; providing that a certain applicant shall be subject to certain discipline under certain circumstances; ~~authorizing the county board or contracting agency to hire an applicant on a certain provisional basis under certain circumstances; prohibiting the county board or contracting agency from entering into a certain agreement under certain circumstances; providing that a certain agreement is void and unenforceable under certain circumstances; providing for the hiring of certain substitute employees; requiring a certain contracting agency to perform a certain review before making a certain assignment;~~ requiring certain entities that furnish substitute staffing services to comply with certain provisions; requiring a certain contracting agency to maintain certain records; requiring a certain contracting agency to inform the ~~county board~~ school of certain information; prohibiting a certain contracting agency from assigning a certain employee to perform certain work under certain circumstances; ~~providing for a certain immunity from criminal and civil liability;~~ providing for the construction of this Act; ~~authorizing the State Department of Education to initiate certain disciplinary action under certain circumstances and to adopt certain rules and regulations;~~ defining certain terms; and generally relating to hiring school employees.

BY adding to
Article – Education
Section 6–113.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1580 – Delegate Fisher

AN ACT concerning

Calvert County – Competitive Bidding Process

FOR the purpose of altering the method by which the County Commissioners of Calvert County or the official authorized to contract for the county shall invite proposals for certain contracts; authorizing the Commissioners or the official authorized to contract for the county to use other methods to invite proposals for certain contracts; and generally relating to the competitive bidding process in Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 6–101
Article 5 – Public Local Laws of Maryland
(2002 Edition and August 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1617 – Delegates Morales, Wilkins, Anderton, D. Barnes, Carozza, Glenn, Gutierrez, A. Miller, Mosby, Patterson, Robinson, Sanchez, Turner, and P. Young

AN ACT concerning

Labor and Employment – Hiring and Promotion Preferences – Veterans of Commissioned Corps

FOR the purpose of altering the definition of "eligible veteran" to include certain commissioned corps for the purpose of granting a certain preference in hiring and promotion to certain veterans, spouses of certain veterans, and surviving spouses of certain veterans; and generally relating to hiring and promotion preferences for veterans and their spouses.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–714
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

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

House Bill 1634 – Delegates Frick, Aumann, Barkley, Barve, Carr, Gaines, Healey, Hettleman, Jones, Lierman, Pendergrass, Reznik, Stein, Turner, K. Young, and P. Young

AN ACT concerning

Financial Consumer Protection Act of 2018

FOR the purpose of ~~prohibiting certain persons from making certain loans under certain circumstances; providing that certain loans are void and unenforceable under certain circumstances; prohibiting certain persons from receiving or retaining certain principal, interest, fees, or other compensation under certain circumstances; prohibiting certain persons from selling, assigning, or otherwise transferring certain loans; authorizing a certain lender to collect a certain rate of interest, charge, discount, or other consideration; altering the circumstances under which certain lenders may make certain loans; altering the application of specified provisions of law regarding interest and usury and certain small consumer loans; altering a certain prohibition on a certain lender contracting for, charging, or receiving certain fees or charges; altering a certain prohibition on a certain lender taking a certain security interest; altering a certain prohibition on a person lending a specified amount under certain circumstances; prohibiting a certain person from collecting or attempting to collect a certain amount from a borrower;~~ altering the definition of "unfair or deceptive trade practice" to be "unfair, abusive, or deceptive trade practice"; providing that unfair, abusive, or deceptive trade practices include violations of the federal Military Lending Act or the federal Servicemembers Civil Relief Act; altering certain civil penalties for certain violations of the Maryland Consumer Protection Act or State financial laws and provisions regarding ~~consumer reporting agencies,~~ collection agencies, mortgage lenders, mortgage loan originators, check cashers, money transmitters, and debt management services; prohibiting a certain collector from engaging in certain unlicensed debt collection activity and certain conduct under certain circumstances; ~~requiring a consumer reporting agency to provide a certain notification of a breach of the security of a system; altering the requirement that a consumer reporting agency reinvestigate and record certain information; prohibiting a consumer reporting agency from charging for any service relating to a security freeze; altering a certain notice that must be included with a certain summary of rights provided to a consumer;~~ specifying the purpose of certain provisions of law; requiring the Commissioner of Financial Regulation and the Office of the Attorney General to use certain authority to bring certain civil actions or proceedings under certain circumstances; requiring the Governor to appropriate certain amounts in the annual State budget for the Commissioner and the Office; requiring the Commissioner and the Office to use certain funds for certain purposes; ~~providing that a certain person is a fiduciary and has a certain duty; requiring a certain person to disclose to a client certain information and to make a certain inquiry; authorizing the Commissioner of Securities of the Office of the Attorney General to adopt certain regulations; requiring the Standing Committee on Rules of~~

~~Practice and Procedure of the Court of Appeals and the Commissioner of Financial Regulation to adopt certain rules consistent with a certain model act; requiring a certain person who makes installment loans or engages in credit services business activities to be licensed under certain provisions of law and specifying that the person is subject to certain provisions; requiring certain licensing, investigatory, enforcement, and penalty provisions to be interpreted, construed, and applied in a certain manner; altering the definition of "mortgage loan originator" to include a certain seller of a manufactured home; requiring the Commissioner of Financial Regulation to designate an individual to serve as the Student Loan Ombudsman; establishing the duties and responsibilities of the Student Loan Ombudsman; requiring the Student Loan Ombudsman, in consultation with the Commissioner, to establish a certain student loan borrower education course; establishing the requirements of the course; prohibiting a person from engaging in student education loan servicing unless the person is licensed by the Commissioner or is exempt from licensing; establishing the application requirements for a student loan servicer license; requiring the Commissioner to investigate certain information under certain circumstances; requiring a certain person to provide fingerprints and pay a certain fee under certain circumstances; requiring the Commissioner to issue or deny an application for a student education loan servicing license under certain circumstances; specifying the expiration date of a certain license; establishing the requirements and procedures for the renewal of a student education loan servicing license; providing for the effective date of a certain initial license under certain circumstances; authorizing the Commissioner to refuse to approve a renewal license application under certain circumstances; establishing procedures regarding the abandonment of certain license applications; requiring a certain licensee who ceases engaging in student education loan servicing to surrender a certain license under certain circumstances; providing that a certain surrender of a license does not reduce or eliminate certain liability; requiring the Commissioner to automatically suspend a certain license under certain circumstances; establishing the duties, responsibilities, and requirements of a licensee; authorizing the Commissioner to issue more than one license to a licensee; prohibiting a licensee from transferring or assigning a license; authorizing the Commissioner to investigate and inspect certain records; authorizing the Commissioner to extend the time a licensee has to send certain records; prohibiting a licensee from taking or failing to take certain actions, making certain misrepresentations or omissions, or causing certain harm; authorizing a licensee to adopt certain procedures; authorizing the Commissioner to conduct certain investigations and examinations and certain related actions; requiring the Commissioner to review, investigate, or examine a certain licensee under certain circumstances; requiring the Commissioner to have certain access to certain books, accounts, records, files, documents, information, or evidence; authorizing the Commissioner to control access to certain documents and records and take certain actions; prohibiting a person from removing or attempting to remove certain documents or records under certain circumstances; requiring a licensee or a certain owner to have access to certain documents and records under certain circumstances; prohibiting a licensee or a certain person from knowingly taking certain actions; authorizing the Commissioner to take certain actions to enforce and carry out this Act under certain circumstances; authorizing the~~

~~Commissioner to take certain enforcement actions against a certain student loan servicer who is not licensed; requiring the Commissioner to provide a certain notice and a certain option; authorizing the Commissioner to take certain actions authorized under certain banking laws under certain circumstances; prohibiting the Commissioner from refunding certain fees; establishing certain reporting requirements; requiring the Commissioner to adopt certain regulations;~~ requiring the Commissioner to conduct a certain study to assess whether the Commissioner has certain statutory authority to regulate certain firms and issue a certain report; requiring the Maryland Financial Consumer Protection Commission to study ~~cryptocurrencies and other blockchain technologies~~ certain issues and include certain recommendations in a report; providing for the application of certain provisions of this Act; making the provisions of this Act severable; requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross–references or terminology rendered incorrect by this Act and to describe any corrections made in an editor's note following the section affected; defining and altering certain terms; making stylistic and conforming changes; and generally relating to financial consumer protection laws.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 7–101(i) and 7–205(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section ~~12–101, 12–111, 12–112, 12–114, 12–303, 12–311(c), 12–314, 12–601(k),~~ 13–101(k), 13–301, 13–303, 13–410, ~~14–202, 14–1206, 14–1208, 14–1212.1(i) and (j), 14–1212.2(c)(1), (g), and (i), 14–1212.3(i), and 14–1218(a)~~ and 14–202
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Commercial Law
Section ~~12–114.1; and~~ 14–4101 through 14–4104 to be under the new subtitle "Subtitle 41. Financial Consumer Protection"
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

~~BY repealing and reenacting, without amendments,~~
~~Article – Commercial Law~~
~~Section 12–601(f) and 14–1212.1(l)~~
~~Annotated Code of Maryland~~
~~(2013 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~

~~Article – Corporations and Associations~~
~~Section 11–803~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – Courts and Judicial Proceedings~~
~~Section 3–230.1~~
~~Annotated Code of Maryland~~
~~(2013 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section ~~2–105.1(b), 11–303, 11–601(q),~~ 2–115(b), 2–116(b), 11–517(c), 11–615(c), 12–126, 12–426(e)(2), and 12–928
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Financial Institutions
Section 11–504, 11–602(b), 12–105(a), 12–405(a), and 12–906(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

~~BY adding to~~
~~Article – Financial Institutions~~
~~Section 2–104.1; and 12–1101 through 12–1119 to be under the new subtitle "Subtitle 11. Student Loan Servicers"~~
~~Annotated Code of Maryland~~
~~(2011 Replacement Volume and 2017 Supplement)~~

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

House Bill 1662 – Delegates Kramer, Busch, Arentz, Aumann, Barkley, Barve, Brooks, Carey, Chang, Cullison, Davis, Fennell, Frush, Hixson, Impallaria, Jameson, Kelly, Lam, R. Lewis, Luedtke, Metzgar, Miele, Moon, Morales, Platt, Robinson, Sanchez, Stein, Valderrama, Waldstreicher, ~~and K. Young~~ K. Young, Branch, Clippinger, Frick, Lisanti, Mautz, and A. Miller

AN ACT concerning

~~No More Puppy–Mill Pups Act of 2018~~
Business Regulation – Retail Pet Stores
(No More Puppy– and Kitten–Mills Act of 2018)

FOR the purpose of prohibiting certain retail pet stores from offering for sale, transferring, or disposing of cats or dogs; repealing certain provisions of law that authorize the

sale of certain cats and dogs and set forth the requirements for a retail pet store that offers to sell certain cats or dogs under certain circumstances; repealing certain provisions of law relating to remedies a certain purchaser is entitled to after purchasing a certain cat or dog; providing for the construction of a certain provision of this Act; making certain conforming changes; altering a certain definition; defining a certain term; providing for a delayed effective date; and generally relating to a prohibition on the sale, transfer, or disposal of cats and dogs by retail pet stores.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 19–701, 19–706, and 19–707
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 19–702
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing
Article – Business Regulation
Section 19–702.1, 19–703, 19–704, and 19–705
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Business Regulation
Section 19–703
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1721 – Delegate Walker

AN ACT concerning

Horse Racing – Maryland International and Preakness Stakes Incentives – Modifications

FOR the purpose of altering the amount available for a purse for the Maryland International thoroughbred race; specifying that the Maryland International is a graded stakes; authorizing, with the approval of the State Racing Commission, a certain race; requiring that certain money distributed to the Racing Special Fund and paid for certain purposes remain available for certain purposes; repealing certain requirements that certain lottery revenues be deposited in the Racing Special

Fund; making a conforming change; providing for a delayed effective date for certain provisions of this Act; and generally relating to the Maryland International thoroughbred race and Preakness Stakes.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 11–403(a)(9) and 11–522.1(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 11–403(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Chapter 727 of the Acts of the General Assembly of 2016
Section 2

BY adding to
Article – Business Regulation
Section 11–403(d)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–120(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

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

House Bill 1747 – Delegate Reznik

AN ACT concerning

Residential Child Care Programs – Statement of Need – Exceptions

FOR the purpose of providing that the Department of Human Services and the Department of Juvenile Services are not required to issue a statement of need before granting a license to a residential child care program if there is no placement available in an existing licensed program that can provide certain services; providing that a statement of need is not required before the number of placements in an existing licensed residential child care program is increased if there is no placement available in an existing licensed program that can provide certain services; providing that a

statement of need is not required before an existing licensed residential child care program is relocated if the existing site of the program necessitates certain rehabilitation that is impractical or infeasible and certain other requirements are met; and generally relating to statements of need for residential child care programs.

BY repealing and reenacting, without amendments,
Article – Human Services
Section 8–703.1(a)
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 8–703.1(d) and (e)
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

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

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 20

House Bill 156 – Delegates Mautz and Adams

AN ACT concerning

Talbot County Board of Education – Start Date of Term for Members

FOR the purpose of altering the date for the start of the term for a member elected to serve on the Talbot County Board of Education; and generally relating to the date for the start of the term for members elected to the Talbot County Board of Education.

BY repealing and reenacting, without amendments,
Article – Education
Section 3–12A–01(a) and (b)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 3–12A–01(e)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 180 – Delegate Stein

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 termination 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 – Labor and Employment
Section 5.5–110(e)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

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

House Bill 184 – Prince George's County Delegation

AN ACT concerning

Prince George's County Public Schools – Office of Inspector General – Establishment

PG 508–18

FOR the purpose of establishing the Office of the Inspector General in the Prince George's County public school system; requiring the County Council of Prince George's County to select and appoint the Inspector General; providing for the qualifications and term of the Inspector General and the filling of a vacancy in the Office of the Inspector General; authorizing the removal of the Inspector General under certain circumstances; prohibiting the Inspector General from holding secondary employment during the term as Inspector General; setting forth the duties of the Office; authorizing the Office to conduct certain investigations, analyses, audits, and reviews, provide management advisories, and utilize the assistance of certain other persons; requiring the Inspector General to comply with generally accepted government auditing standards under certain circumstances; requiring the

Inspector General to ~~submit~~ publish certain written reports ~~to the County Council for publication~~ on the ~~County Council's~~ Inspector General's website; prohibiting the Inspector General from disclosing certain information that is protected from disclosure; authorizing the Inspector General to make certain oral reports under certain circumstances; requiring the Inspector General to establish and follow procedures for safeguarding the identity of confidential sources and protecting confidential information; requiring the ~~County Council~~ Inspector General to publish certain comments or responses with certain reports on the ~~County Council's~~ Inspector General's website; requiring the Inspector General to report certain allegations to certain persons under certain circumstances; requiring the Inspector General to coordinate with the Prince George's County public school system to develop a certain work plan and establish certain goals and priorities for the Office; requiring the Inspector General to make the work plan available to the public, subject to certain laws; requiring certain individuals to promptly provide certain information to the Inspector General under certain circumstances; requiring the Inspector General to notify the ~~County Council and the Prince George's County public school system~~ county board and Chief Executive Officer if certain individuals fail to provide certain information; requiring the ~~County Council~~ county board and Chief Executive Officer to take certain action under certain circumstances; providing that a Prince George's County public school system employee should report any fraud, waste, or abuse to the Office; prohibiting a Prince George's County public school system employee, vendor, or employee of a vendor from being retaliated against, penalized, or threatened with retaliation for certain actions; prohibiting the Inspector General from disclosing the identity of a certain person under certain circumstances; authorizing the Inspector General to administer an oath or affirmation or take an affidavit from any person under certain circumstances; authorizing the Inspector General to administer an oath and take a deposition and other testimony for certain purposes; authorizing the Inspector General to subpoena any person or evidence for a certain purpose; authorizing a court of competent jurisdiction to compel compliance with a certain order or subpoena or compel testimony or the production of evidence; requiring the Inspector General to submit to the Prince George's County Board of Education a certain budget proposal each year; requiring the county board to include in its annual budget proposal certain amounts for the Office; defining certain terms; providing for the application of this Act; transferring the functions, powers, and duties of the Office of Internal Audit of the Prince George's County school system to the Office of the Inspector General on a certain date; requiring that certain employees who are transferred to the Office of the Inspector General be transferred without any diminution of their rights; and generally relating to the establishment of the Office of the Inspector General in the Prince George's County public school system.

BY adding to
Article – Education
Section 4–404
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 238 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Vehicle Laws – Authority to Tow Abandoned Vehicles

PG 418–18

FOR the purpose of altering the definition of "police department" to include an entity designated by the County Executive of Prince George's County for purposes of provisions relating to the towing of abandoned vehicles in Prince George's County; and generally relating to the authority to tow abandoned vehicles in Prince George's County.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 25–201
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 25–203
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 286 – Delegate Dumais

AN ACT concerning

Circuit Court Clerks – Salary Increase

FOR the purpose of increasing the limit on the maximum salary that the Board of Public Works may set for a clerk of a circuit court; providing for the application of this Act; and generally relating to the salary of a clerk of a circuit court.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–504(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 315 – Delegates Hixson, Ali, Angel, Barkley, Barve, Beidle, Branch, Chang, Ebersole, Fennell, Fraser–Hidalgo, Gibson, Glenn, Gutierrez, Hayes, Healey, Hettleman, C. Howard, Jones, Korman, Kramer, Lam, Lierman, Luedtke, McCray, McIntosh, A. Miller, Patterson, Pena–Melnyk, Queen, Reznik, Rosenberg, Sample–Hughes, Tarlau, Turner, A. Washington, M. Washington, Wilkins, ~~and P. Young~~ P. Young, Jalisi, Sophocleus, and Kaiser

AN ACT concerning

State Department of Education – Breakfast and Lunch Programs – Funding (Maryland Cares for Kids Act)

FOR the purpose of repealing the requirement that the State Board of Education adopt and publish standards for the administration of a subsidized feeding program; requiring the State to be responsible for reimbursing a county board of education or a nonprofit nonpublic school for certain portions of the student share of the costs of certain meals in certain fiscal years; prohibiting a county board of education or nonprofit nonpublic school from charging certain students for any portion of the cost of ~~the meal~~ certain meals beginning in certain fiscal years; altering the calculation for the reimbursement for certain meals to certain county boards of education and nonprofit nonpublic schools; making conforming changes; and generally relating to school breakfast and lunch programs and the State Department of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–601 through 7–605 and 7–701 through 7–703
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation and the Committee on Education, Health, and Environmental Affairs.

House Bill 320 – ~~Delegates Sydnor and P. Young~~ Baltimore County Delegation

AN ACT concerning

Baltimore County – Nuisance Actions – Community Association Standing

FOR the purpose of altering the definition of "community association" for purposes of certain provisions of law authorizing community associations to seek judicial relief for nuisance abatement in Baltimore County; repealing a provision of law requiring a certain court to determine in what amount and under what conditions a bond must be filed by a community association in a certain nuisance action; and generally

relating to the right of community associations to seek judicial relief for nuisance abatement in Baltimore County.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 14–125
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 503 – Delegates Wilkins, Ali, Ebersole, Luedtke, Patterson, ~~and Turner~~ Turner, A. Miller, Mosby, Tarlau, A. Washington, and C. Howard

AN ACT concerning

State Department of Education – Translation Grant Program – Established

FOR the purpose of establishing the Translation Grant Program in the State Department of Education; establishing the purpose of the Program; requiring the Department to develop the Program; requiring the Program to be a competitive grant program; requiring the Department to establish certain application procedures for obtaining a grant under the Program; requiring the Department to award certain grants in a certain priority; requiring the Department to distribute grants to be used for the translation of certain educational materials and to supervise the use of grant funds; requiring the Department to provide a grant to a certain county board in a certain fiscal year under certain circumstances; requiring the Governor to include a certain appropriation to the Program in each annual budget submission beginning in a certain fiscal year; requiring a certain county board to distribute a certain grant under the Program using a certain priority to schools within the county; requiring certain county boards to submit a certain report to the Department every 2 years beginning on or before a certain date; requiring the Department to report to the Governor and the General Assembly every 2 years beginning on or before a certain date; requiring the Department to adopt certain regulations to implement the Program; defining certain terms; and generally relating to grants to county boards to support the translation of educational materials.

BY adding to
Article – Education
Section 7–106.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 561 – Delegates McCray, Ali, Anderson, Clippinger, Conaway, Gibson, Hayes, Haynes, Lierman, McIntosh, Mosby, Rosenberg, and M. Washington

AN ACT concerning

Office of Legislative Audits – Audits of the Baltimore City Police Department

FOR the purpose of requiring the Office of Legislative Audits to conduct a certain audit of the Baltimore City Police Department within a certain time period and at certain intervals; requiring the Office of Legislative Audits to provide certain information to the Baltimore City Police Department; and generally relating to the audits of the Baltimore City Police Department by the Office of Legislative Audits.

BY adding to
Article – State Government
Section 2–1220(h)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 669 – Delegate Beidle

AN ACT concerning

Real Property – Homeowners Associations – ~~Definition of Lot~~ Number of Declarant Votes

FOR the purpose of ~~altering the definition of "lot" in the Maryland Homeowners Association Act; providing for the application of this Act~~ providing that a declarant has a certain number of votes when voting on a homeowners association matter under certain circumstances; and generally relating to homeowners associations.

~~BY repealing and reenacting, without amendments,~~
~~Article – Real Property~~
~~Section 11B–101(a), (c), (d), (f), and (i)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Real Property~~
~~Section 11B–101(j)~~
~~Annotated Code of Maryland~~

~~(2015 Replacement Volume and 2017 Supplement)~~

BY adding to
Article – Real Property
Section 11B–111.7
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 694 – Chair, Environment and Transportation Committee and Chair, Economic Matters Committee (By Request – Departmental – Housing and Community Development)

AN ACT concerning

Public Safety – Building Codes – Transfer of Administration to Department of Labor, Licensing, and Regulation

FOR the purpose of transferring certain responsibilities relating to the administration of certain statewide building codes from the Department of Housing and Community Development to the Department of Labor, Licensing, and Regulation; providing for the transfer of certain functions, powers, and duties of the Department of Housing and Community Development on a certain date; providing for the transfer of certain employees to the Department of Labor, Licensing, and Regulation without diminution of certain rights, benefits, or employment or retirement status; providing that this Act may not be construed to diminish certain powers or duties of the Department of Housing and Community Development; providing for the transfer of certain records, credits, assets, liabilities, obligations, rights, privileges, and appropriations to the Department of Labor, Licensing, and Regulation on a certain date; providing for the continuity of the status of certain laws, regulations, standards, guidelines, policies, orders, directives, forms, plans, memberships, contracts, property, investigations, rights, duties, and responsibilities; requiring the publisher of the Annotated Code of Maryland, in consultation with and subject to the approval of the Department of Legislative Services, to correct any cross–references or terminology rendered incorrect by certain Acts and to describe any such corrections in an editor's note following the section affected; and generally relating to building codes.

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 3–103
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Safety

Section 12–201(a)(1), 12–202(a)(1), 12–203(a)(1), 12–204(g)(1), 12–301(a), 12–401(a), 12–501(a), 12–1001(a), and 12–1003(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–201(a)(2), 12–202(a)(2), 12–203(a)(2), 12–204(c), (e)(1), and (g)(2), 12–301(b), 12–401(c), 12–501(c), 12–1001(e), and 12–1003(g)(1)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

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

House Bill 722 – Allegany County Delegation

AN ACT concerning

Allegany County – All–Terrain Vehicles and Snowmobiles

FOR the purpose of prohibiting a person in Allegany County from operating an all–terrain vehicle or snowmobile on certain highways; authorizing a local authority in Allegany County to authorize a person to cross a highway in a certain manner on an all–terrain vehicle or snowmobile when operated under a certain speed; authorizing a local authority in Allegany County to authorize the operation of a snowmobile or an all–terrain vehicle on a certain portion of highway when operated under a certain speed; authorizing a local authority in Allegany County to designate a certain portion of highway on which an all–terrain vehicle or a snowmobile may travel under a certain speed for certain purposes; and generally relating to all–terrain vehicles and snowmobiles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–104.1 and 25–102(a)(14)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 729 – Calvert County Delegation

AN ACT concerning

Calvert County – County Budget – Changes to Adopted Budget

FOR the purpose of increasing the threshold amount of a change to an adopted budget that may be made by the County Commissioners of Calvert County only by resolution

after complying with certain publication and hearing requirements; altering the process for the County Commissioners of Calvert County to make changes of less than a certain dollar amount to an adopted county budget under certain circumstances; and generally relating to the budget of Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 5–103
Article 5 – Public Local Laws of Maryland
(2002 Edition and August 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 744 – Delegate Lafferty

AN ACT concerning

Transportation – Complete Streets Policy – Adoption

FOR the purpose of requiring ~~the Maryland Transportation Authority and~~ certain modal administrations of the Department of Transportation to adopt a complete streets policy that requires the implementation of certain complete streets design features for certain facilities under certain circumstances; specifying the requirements of a complete streets policy; exempting ~~the Authority and~~ certain modal administrations of the Department from adopting certain facets of a complete streets policy under certain circumstances; defining certain terms; and generally relating to the adoption of a complete streets policy by ~~the Authority and~~ certain modal administrations of the Department.

BY adding to
Article – Transportation
Section 2–112, ~~4–408,~~ 5–408.1, 7–309, and 8–204.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 775 – ~~Delegate Kelly~~ Delegates Kelly, Hettleman, Gutierrez, Valentino–Smith, Krimm, P. Young, Lam, Lierman, McIntosh, Gaines, Jones, Haynes, Reznik, A. Miller, Sophocleus, Korman, Jackson, and Chang

AN ACT concerning

State Employees – Parental Leave

FOR the purpose of providing that certain State employees may be entitled to parental leave with pay under certain circumstances; establishing the maximum number of days of parental leave that certain employees may use for the care and nurturing of a child within a certain amount of time following the birth or adoption of the child; providing that an employee may use parental leave only after obtaining approval from the employee's appointing authority; prohibiting an employee who uses parental leave from receiving certain payment unless the employee takes a certain action; requiring the Secretary of Budget and Management to adopt certain regulations; and generally relating to parental leave for State employees.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 9–1101
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Personnel and Pensions
Section 9–1108
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 786 – Delegates J. Lewis, Angel, Atterbeary, Barron, Dumais, Hayes, Kelly, Knotts, Moon, Morales, Mosby, Proctor, Queen, Rosenberg, Sanchez, Sydnor, and Tarlau

AN ACT concerning

Correctional Services – Restrictive Housing – Limitations

FOR the purpose of ~~authorizing a certain sanction for a certain inmate who has been found guilty of a certain administrative infraction; authorizing a certain sanction for a certain inmate who has been found guilty of a certain substantive infraction; restricting the number of consecutive and total days that an inmate may be placed in certain restrictive housing; prohibiting the placement of an inmate in restrictive housing for certain reasons; prohibiting a certain vulnerable inmate from placement in restrictive housing under certain circumstances; requiring a certain inmate in restrictive housing to be provided certain health assessments and access to certain privileges and conditions; requiring the failure to provide a certain privilege or condition to a certain inmate to be recorded in the inmate's file; prohibiting the direct release of a certain inmate from restrictive housing to the community, with a certain exception; providing for the application of this Act; defining certain terms~~ requiring, to a certain extent, the Department of Public Safety and Correctional Services to adhere to the standards of the American Corrections Association for restrictive

housing in State correctional facilities; and generally relating to inmates and restrictive housing.

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 9–614(a)
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Correctional Services
Section ~~9–616~~ 10–802
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 788 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Community Benefits Districts

FOR the purpose of repealing the limitation on the number of community benefits district management authorities that the Mayor and City Council of Baltimore may establish; and generally relating to the authority of the Mayor and City Council of Baltimore to establish community benefits districts.

BY repealing and reenacting, with amendments,
The Charter of Baltimore City
Article II – General Powers
Section (63)(a)
(2007 Replacement Volume, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 809 – Howard County Delegation

AN ACT concerning

Howard County – Sheriff's Salary

Ho. Co. 8–18

FOR the purpose of altering the salary of the Sheriff of Howard County; providing for the application of this Act; and generally relating to the Sheriff of Howard County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(o)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 832 – Delegates Rosenberg, R. Lewis, and McCray

AN ACT concerning

Baltimore City – Landlord and Tenant – Repossession for Failure to Pay Rent – Procedures

FOR the purpose of specifying certain requirements for a complaint for repossession for failure to pay rent in Baltimore City; altering the date when a certain individual may be ordered to appear in court in a certain repossession action in Baltimore City; altering the notice and service requirements in a certain repossession action in Baltimore City; requiring a court to reschedule a certain hearing and a sheriff to refund certain fees if the sheriff is unable to serve a certain summons in Baltimore City under certain circumstances; making stylistic changes; and generally relating to actions for repossession for failure to pay rent in Baltimore City.

BY repealing and reenacting, with amendments,
The Public Local Laws of Baltimore City
Section 9–3
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 852 – Delegates Rosenberg, Beidle, Carr, Jalisi, R. Lewis, and McCray

AN ACT concerning

Landlord and Tenant – Repossession for Failure to Pay Rent – Lead Risk Reduction Compliance

FOR the purpose of requiring an action for repossession for failure to pay rent to contain a certain statement on whether the property is an affected property under certain lead–based paint abatement laws; ~~requiring~~ authorizing a court to dismiss an action for repossession for failure to pay rent that does not include certain information on the status of the property as an affected property ~~under certain circumstances~~; authorizing a court to adjourn a certain trial to enable either party to obtain documents or other proof of claim or defense under certain circumstances; repealing

a certain prohibition against raising as an issue of fact a landlord's compliance with certain requirements related to lead–based paint abatement; requiring a rental property in Baltimore City to be in compliance with certain lead–based paint abatement requirements before a landlord may file a complaint for repossession of the property for failure to pay rent; authorizing a court in Baltimore City to adjourn a certain trial to enable a party to procure certain witnesses or obtain documents or other proof of claim or defense under certain circumstances; making stylistic changes; and generally relating to actions for repossession for failure to pay rent.

BY repealing and reenacting, without amendments,
Article – Real Property
Section 8–401(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–401(b) and (c)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
The Public Local Laws of Baltimore City
Section 9–2 and 9–5(a)
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 856 – Delegates Hixson, Angel, B. Barnes, Beitzel, Brooks, Clippinger, Ebersole, Fennell, Gibson, Gutierrez, Healey, Hettleman, C. Howard, Jackson, Jalisi, Jones, Kaiser, Lafferty, Lam, J. Lewis, R. Lewis, Lierman, Luedtke, McCray, McIntosh, A. Miller, Moon, Mosby, Patterson, Pena–Melnyk, Pendergrass, Platt, Proctor, Reznik, Sanchez, Sophocleus, Stein, Sydnor, Tarlau, Turner, Valentino–Smith, Waldstreicher, M. Washington, Wilkins, ~~and P. Young~~ P. Young, Ali, D. Barnes, Hornberger, Walker, and A. Washington

AN ACT concerning

Earned Income Tax Credit – Individuals Without Qualifying Children – ~~Expansion~~ Alteration of Minimum Age Requirement

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 who are at least a certain age and without certain qualifying children to claim the credit;

~~allowing certain individuals to claim a refund of the credit; allowing certain individuals to claim the credit without regard to a certain age limitation; providing that the amount of the credit that may be claimed by certain individuals is adjusted for inflation each year;~~ providing for the application of this Act; and generally relating to the Maryland earned income tax credit.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–704
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 891 – Delegates Moon, Anderson, Atterbeary, Korman, Queen, Sanchez, and Sydnor

AN ACT concerning

Criminal Procedure – Coram Nobis – Time for Filing

FOR the purpose of providing that a petition for writ of error coram nobis may not be filed more than a certain amount of time after the petitioner knew or should have known about a certain consequence, with a certain exception; and generally relating to coram nobis.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 8–401
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 903 – Delegate Parrott

AN ACT concerning

Washington County – Highway Parking – Prohibition on Prolonged Parking of Inoperable or Disabled Vehicle

FOR the purpose of prohibiting the parking of a disabled, inoperable, or immobilized vehicle on a public street for more than a certain amount of time in Washington County; requiring that certain notice be posted on a vehicle parked in violation of this Act prior to towing the vehicle; requiring that certain notice be provided following the impounding of a vehicle under this Act; establishing a certain penalty; defining a

certain term; providing for the application of this Act; and generally relating to parking requirements in Washington County.

BY adding to
Article – Transportation
Section 21–1004(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 25–204
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1065 – Delegate McMillan

AN ACT concerning

Vehicle Laws – Title Service Agents

FOR the purpose of authorizing a title service agent that collects and remits vehicle excise taxes on behalf of the Motor Vehicle Administration to keep the lesser of certain amounts of the gross vehicle excise taxes collected by the title service agent; requiring a title service agent that collects any vehicle titling taxes or fees to keep certain records related to the vehicle sales, preserve the records in a certain manner, and make the records available to the Administration and law enforcement in a certain manner; requiring the Administration to follow certain procedures and impose certain assessments under certain circumstances on a title service agent if the Administration finds that the records of the title service agent are inadequate or incorrect; authorizing the Administration to compute the collected tax due from a title service agent in a certain manner if the title service agent fails to keep any records of vehicle sales; requiring the Administration to credit funds received from a title service agent in a certain manner; increasing to a certain amount the required surety bond that a title service agent is required to file with the Administration; clarifying that a title service agent may transport certain documents to or from the Administration physically or electronically; altering a certain definition; and generally relating to title service agents.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 15–601 and 15–604
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 15–602
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 15–608
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1076 – ~~**Delegates Beidle and Gaines**~~ **Anne Arundel County Delegation**

AN ACT concerning

Maryland Transit Administration – Station ~~Attendants –~~ Safety Pilot Program

FOR the purpose of establishing the Maryland Transit Administration Station ~~Attendant~~ Safety Pilot Program; stating the purpose of the pilot program; ~~establishing the duties of a station attendant under the pilot program; establishing the hours and days that a station attendant is required to be on duty~~ requiring a law enforcement officer to be on duty during certain hours; requiring the Administration to ~~select a certain minimum number of stations under its jurisdiction for implementation of the pilot program~~ implement the pilot program at certain transit stations under its jurisdiction; providing for funding for the pilot program; requiring the Administration to prepare and submit a certain report to the Governor and the General Assembly on or before a certain date; defining a certain term; providing for the termination of this Act; and generally relating to the Maryland Transit Administration Station ~~Attendant~~ Safety Pilot Program.

BY adding to
Article – Transportation
Section 7–711
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1077 – Delegate Beitzel

AN ACT concerning

Wetlands and Waterways Program – State–Owned Lakes – Structural Shoreline Stabilization

FOR the purpose of specifying that a certain application fee for a structural shoreline stabilization project that impacts a wetland or waterway of a State–owned lake may not exceed a certain amount; requiring the Department of the Environment, in conjunction with the Department of Natural Resources, to identify certain structural shoreline stabilization practices that may be implemented on a wetland or waterway of a State–owned lake; and generally relating to the Wetlands and Waterways Program and State–owned lakes.

BY repealing and reenacting, without amendments,
Article – Environment
Section 5–203.1(a)(1), (6), and (8)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 5–203.1(b) and (e)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1099 – Delegate Lafferty

AN ACT concerning

Vehicle Laws – Injury or Death of Vulnerable ~~Road User~~ Individual – Penalties

FOR the purpose of prohibiting a person from causing the serious physical injury or death of a vulnerable ~~road user~~ individual as a result of the person operating a vehicle in a careless or distracted manner or in violation of certain provisions of the Maryland Vehicle Law; establishing certain penalties for a violation of this Act; establishing that a person charged with a violation of this Act must appear in court and may not prepay the fine; requiring the Motor Vehicle Administration to suspend for a certain amount of time the driver's license of a person convicted of a violation of this Act; defining the term "vulnerable ~~road user~~ individual" for purposes of this Act; and generally relating to penalties for causing the serious physical injury or death of a vulnerable ~~road user~~ individual.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–101 and 11–145
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 21–901.3
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1102 – Calvert County Delegation

AN ACT concerning

Calvert County – Bonding Authority – Enterprise Fund

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than $9,665,300 to finance the construction, improvement, or development of certain public facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1104 – Delegate Stein

AN ACT concerning

Vehicle Laws – Manufacturers and Dealers – Consumer Data Protection

FOR the purpose of requiring vehicle manufacturers, distributors, and factory branches, or their agents, to allow vehicle dealers to furnish certain consumer data in a certain manner; ~~prohibiting manufacturers, distributors, and factory branches, or their agents, from requiring a dealer to grant access to the dealer's data management systems;~~ authorizing manufacturers, distributors, and factory branches, or their agents, to access data management systems with express written consent of the

dealer; establishing standards for express written consent for access to a dealer's data management system; requiring manufacturers, distributors, and factory branches, or their agents, to provide certain indemnification to dealers for a violation of this Act; prohibiting manufacturers, distributors, and factory branches from taking adverse action against dealers that refuse to grant access to certain data; authorizing manufacturers, distributors, and factory branches to require certain data from dealers regarding warranty repair, ~~or~~ certain vehicle sales, safety or recall obligations, or validation and payment of certain incentives; prohibiting manufacturers, distributors, and factory branches, or their agents, from requiring a dealer to grant access to the dealer's data management systems through a franchise agreement; defining certain terms; and generally relating to consumer data protection by vehicle manufacturers and dealers.

BY adding to
Article – Transportation
Section 15–207.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1116 – ~~Delegates Krebs and Afzali~~ Carroll County Delegation

AN ACT concerning

Public Safety – Agritourism – Permit Exemption

FOR the purpose of adding Carroll County and Howard County to the list of counties that exempt agricultural buildings engaged in agritourism from a certain permit requirement; providing for the number of people allowed to occupy a building engaged in agritourism in Carroll County and Howard County under certain circumstances; making a technical correction; and generally relating to a permit exemption for certain buildings engaged in agritourism.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 12–508
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1172 – Delegates Jacobs, Arentz, Fisher, Ghrist, Long, Mautz, Metzgar, and Otto

AN ACT concerning

Oyster Poaching – Administrative Penalties

FOR the purpose of repealing a requirement that the Department of Natural Resources hold a certain hearing within a certain number of days after a person who holds a certain license to catch oysters receives a citation for a certain offense; requiring the Department to hold a certain hearing within a certain time period before the revocation of an authorization to catch oysters under certain provisions of the law; requiring the Department to report on administrative penalties imposed for certain oyster poaching to certain committees of the General Assembly on or before a certain date each year; making certain technical corrections; providing for the termination of certain provisions of this Act; and generally relating to administrative penalties for oyster poaching.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–1210
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1236 – Delegates Clippinger and Brooks

AN ACT concerning

Solar Energy Grant Program – Revisions

FOR the purpose of altering the maximum grant amount that the Maryland Energy Administration may award to certain properties under the Solar Energy Grant Program; prohibiting the Administration from denying a grant application for a certain property except under certain circumstances; establishing the maximum grant amount for certain years for properties that do not serve a certain purpose; requiring the Administration to use the Strategic Energy Investment Fund for a certain purpose, subject to a certain provision; defining certain terms; and generally relating to the Solar Energy Grant Program.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–2007 and 9–20B–05(f) and (h)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

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

House Bill 1245 – Delegates McKay, Beitzel, and Buckel

AN ACT concerning

Task Force on the Canal Place Preservation and Development Authority

FOR the purpose of establishing the Task Force on the Canal Place Preservation and Development Authority; providing for the composition, chair, staffing, and purpose 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 consult with certain entities and study and make recommendations on certain matters; requiring the Department of General Services to conduct a certain appraisal for a certain purpose; requiring the Task Force to report its findings and recommendations to certain committees of the General Assembly on or before a certain date; defining a certain term; providing for the termination of this Act; and generally relating to the Task Force on the Canal Place Preservation and Development Authority.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1249 – Delegate Adams

AN ACT concerning

Crab Harvest – Start Time – ~~Code Red~~ Days in July

FOR the purpose of authorizing the Department of Natural Resources to establish~~, after providing certain notice,~~ by regulation that the workday for tidal fish licensees who catch crabs using any gear may begin at a certain time on ~~days and in tidal regions for which the U.S. Environmental Protection Agency reports the Air Quality Index to be code red or higher; making certain stylistic changes~~ certain days in July as determined by the Department; and generally relating to start times for the crab harvest on ~~code red~~ days in July.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–803
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1257 – Delegate Rosenberg

AN ACT concerning

Residential Leases – Lease Option Agreements – Required Statements

FOR the purpose of requiring a lease option agreement to purchase improved residential property, if executed on or after a certain date, to state in a certain manner that the agreement is ~~a lease~~ an integral part of the lease and is governed by certain provisions of law and a tenant or prospective tenant shall have certain rights and remedies; making stylistic changes; and generally relating to lease option agreements.

BY repealing and reenacting, without amendments,
Article – Real Property
Section 1–101(h)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–202
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1268 – Delegates Hixson, Ali, Ebersole, C. Howard, Jalisi, Luedtke, Turner, Walker, ~~and M. Washington~~ M. Washington, Afzali, Hornberger, Mosby, Tarlau, A. Washington, and Wilkins

AN ACT concerning

Income Tax Credit – Donations to Endowment Funds – Community Foundations and Historically Black Colleges and Universities ~~Endow Maryland – Credit Amounts~~

FOR the purpose of altering the total amount of State income tax credits the Department of Housing and Community Development is authorized to issue in a taxable year for donations to certain qualified permanent endowment funds at certain community foundations; allowing a credit against the State income tax for a certain amount of donations to certain qualified permanent endowment funds at certain institutions of higher education; providing for the carryforward of the credit; requiring the Comptroller, on application of a taxpayer, to issue a tax credit certificate; requiring the application to contain certain information; requiring the Comptroller to approve applications on a first–come, first–served basis and in a timely manner; providing that the total number of applications certified by the Comptroller may not exceed a certain amount for each taxable year; providing that excess tax credits not certified during a taxable year may be carried over and certified during the next taxable year; requiring the Comptroller to adopt certain regulations; defining certain terms;

providing for the application of this Act; and generally relating to a State income tax credit for certain donations to certain endowment funds.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–736
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – General
Section 10–746
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1284 – Delegates Cassilly, Jacobs, Arentz, Ghrist, Glass, Hornberger, Impallaria, Lisanti, McComas, McKay, Otto, Reilly, and Wivell

AN ACT concerning

Tidal Fish Licenses – Authorization to Catch Crabs – Application Requirements

FOR the purpose of requiring an applicant for a new or renewed commercial fishing authorization to catch crabs to supply, as part of the application, the applicant's home address and ~~certain forms of identification~~ proof of residency; and generally relating to tidal fish licenses.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–701(i) and (l)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1292 – Delegates Lierman, Moon, Dumais, and Korman

AN ACT concerning

~~Public Safety~~ Criminal Law – Law Enforcement – Prohibition on Sexual Activity ~~During Investigations~~

FOR the purpose of ~~requiring each law enforcement agency to adopt a written policy that prohibits~~ prohibiting a law enforcement officer from engaging in a certain sexual act,

sexual contact, or vaginal intercourse with a certain person ~~during the course of an investigation~~; defining a certain ~~terms~~ term; and generally relating to law enforcement.

~~BY adding to~~
~~Article – Public Safety~~
~~Section 3–520~~
~~Annotated Code of Maryland~~
~~(2011 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–314
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1330 – ~~**Delegates McMillan, Clark, and Knotts**~~ **Delegate McMillan**

AN ACT concerning

Public Ethics Law – Conflicts of Interest – Political Consulting

FOR the purpose of designating a contractual or temporary employee of a State's Attorney paid over a certain level per year as a public official for a certain purpose; prohibiting an official or employee from being employed by or having a financial interest in an entity that provides political consulting services to State or local officials or candidates; altering the requirement to file a financial disclosure statement to exclude certain employees; and generally relating to public ethics, conflicts of interest, employment, and financial interests.

BY repealing and reenacting, without amendments,
Article – General Provisions
Section 5–101(a) and (n) and 5–601(a)
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–103(b) ~~and~~, 5–502, and 5–601(c)
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1334 – Delegates Moon, Atterbeary, Barron, Robinson, and Sydnor

AN ACT concerning

Vehicle Laws – Canceled, Revoked, and Suspended Driver's Licenses – Penalties

FOR the purpose of altering certain penalties for a person who possesses a canceled, revoked, or suspended driver's license; and generally relating to penalties for possession of canceled, revoked, or suspended driver's licenses.

BY renumbering
Article – Transportation
Section 16–402(a)(16) through (42), respectively
to be Section 16–402(a)(17) through (43), respectively
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 16–301(h), (i), and (j)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–301(r)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 16–402(a)(16)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–402(a)(36)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1350 – Delegates Stein, Barve, Fraser–Hidalgo, Frush, Gilchrist, Healey, Morhaim, ~~and Robinson~~ Robinson, and Holmes

AN ACT concerning

Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, and Mitigation~~, and Disclosure~~

FOR the purpose of altering the definition of the term "Coast Smart" for purposes of certain provisions of law relating to certain construction practices that address certain impacts associated with sea level rise and coastal flooding to apply to highway facilities; altering the application of certain design and siting criteria established by the Coast Smart Council, in consultation with the Department of Natural Resources and the Department of Transportation, to apply, beginning on a certain date, to certain State and local projects for which a certain level of project costs are funded with State funds; altering certain design and siting criteria that the Coast Smart Council, in consultation with the Department of Natural Resources, is required to adopt; requiring the Department of Planning, in consultation with the Department of Natural Resources, the Department of the Environment, and the Department of Agriculture, to establish a plan to adapt to saltwater intrusion on or before a certain date; requiring a certain plan to adapt to saltwater intrusion to be updated at a certain frequency; requiring the Board of Public Works, in conjunction with the Department of Natural Resources, the Department of the Environment, and the Maryland Emergency Management Agency, to establish certain criteria to evaluate whether State funds may be used to mitigate certain hazards associated with sea level rise inundation and coastal flooding; requiring a certain local jurisdiction to ~~submit to the Department of Planning for approval~~ develop a certain plan to address nuisance flooding on or before a certain date; requiring a certain local jurisdiction to update a certain plan to address nuisance flooding at a certain frequency; requiring a local jurisdiction to publish certain nuisance flooding plans on the local jurisdiction's website; ~~requiring a certain vendor of real property located on certain land that may be inundated from a certain sea level rise to, on or before entering into a contract for the sale of property, deliver certain information to each purchaser~~ requiring a local jurisdiction that develops a certain plan to submit a copy of the plan to the Department of Planning; repealing certain provisions of law relating to certain design and siting criteria for certain State capital projects; providing for the application of certain provisions of this Act; defining certain terms; and generally relating to sea level rise inundation and coastal flooding.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 3–101(a) and (f) and 8–101(a) and (i)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 3–1001 to be under the new part "Part I. General Provisions" and the amended subtitle "Subtitle 10. Sea Level Rise Inundation and Coastal Flooding"; and 3–1002 through 3–1004 to be under the new part "Part II. Coast Smart Council"
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Natural Resources
Section 3–1009 to be under the new part "Part III. Coast Smart Design and Siting Criteria"; 3–1012 to be under the new part "Part IV. Saltwater Intrusion"; 3–1015 to be under the new part "Part V. State Mitigation"; and 3–1018 to be under the new part "Part VI. ~~Local Plan for~~ Nuisance Flooding"
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

~~BY adding to~~
~~Article – Real Property~~
~~Section 10–711~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

BY repealing
Article – State Finance and Procurement
Section 3–602.3
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1357 – Calvert County Delegation

AN ACT concerning

Calvert County – County Officials – Salaries

FOR the purpose of altering the salaries of the County Commissioners of Calvert County, the Sheriff of Calvert County, and the County Treasurer of Calvert County; providing for the application of this Act; and generally relating to the salaries of public officials of Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 2–101

Article 5 – Public Local Laws of Maryland
(2002 Edition and August 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(f)(1)(i)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 16–202(a)
Annotated Code of Maryland
(2013 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1372 – Delegate Waldstreicher

AN ACT concerning

Consumer Protection – Consumer Contracts Renewal – Restrictions

FOR the purpose of prohibiting a consumer contract from containing a certain renewal term, except under certain circumstances; requiring a certain person who sells or leases or offers to sell or lease any consumer goods, consumer realty, or consumer services to disclose certain information regarding contract renewal in a certain manner; requiring a certain person who sells or leases or offers to sell or lease any consumer goods, consumer realty, or consumer services to provide a certain ~~written notice regarding contract renewal within a certain period of time; requiring a certain written notice to disclose certain information in a certain manner; prohibiting a person from charging a certain fee or penalty or requiring a certain payment under certain circumstances; providing that any certain consumer goods or consumer services are deemed an unconditional gift to a consumer under certain circumstances;~~ means for a consumer to cancel a consumer contract; making a certain violation of this Act an unfair or deceptive trade practice under the Maryland Consumer Protection Act and subject to certain enforcement and penalty provisions, except under certain circumstances; defining certain terms; and generally relating to the renewal of consumer contracts for consumer goods, consumer realty, and consumer services.

BY adding to
Article – Commercial Law
Section 14–1326
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

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

House Bill 1390 – ~~**Delegate Lafferty**~~ **Delegates Lafferty and Jalisi**

AN ACT concerning

Land Use – Development Rights and Responsibilities Agreements – Enhanced Public Benefits

FOR the purpose of requiring a certain development rights and responsibilities agreement to include ~~the zoning standards applicable to the real property subject to the agreement and~~ a description of a certain enhanced public benefit; ~~clarifying that, with a certain exception, the local zoning laws, rules, regulations, and policies in force at a certain time govern the use, density, or intensity of the real property subject to the agreement; authorizing the local jurisdiction to require compliance with other local laws, rules, regulations, and policies enacted or adopted after the effective date of an agreement; limiting the maximum length of the initial term of an agreement to a certain number of years; limiting the extension of an agreement to one additional period not exceeding a certain number of years; prohibiting the parties from amending an agreement unless the planning commission of the local jurisdiction considers and makes a recommendation regarding the effect of a certain change in local laws, rules, regulations, or policies;~~ defining a certain term; ~~making conforming changes;~~ and generally relating to development rights and responsibilities agreements.

BY repealing and reenacting, without amendments,
Article – General Provisions
Section 1–101 and 1–110
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Land Use
Section 7–301 and 7–303 ~~through 7–305~~
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1403 – **Delegates Fraser–Hidalgo, Beidle, Kramer, and A. Miller**

AN ACT concerning

Motor Vehicles – Failure to Use Seat Belts – ~~Court Costs~~ Penalties

FOR the purpose of altering the penalties for a violation related to mandatory seat belt use; establishing that the fine for violations related to mandatory seat belt use includes court costs; and generally relating to penalties for failure to use seat belts.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 22–412.3(b) and (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 22–412.3(k)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1412 – Delegates Saab and S. Howard

AN ACT concerning

Vehicle Laws – High Occupancy Vehicle (HOV) Lanes – Hours of Operation on U.S. Route 50

FOR the purpose of restricting the days and hours during which a certain portion of the U.S. Route 50 high occupancy vehicle (HOV) lane passenger requirement applies; authorizing the State Highway Administration to suspend the day and time restrictions under certain circumstances; and generally relating to the use of HOV lanes.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–314
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1457 – Delegates A. Miller, Barve, and Morhaim

AN ACT concerning

Task Force on Higher Education – Students With ~~a~~ Chronic Health ~~Condition~~ Conditions ~~– Reporting Requirements~~

FOR the purpose of ~~requiring each institution of higher education that operates in the State to submit a certain report to the Maryland Higher Education Commission, the Governor, and the General Assembly on or before a certain date each year; requiring that the Commission make certain reports public; requiring a certain report to use information from certain sources and that is collected in a certain way; requiring a certain report to include certain information; defining a certain term; providing for the termination of this Act; and generally relating to a report on students with a chronic health condition at institutions of higher education~~ establishing the Task Force on Higher Education Students With Chronic Health Conditions; providing for the composition, chair, and staffing of the Task Force; prohibiting a member from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to obtain data on, study, and make recommendations regarding certain matters; authorizing the Task Force to use certain resources to carry out its duties; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; requiring the Maryland Department of Health and the Maryland Higher Education Commission to make the report to the Governor and the General Assembly available to the public; providing for the termination of this Act; and generally relating to the Task Force on Higher Education Students With Chronic Health Conditions.

~~BY adding to~~
~~Article – Education~~
~~Section 11–1401 to be under the new subtitle "Subtitle 14. Students With a Chronic Health Condition at Institutions of Higher Education"~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1459 – Calvert County Delegation

AN ACT concerning

Calvert County – ~~Calvert County~~ Youth Recreational Opportunities Fund ~~– Uses and Funding Extension~~ and Distribution From Admissions and Amusement Tax Revenues

FOR the purpose of requiring funds in the Calvert County Youth Recreational Opportunities Fund first to be used for a certain purpose; requiring the Calvert County Board of County Commissioners to adopt a certain plan after the development of Ward Farm Recreation and Nature Park is complete; altering certain distributions of revenue from the State's admissions and amusement tax on electronic bingo and electronic tip jars in Calvert County; ~~making permanent the funding for the Fund from certain revenue beginning in a certain fiscal year;~~ requiring the Calvert County Board of County Commissioners, on or before a certain

date and ~~annually~~ each year thereafter, to report ~~on certain matters~~ to ~~certain delegations of~~ the Calvert County Delegation to the General Assembly; and generally relating to the uses of and funding for the Calvert County Youth Recreational Opportunities Fund and distributions from the State's admissions and amusement tax revenues in Calvert County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–1901
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 2–202(b)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1468 – Delegate Beidle

AN ACT concerning

Transit – Job Access and Reverse Commute (JARC) Program

FOR the purpose of establishing the Job Access and Reverse Commute Program in the Maryland Transit Administration; authorizing the Administration to make certain grants under the Program to certain providers for certain employment and commuter projects; providing for certain administrative expenses; providing for the distribution of funds under the Program; requiring the Administration to conduct certain solicitations before accepting grant applications under the Program; establishing a certain application process for a grant under the Program; establishing certain standards for grants awarded under the Program; establishing certain limitations on and a minimum duration of a grant for operating assistance; providing for funding for the Program; requiring the Administration to conduct a certain study on the Program and submit the study to the Governor and the General Assembly on or before a certain date; defining certain terms; and generally relating to the Job Access and Reverse Commute Program.

BY adding to
Article – Transportation
Section 7–1101 through 7–1108 to be under the new subtitle "Subtitle 11. Job Access and Reverse Commute Program"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Finance and the Committee on Budget and Taxation.

House Bill 1483 – Delegates Saab, Adams, Afzali, Ali, Anderson, Anderton, Angel, Arentz, Atterbeary, Aumann, Barkley, B. Barnes, D. Barnes, Barron, Barve, Beidle, Beitzel, Branch, Bromwell, Brooks, Buckel, Carey, Carozza, Carr, Cassilly, Chang, Ciliberti, Clark, Clippinger, Cluster, Conaway, Corderman, Cullison, Davis, Ebersole, Folden, Fraser–Hidalgo, Frick, Frush, Ghrist, Gibson, Gilchrist, Glass, Glenn, Grammer, Gutierrez, Hayes, Haynes, Hettleman, Hill, Hixson, Holmes, Hornberger, C. Howard, S. Howard, Impallaria, Jackson, Jacobs, Jameson, Kelly, Kipke, Kittleman, Korman, Kramer, Krebs, Krimm, Lam, Lierman, Lisanti, Long, Luedtke, Malone, Mautz, McComas, McConkey, McCray, McDonough, McKay, McMillan, Metzgar, Miele, A. Miller, W. Miller, Moon, Morales, Morgan, Morhaim, Mosby, Otto, Pena–Melnyk, Platt, Proctor, Reilly, Rey, Robinson, Rose, Sample–Hughes, Sanchez, Shoemaker, Simonaire, Szeliga, Tarlau, Turner, Valderrama, Valentino–Smith, Vallario, Vogt, M. Washington, West, Wilson, Wivell, K. Young, ~~and P. Young~~ P. Young, and Rosenberg

AN ACT concerning

Duties of a Guardian of the Person – Petition for Visitation

FOR the purpose of authorizing a court to include in an order appointing a guardian of the person of a disabled person the duty to foster and preserve certain family relationships under certain circumstances; establishing the intent of the General Assembly to ~~enforce~~ recognize the right of every adult in the State to visit with and receive certain communication from whomever the adult chooses, with a certain exception; establishing a rebuttable presumption in an action under this Act; authorizing a certain person to petition a certain court for reasonable visitation with a certain alleged incapacitated or protected person; prohibiting a certain petition under certain circumstances; requiring the petition to be verified and to state certain facts and include a certain statement; providing for service of process for the petition; providing for a certain shift of a certain burden of proof under certain circumstances; providing for the rebuttal of a certain presumption under this Act; requiring the court to issue a ruling in a certain manner; authorizing the court to impose certain restrictions on a certain visitation; authorizing the court to assess certain costs and sanctions against certain parties; establishing a certain immunity from civil liability under certain circumstances; requiring an authorized decision maker to provide certain notifications within a certain period of time under certain circumstances; defining certain terms; and generally relating to visitation and communications between certain family members or other interested ~~persons~~ parties.

BY repealing and reenacting, without amendments,
Article – Estates and Trusts
Section 13–708(a)
Annotated Code of Maryland

(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 13–708(b)
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Family Law
Section 15–101 to be under the new title "Title 15. Visitation"
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1485 – Delegate Fisher

AN ACT concerning

Natural Resources – Shellfish – Harvesting by Wharf Owners

FOR the purpose of altering the distance from certain piers, wharves, or other structures in certain counties within which the owner has exclusive use of the area for growing oysters in a certain manner; altering the manner by which oysters may be grown and harvested in proximity to certain piers, wharves, or other structures; making certain clarifying changes; and generally relating to the harvesting of shellfish by owners of piers, wharves, or other structures.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–11A–17
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1532 – Delegates S. Howard, Aumann, Chang, Clark, Folden, Ghrist, Impallaria, Rose, Saab, Shoemaker, Simonaire, ~~and Sophocleus~~ Sophocleus, Afzali, Hornberger, Patterson, Mosby, Reilly, Buckel, and Ali

AN ACT concerning

Higher Education – Maryland Loan Assistance Repayment Program – Farmers

FOR the purpose of establishing the Maryland Loan Assistance Repayment Program for Farmers; requiring the Office of Student Financial Assistance in the Maryland Higher Education Commission to assist in the repayment of a certain loan owed by certain farmers; requiring the Office, in consultation with the Department of Agriculture, to adopt certain regulations; specifying that funds for the Program shall be as provided in the State budget; requiring a certain annual report to include certain information about the Program; altering the requirements of a certain annual report; making a stylistic change; defining certain terms; and generally relating to the Maryland Loan Assistance Repayment Program for Farmers.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–1505
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 18–28A–01 through 18–28A–05 to be under the new subtitle "Subtitle 28A. Maryland Loan Assistance Repayment Program for Farmers"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1543 – Delegates Lisanti, Cassilly, Glass, Hornberger, and Reilly

AN ACT concerning

Tow Trucks – Driver Safety Act

FOR the purpose of requiring a yellow or amber light or signal device on a certain tow truck that is manufactured on or after a certain date to use a light–emitting diode; ~~authorizing~~ requiring a certain tow truck to display certain paint or markings in a certain location on the vehicle; and generally relating to lighting and reflective paint and markings on tow trucks.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 22–218(c)(6)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 22–420

Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1553 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Landlord and Tenant – False Representations and Unlawful Evictions

FOR the purpose of prohibiting certain individuals from making certain false representations or statements to tenants in violation of certain laws in Baltimore City; prohibiting certain individuals from making certain false statements to tenants in connection with certain proceedings in Baltimore City; prohibiting certain individuals from attempting to circumvent certain rights afforded to tenants in connection with the denial of ingress to and egress from a dwelling, intentionally diminishing certain services to tenants, or penalizing certain tenants in a certain manner in Baltimore City; providing for certain penalties for a violation of this Act; defining certain terms; making a technical correction; making conforming changes; and generally relating to landlords and tenants in Baltimore City.

BY repealing and reenacting, with amendments,
The Public Local Laws of Baltimore City
Section 9–15
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1558 – Delegates Morales, Angel, Barkley, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Kramer, Lam, McDonough, Metzgar, Miele, Morgan, Pena–Melnyk, Platt, Robinson, West, K. Young, ~~and P. Young~~ P. Young, Bromwell, Krebs, Pendergrass, Rosenberg, Saab, Sample–Hughes, and Szeliga

AN ACT concerning

Pharmacists – Dispensing of Prescription Drugs – Single Dispensing of Dosage Units

FOR the purpose of authorizing, with a certain exception, a pharmacist to dispense, in a single dispensing and exercising the pharmacist's professional judgment, a quantity of a prescription drug that is up to a certain number of authorized dosage units and does not exceed a certain supply of the prescription drug; providing that this Act does

not apply to a certain controlled dangerous substance~~,~~ or certain prescriptions that an authorized prescriber prescribes for a patient~~, or a certain supply of prescription contraceptives~~; defining a certain term; and generally relating to pharmacists and dispensing of prescription drugs.

BY adding to
Article – Health Occupations
Section 12–512
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

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

House Bill 1582 – ~~Delegate Wilson~~ Delegates Wilson, Pendergrass, Bromwell, Angel, Rosenberg, Morgan, McDonough, Kelly, Saab, Miele, Morales, Pena–Melnyk, Hayes, Szeliga, Kipke, Sample–Hughes, K. Young, Barron, Metzgar, West, Hill, Cullison, Platt, and Krebs

AN ACT concerning

Human Services – Children ~~in Out–of–Home Placement~~ Receiving Child Welfare Services – Centralized Comprehensive Health Care Monitoring Program

FOR the purpose of establishing a State Medical Director for Children ~~in Out–of–Home Placement~~ Receiving Child Welfare Services in the Department of Human Services; providing for the appointment of the State Medical Director; establishing certain qualifications for the State Medical Director; establishing certain responsibilities of the State Medical Director; requiring the State Medical Director and all personnel supervised by the State Medical Director to have access to certain confidential information and records; ~~requiring the State Medical Director to appoint Regional Medical Directors for Children in Out–of–Home Placement; establishing certain qualifications for Regional Medical Directors; establishing certain regions in the State and requiring that there be at least one Regional Medical Director in each region; establishing certain responsibilities of a Regional Medical Director; establishing that a Regional Medical Director and all personnel supervised by a Regional Medical Director shall have access to certain confidential information and records;~~ requiring the State Medical Director ~~and the Regional Medical Directors~~ to establish a Centralized Comprehensive Health Care Monitoring Program in consultation with local departments of social services; requiring that the Program comply with a certain standard; declaring the intent of the General Assembly; requiring the Department to report to the General Assembly on or before a certain date; and generally relating to comprehensive health care monitoring for children in out–of–home placement.

BY adding to
Article – Human Services

Section 8–1101 through ~~8–1104~~ 8–1103 to be under the new subtitle "Subtitle 11. Children ~~in Out-of-Home Placement~~ Receiving Child Welfare Services – Centralized Comprehensive Health Care Monitoring Program"
Annotated Code of Maryland
(2007 Volume and 2017 Supplement)

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

House Bill 1597 – Delegate Sydnor

AN ACT concerning

Occupational Licenses or Certificates – Application Determinations – Use of Criminal History

FOR the purpose of prohibiting certain departments that issue occupational licenses or certificates from denying an application for a license or certificate based on an applicant's criminal history if a certain period of time has passed since the applicant's conviction for any crime ~~unless the department makes a certain determination~~ under certain circumstances; ~~repealing a certain provision of law that requires a certain department to consider certain information in making application determinations for occupational licenses or certificates;~~ providing for the application of this Act; and generally relating to the use of criminal history for application determinations of occupational licenses or certificates.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1–209
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1635 – ~~Delegates Morhaim and Pena-Melnyk~~ Delegates Morhaim, Pena–Melnyk, Angel, Barron, Hayes, Hill, Morales, Sample–Hughes, and K. Young

AN ACT concerning

Mental Health Law – Involuntary Admissions – ~~Requirements and~~ Procedures

FOR the purpose of ~~requiring the Maryland Department of Health to provide for admission of a certain emergency evaluee to a certain State facility or other certain facility within a certain period of time after a certain notification;~~ prohibiting a certain hearing officer from ordering the release of an individual who meets the requirements for involuntary admission under a certain provision of law on certain

grounds; and generally relating to the requirements and procedures for involuntary admissions under the Maryland Mental Health Law.

BY repealing and reenacting, with amendments,
Article – Health – General
Section ~~10–625 and~~ 10–632
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 21

House Bill 54 – Delegate Lam

AN ACT concerning

State Highway Administration – Sale or Lease of Naming Rights for Rest Areas and Welcome Centers

FOR the purpose of authorizing the State Highway Administration to sell or lease to a private entity the naming rights for rest areas and welcome centers along State highways; requiring the term of a contract for the sale or lease of naming rights for rest areas and welcome centers to be at least a certain period of time; prohibiting the Administration from selling or leasing highway naming rights under this Act unless the Administration makes a certain determination regarding compliance of the proposed use of the naming rights with federal regulations and the distribution of certain federal funds; providing that a sale or lease of naming rights for a rest area or welcome center may not be construed to require that any official State highway sign or mailing address be altered; authorizing a private entity that purchases or leases the naming rights for a rest area or welcome center to erect certain outdoor signs along the highway; requiring a private entity that erects outdoor signs along a State highway under this Act to pay all costs associated with the signs; requiring outdoor signs erected by a private entity along a State highway to comply with certain requirements; requiring proceeds from the sale or lease of naming rights for a rest area or welcome center to be credited to the Transportation Trust Fund; defining certain terms; and generally relating to the sale or lease of naming rights for rest areas or welcome centers along State highway rights–of–way.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 8–204(h)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 8–208
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 197 – Delegates Luedtke ~~and McCray~~, McCray, Rose, Ebersole, C. Howard, M. Washington, and Tarlau

AN ACT concerning

Education – State Reimbursement for County Board Payments for Exams for Eligible Students

FOR the purpose of requiring the State to reimburse a county board for certain payments on a certain application for reimbursement; requiring a county board to pay up to a certain amount for one certain exam per school year for certain students; requiring the State Board of Education to adopt certain regulations; defining a certain term; and generally relating to payment of and reimbursement for certain exam fees.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–203.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Budget and Taxation.

House Bill 597 – Delegates Patterson, Ali, Angel, D. Barnes, Barron, Branch, Brooks, Carey, Chang, Conaway, Davis, Fennell, Gaines, Gibson, Glenn, Haynes, C. Howard, Jackson, R. Lewis, Luedtke, McComas, McCray, Morales, Mosby, Platt, Proctor, Sample–Hughes, Sydnor, Turner, ~~and M. Washington~~ M. Washington, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Miele, Morgan, Pena–Melnyk, Pendergrass, Rosenberg, Saab, Szeliga, West, and K. Young

AN ACT concerning

Commission on African American Patriots in the American Revolutionary War

FOR the purpose of establishing the Commission on African American Patriots in the American Revolutionary War; providing for the composition, chair, staffing, and office space of the Commission; ~~providing for the compensation of the chair of the Commission; providing that a member of the Commission is entitled to receive a~~

~~certain stipend under certain circumstances; requiring that the staff provided to the Commission be adequately funded to perform certain duties;~~ requiring the Commission, in consultation with certain persons, to conduct research to advance the documentation of African American patriots in the American Revolutionary War; requiring the Commission to determine and send to the county boards of education certain information; requiring the Commission to use certain research in determining the information to be sent to the county boards of education under a certain provision of this Act and in developing a certain publication; requiring the Commission to develop and print a certain publication; ~~requiring the Governor to include certain funds in the annual budget bill for a certain fiscal year for certain purposes;~~ requiring the Commission to assemble a certain inventory of sites; requiring the Commission to develop a plan to commemorate Maryland African American patriots in the American Revolutionary War through the placement of statues, landmark plaques, or historical markers; requiring the Commission to work with the Department of General Services to implement a certain plan; requiring that the collection in each public school library or media center include a certain publication on Maryland African American patriots in the American Revolutionary War; authorizing each county board of education to provide instruction on Maryland African American patriots in the American Revolutionary War as part of the social studies curriculum in primary and secondary public schools in the county; requiring a county board, under certain circumstances, to consider information sent by the Commission in developing its instruction on Maryland African American patriots in the American Revolutionary War; providing for the termination of this Act; and generally relating to the Commission on African American Patriots in the American Revolutionary War.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–106(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 7–441
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Government
Section 9–3301 to be under the new subtitle "Subtitle 33. Commission on African American Patriots in the American Revolutionary War"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 772 – Delegates Hayes, Morales, Ali, Cullison, Kelly, Platt, and Rosenberg

AN ACT concerning

Maryland ~~Medical Assistance Program~~ Department of Health – ~~Clinical~~ Reimbursement for Services Provided by Certified Peer Recovery Specialists – Workgroup and Report

FOR the purpose of ~~authorizing the Maryland Medical Assistance Program to provide, subject to certain limitations, clinical services provided by certified peer recovery specialists to individuals with substance use disorders or mental health disorders; requiring the Secretary of Health, under certain circumstances, to develop certain regulations with input from certain entities; and generally relating to Maryland Medical Assistance Program services provided by~~ requiring the Secretary of Health to convene a stakeholder workgroup to make findings and recommendations on issues related to the reimbursement of certified peer recovery specialists; requiring the workgroup to include representatives of certain persons; requiring the Secretary to submit a certain report to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to a workgroup to study and report on the reimbursement of certified peer recovery specialists.

~~BY repealing and reenacting, with amendments,~~
~~Article – Health – General~~
~~Section 15–103(a)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

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

House Bill 863 – Delegates Cullison, Bromwell, Miele, and Saab

AN ACT concerning

State Board of Nursing – Advanced Practice Registered Nurses – Certification and Practice

FOR the purpose of requiring an advanced practice registered nurse who qualifies for certain certification by having a certain privilege under the Nurse Licensure Compact to, at all times, ensure that the State Board of Nursing has certain documentation; providing that an advanced practice registered nurse's certification expires on the same date as a certain license; establishing the term of and expiration date for certification for certain advanced practice registered nurses; authorizing an

advanced practice registered nurse to renew a certain certification for an additional time period under certain circumstances; prohibiting the ~~State~~ Board ~~of Nursing~~ from renewing the certification of an advanced practice registered nurse under certain circumstances; authorizing a nurse anesthetist to ~~provide certain care, administer certain drugs, manage certain therapy, order and evaluate certain tests and studies, perform certain tests, and perform certain other acts;~~ perform certain functions; providing that a certified nurse anesthetist has a certain right and obligation to refuse to perform a delegated act under certain circumstances; providing that certain provisions of this Act may not be construed to authorize a nurse anesthetist to diagnose a medical condition or provide certain care; requiring a nurse anesthetist to ~~administer anesthesia in collaboration~~ collaborate with certain health care practitioners in a certain manner; requiring a nurse anesthetist to ensure that a certain anesthesia provider performs a certain assessment, obtains certain consent, and formulates a certain plan; requiring a nurse anesthetist as part of the standards of practice to take certain actions; providing that ~~a certain provision~~ certain provisions of this Act may not be construed to require a certain collaboration agreement between a nurse anesthetist and certain health care practitioners; defining certain terms; providing for the construction of this Act; and generally relating to the certification and practice of advanced practice registered nurses.

BY renumbering
Article – Health Occupations
Section 8–101(l) through (p), respectively
to be Section ~~8–101(n) through (r)~~ 8–101(m) through (q), respectively
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 8–101(a), (b), and (c) ~~and 8–312(a)~~
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Health Occupations
Section ~~8–101(k) and (m), 8–312(h)~~ 8–101(k), 8–302.1(e) and (f), and 8–513
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 8–101(k)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 941 – Delegates Queen, Ali, Kelly, Lierman, Morales, Mosby, Patterson, Pena–Melnyk, ~~and Proctor~~ Proctor, and R. Lewis

AN ACT concerning

Child Care Subsidy Program – Unemployment – Eligibility

FOR the purpose of requiring the State Department of Education to administer the Child Care Subsidy Program in accordance with federal law; establishing eligibility criteria to continue to receive a certain subsidy under certain circumstances; requiring the Department to adopt certain regulations; defining a certain term; and generally relating to the Child Care Subsidy Program.

BY adding to
Article – Education
Section 9.5–901 to be under the new subtitle "Subtitle 9. Child Care Subsidy Program"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 961 – Delegates Mautz, Anderton, Aumann, Buckel, Impallaria, Jameson, Lisanti, Malone, McComas, Morgan, Reilly, Rose, and Szeliga

AN ACT concerning

~~Department of Information Technology~~ Department of Housing and Community Development – Rural Broadband Service – Inventory and Mapping of Assets

FOR the purpose of requiring the ~~Department of Information Technology~~ Department of Housing and Community Development to complete an inventory of certain State and local government assets on or before a certain date; requiring the Department to use a certain inventory to create a certain map; ~~requiring~~ authorizing the Department to solicit input from local governments and Internet service providers on identifying certain unserved and underserved areas in the State; requiring the Department to make a certain inventory and a certain map ~~publicly available on its website~~ available on request; and generally relating to rural broadband service.

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

House Bill 1009 – Delegates Krebs, Adams, Afzali, Arentz, Aumann, Beitzel, Carozza, Ciliberti, Clark, Corderman, Hornberger, C. Howard, S. Howard, Jacobs, Jalisi, Kittleman, Long, Malone, Mautz, McComas, McConkey, McMillan, W. Miller, Morgan, Parrott, Reilly, Rey, Rose, Saab, Shoemaker, M. Washington, ~~and West~~ West, Pendergrass, Angel, Cullison, Hayes, Hill, Kelly, Kipke, Metzgar, Miele, Morales, Pena–Melnyk, Platt, Rosenberg, Sample–Hughes, Szeliga, and K. Young

AN ACT concerning

Workgroup on the Licensing of Food Service Facilities ~~– Kitchens in Private Homes – Exemption From Licensure~~

FOR the purpose of ~~altering the definition of "food service facility" to exempt from licensure by the Maryland Department of Health a kitchen in a private home where food is prepared at no charge for sale or service at a religious or charitable organization's temporary event if certain notice is provided to a consumer in a certain manner; and generally relating to the licensure of food service facilities~~ establishing the Workgroup on the Licensing of Food Service Facilities; requiring the Deputy Secretary for Public Health Services to appoint the members of the Workgroup; requiring the Workgroup to study, evaluate, and make recommendations concerning certain matters; requiring the Workgroup to submit a certain report to the Senate Finance Committee and the House Health and Government Operations Committee on or before a certain date; providing for the termination of this Act; and generally relating to the Workgroup on the Licensing of Food Service Facilities.

~~BY repealing and reenacting, without amendments,~~
~~Article – Health – General~~
~~Section 21–301(a)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Health – General~~
~~Section 21–301(h)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

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

House Bill 1089 – Delegates Barron, Korman, Angel, B. Barnes, D. Barnes, Davis, Fennell, Frush, Gaines, Healey, Holmes, C. Howard, Jackson, Knotts, J. Lewis, Pena–Melnyk, Proctor, Sanchez, Tarlau, Valderrama, Valentino–Smith, Vallario, Walker, and A. Washington

AN ACT concerning

Metro Oversight Enhancement Act

FOR the purpose of amending the Washington Metropolitan Area Transit Authority Compact to establish certain requirements for the appointment and removal of the inspector general of the Washington Metropolitan Area Transit Authority by the Board of Directors of the Authority; specifying certain powers and requirements of the inspector general; requiring the Office of the Inspector General to be funded with a grant of at least a certain amount of the annual operating budget of the Authority; requiring that the Office of the Inspector General be operationally and functionally independent of the Authority; authorizing the Office of the Inspector General to engage in certain functions; specifying that any individual member of the Authority board may request that the inspector general undertake a certain audit or investigation; specifying certain requirements for the audits, investigations, inspections, and reviews conducted by the Office of the Inspector General; specifying that certain audits or investigations conducted by the Office of the Inspector General are not subject to board approval; requiring the Office of the Inspector General to submit certain reports in accordance with certain requirements and under certain circumstances; requiring all reports or other materials generated by the Office of the Inspector General to be subject to certain privacy policies of the Authority; requiring that certain reports be submitted to certain individuals and entities under certain circumstances; making this Act subject to a certain contingency; and generally relating to the inspector general and the Office of the Inspector General of the Authority.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 10–204 Title III Article III Section 9
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1091 – Delegates Folden, Beitzel, and Anderton

AN ACT concerning

Off–Highway Recreational Vehicle Fund – Establishment

FOR the purpose of establishing the Off–Highway Recreational Vehicle Fund in the Department of Natural Resources; establishing the purpose of the Fund; requiring the Department to administer the Fund; providing that the Fund is a special, nonlapsing fund not subject to certain provisions of law; providing that the Fund consists of certain money and certain revenues; requiring the Fund to be used for the acquisition, construction, and maintenance of trails for use by off–highway recreational vehicles, and certain administrative costs; 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 ~~Motor Vehicle Administration to remit to the Comptroller a certain percentage of the revenues collected for the off–highway recreational vehicle titling fee for deposit into the Fund; altering the fees collected as miscellaneous fees for certain purposes by the Administration~~ Comptroller to transfer a certain percent of revenue from the excise tax imposed for each certificate of title issued for an off–highway recreational vehicle for deposit into the Fund; defining a certain term and altering a certain definition; and generally relating to the establishment of the Off–Highway Recreational Vehicle Fund.

BY adding to
Article – Natural Resources
Section 5–209.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 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 and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)101. and 102.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–140.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section ~~12–120 and 13–802~~ 13–814
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1106 – Delegates Krebs, M. Washington, Afzali, Arentz, Aumann, Glass, Hornberger, S. Howard, Kittleman, Malone, McComas, McConkey, Parrott, Reilly, Rose, Saab, Shoemaker, ~~and West~~ West, Pendergrass, Angel, Cullison, Hill, Kelly, Kipke, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Platt, Rosenberg, Sample–Hughes, Szeliga, and K. Young

AN ACT concerning

Public Health – Cottage Food Products – Definition

FOR the purpose of altering the definition of "cottage food product" to include certain food sold in the State directly to a consumer from a residence, by personal delivery, or by mail delivery in accordance with certain provisions of law; and generally relating to cottage food products.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 21–301(a) and (b–1)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–301(b–2)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1141 – Delegates Jacobs, Afzali, Anderton, Arentz, Carozza, Ciliberti, Fisher, Folden, Ghrist, Grammer, Hornberger, Krebs, Long, McKay, Otto, Reilly, Robinson, and Wivell

AN ACT concerning

Building Performance Standards – Agricultural Buildings Used for Agritourism – Exemption

FOR the purpose of altering the application of certain provisions of law exempting agricultural buildings used for agritourism from a certain permit requirement; and generally relating to a permit exemption for agricultural buildings used for agritourism.

BY repealing and reenacting, with amendments,

Article – Public Safety
Section 12–508
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1142 – Delegates Malone, Atterbeary, Aumann, Carozza, Ciliberti, Cluster, Corderman, Kipke, Kittleman, McComas, Metzgar, and Shoemaker

AN ACT concerning

Interception of Oral Communication – Law Enforcement Officer

FOR the purpose of ~~repealing a requirement that a law enforcement officer provide a certain notice to an individual who is being recorded in a certain manner in order to lawfully intercept a certain oral communication~~ providing that the failure of law enforcement to notify a certain individual that the individual is being recorded shall not affect the admissibility of a certain recording; and generally relating to the interception of oral communication by a law enforcement officer.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 10–402(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 10–402(c)(11)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1162 – Delegates P. Young, Cluster, Glass, Jalisi, Knotts, Lisanti, Sample–Hughes, Sanchez, and Sydnor

AN ACT concerning

Vehicle Registration – Exemption From Registration Fees – Surviving Spouses of Veterans

FOR the purpose of repealing the requirement that the surviving spouse of a deceased disabled veteran be at least 65 years old to qualify for a certain exemption to vehicle registration fees; and generally relating to vehicle registration fees.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 13–903(a)(9)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1224 – Delegates M. Washington, Ali, Anderson, Angel, B. Barnes, D. Barnes, Carr, Chang, Ciliberti, Clark, Clippinger, Dumais, Ebersole, Gaines, Glass, Gutierrez, Hayes, Haynes, Hettleman, Hixson, Hornberger, Impallaria, Jones, Kipke, Knotts, Korman, Krimm, Lafferty, Lam, J. Lewis, R. Lewis, Lierman, Luedtke, Mautz, McCray, McIntosh, McKay, A. Miller, Moon, Morales, Mosby, Patterson, Pena–Melnyk, Platt, Rosenberg, Simonaire, Sophocleus, Tarlau, Valderrama, Valentino–Smith, Vogt, Waldstreicher, A. Washington, and P. Young

AN ACT concerning

Ending Youth Homelessness Act of 2018

FOR the purpose of establishing the Ending Youth Homelessness Grant Program; specifying the purposes of the Program; requiring the Department of Housing and Community Development to administer the Program and establish certain procedures; authorizing certain uses of grants under the Program; establishing the Ending Youth Homelessness Grant 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; requiring the Department to follow a certain grant ~~approval~~ making process; specifying that eligible recipients of grant funding are limited to certain types of programs; requiring the Department to establish for all grant recipients certain performance standards and reporting requirements; requiring the Department to serve as the lead State agency for a certain program; requiring the Secretary of Housing and Community Development to report to the General Assembly on or before a certain date; specifying authorized spending purposes for any funds appropriated for programs under this Act; requiring, in and after a certain year of funding, the Department to allocate a certain percentage of the money appropriated to the Fund for certain programs; authorizing the Secretary to adopt regulations under certain circumstances; defining certain terms; and generally relating to the Ending Youth Homelessness Grant Program.

BY adding to
Article – Housing and Community Development
Section 11.5–101 through 11.5–111 to be under the new title "Title 11.5. Ending Youth Homelessness Act"

Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

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

House Bill 1240 – Delegates Lafferty ~~and Lierman~~, Lierman, and Holmes

AN ACT concerning

Assisted Housing Preservation Act – Assisted Projects, Protected Actions, and Duties of the Department of Housing and Community Development

FOR the purpose of applying certain provisions of law to an owner of a certain assisted project that pays or intends to pay in full as of the maturity date certain mortgage financing; applying certain provisions of law to an owner of an assisted project on the termination or expiration of a certain State subsidy; providing that certain properties qualify as an assisted project if the project, the owner of the project, or a lender to the project receives certain State subsidies in relation to the project under certain circumstances; requiring the Department of Housing and Community Development to establish and maintain a certain database; requiring the Department to establish a certain mechanism for providing a certain notice; stating the required contents of a certain database; requiring the Department to establish a plan to preserve units in a certain assisted project as affordable housing for low–income residents when certain federal or State subsidies are due to expire; requiring the Department to notify the Division of Consumer Protection of the Office of the Attorney General if the Department has evidence of a violation of certain provisions; requiring the Department, on or before a certain date, to convene a certain meeting of certain persons to assist in creating a certain plan; and generally relating to the duties of the Department of Housing and Community Development and the scope of assisted projects and protected actions under the Assisted Housing Preservation Act.

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 1–101(a) and (d) and 7–101
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 7–102(a) and 7–105
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

BY adding to
Article – Housing and Community Development
Section 7–105.1 and 7–405

Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1259 – Delegates McCray, Ali, Anderson, Clippinger, Conaway, Gibson, Hayes, R. Lewis, Lierman, Mosby, and M. Washington

AN ACT concerning

Baltimore City – Police Department – ~~Community Policing~~ Reports on Funds

FOR the purpose of ~~requiring the Executive Director of the Governor's Office of Crime Control and Prevention to require a certain portion of a grant made to the Baltimore City Police Department be used towards community policing under certain circumstances~~ requiring the Baltimore Police Department to submit a certain annual report on certain funds received from the Governor's Office of Crime Control and Prevention; and generally relating to funds for the Baltimore ~~City~~ Police Department.

BY adding to
Article – Public Safety
Section 4–801 to be under the new subtitle "Subtitle 8. Baltimore ~~City Community Policing~~ Police Department Funds"
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1282 – Delegate Kelly

AN ACT concerning

Health Maintenance Organizations – Certificate of Need Requirements – Modification

FOR the purpose of repealing a certain requirement that a health maintenance organization or a certain health care facility have a certificate of need before taking certain actions to establish a certain ambulatory surgical facility or center; altering the conditions under which a health maintenance organization or a certain health care facility is required to have a certificate of need before taking certain actions to establish a certain health care project; authorizing a health maintenance organization or a health care facility to purchase a certain ambulatory surgical facility or center without a certificate of need under certain circumstances; and

generally relating to certificates of need requirements for health maintenance organizations.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–121
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1321 – Delegate Corderman

AN ACT concerning

Washington County – Public Facilities Bonds

FOR the purpose of authorizing and empowering the County Commissioners of Washington County, from time to time, to borrow not more than $70,000,000 in order to finance the costs of the construction, improvement, or development of certain public facilities in Washington County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds, and the interest thereon and any income derived therefrom, from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; providing that such borrowing may be undertaken by the County in the form of installment purchase obligations executed and delivered by the County for the purpose of acquiring agricultural land, woodland preservation easements, and transferable development rights; and relating generally to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1342 – Delegates Kelly, Fraser–Hidalgo, Krimm, Barve, ~~and Robinson~~ Robinson, Adams, Ali, Angel, Atterbeary, Aumann, Barkley, Barron, Beidle, Brooks, Carey, Carozza, Carr, Cassilly, Chang, Cullison, Ebersole, Fennell, Flanagan, Frick, Frush, Gibson, Gilchrist, Glenn, Grammer, Gutierrez, Hayes, Healey, Hettleman, Hill, Hixson, Holmes, C. Howard, Jackson, Jalisi, Jameson, Kipke, Kittleman, Knotts, Korman, Kramer, Krebs, Lafferty, Lam,

J. Lewis, R. Lewis, Lierman, Lisanti, Long, Luedtke, McComas, McCray, McIntosh, McKay, McMillan, Miele, A. Miller, Moon, Morales, Morgan, Morhaim, Mosby, Patterson, Pena–Melnyk, Pendergrass, Platt, Proctor, Queen, Reilly, Reznik, Rose, Rosenberg, Saab, Sample–Hughes, Sanchez, Simonaire, Stein, Sydnor, Tarlau, Turner, Valderrama, Valentino–Smith, Waldstreicher, A. Washington, M. Washington, Wilkins, K. Young, and P. Young

AN ACT concerning

Legislative Branch of State Government – Sexual Harassment

FOR the purpose of ~~authorizing any entity to file with the State Ethics Commission a written complaint alleging that a regulated lobbyist has sexually harassed a member of the General Assembly or a certain employee; authorizing any entity to file with the State Ethics Commission a written complaint alleging that a member of the General Assembly has sexually harassed a regulated lobbyist;~~ altering the training course that the State Ethics Commission is required to provide for regulated lobbyists and prospective regulated lobbyists; requiring the Joint Ethics Committee to provide a certain complaint and notice to the Human Resources Manager for the General Assembly; subjecting the Human Resources Manager to certain confidentiality restrictions for certain information; authorizing the Joint Committee to refer certain complaints to a certain outside and independent investigator; requiring the Joint Committee on Legislative Ethics to refer certain complaints to ~~an~~ a certain outside and independent investigator under certain circumstances; requiring the investigator to submit its findings and recommendations to the Joint Committee for certain further proceedings; ~~requiring the Committee to develop a certain code of conduct for the General Assembly~~ requiring the Joint Committee to advise a certain person of certain findings and recommendations and provide a notice of the Joint Committee's actions; providing that the Joint Committee may remove a certain investigator only for good cause; authorizing the Joint Committee to direct a certain investigator to delay an investigation under certain circumstances; prohibiting a regulated lobbyist from sexually harassing certain individuals while engaged in lobbying; requiring the Legislative Policy Committee to review and update a certain antiharassment policy at a certain frequency; requiring the Legislative Policy Committee to direct the Human Resources Manager for the General Assembly to conduct a certain climate survey at a certain frequency; requiring the Human Resources Manager to analyze the results of a certain survey and issue a certain report to certain persons; requiring the Joint Committee to review certain complaints alleging violations of certain antiharassment policies; requiring the Office of the Executive Director in the Department of Legislative Services to maintain certain records regarding certain individuals who take sexual harassment training; requiring the Office to maintain the records for at least a certain period of time and publish certain records on a certain website; ~~requiring the Commission on Civil Rights to conduct a certain survey of members and employees of the General Assembly on or before certain dates; prohibiting the survey from requesting certain information or being conducted in a certain manner; requiring the~~

~~Commission on Civil Rights to submit a certain report to the President of the Senate, the Speaker of the House of Delegates, and the Joint Committee on Legislative Ethics;~~ authorizing a regulated lobbyist to report to the State Ethics Commission that a member of the General Assembly violated a certain antiharrassment policy and procedures; requiring the State Ethics Commission to refer a certain report to the Joint Committee; requiring the State Ethics Commission to convene a certain workgroup to develop recommendations to implement certain provisions of this Act; requiring the workgroup to make recommendations on certain matters; requiring the State Ethics Commission to issue certain reports to the Workplace Harassment Commission on or before certain dates; requiring the Legislative Policy Committee to update a certain antiharassment policy and consider including certain recommendations in the updated policy on or before a certain date; making a technical change; providing for a delayed effective date for certain provisions of this Act; making a conforming change; and generally relating to sexual harassment in the Legislative Branch of State government.

BY repealing and reenacting, without amendments,
Article – General Provisions
Section 5–101(a), (k), (u), and (hh)
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–101(x), 5–205(e)(1)(i), ~~5–401 and~~ 5–517, 5–518, and 5–714(13) and (14)
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

BY adding to
Article – General Provisions
Section 5–518.1, 5–714(15), and 5–714.1
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 2–401, 2–701, 2–1201, and 2–1211~~, and 20–101(a) and (b)~~
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section ~~2–706~~ 2–407(a)(6) and (7), 2–706, and 2–1215
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to

Article – State Government
Section ~~20–207.1~~ 2–407(a)(8) and (9) and (c)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

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

House Bill 1349 – Delegates Anderton, Kipke, ~~and Sample-Hughes~~ Sample–Hughes, Adams, Pendergrass, Bromwell, Angel, Cullison, Hayes, Hill, Kelly, Krebs, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Platt, Rosenberg, Saab, Szeliga, West, and K. Young

AN ACT concerning

Pharmacy Benefits Managers – Revisions

FOR the purpose of ~~altering the application fee for a pharmacy benefits manager to register with the Maryland Insurance Commissioner; requiring a pharmacy benefits manager applying to register to file a certain financial statement with the Commissioner;~~ authorizing the Maryland Insurance Commissioner to require certain additional information from a pharmacy benefits manager in a certain application; ~~altering the date on which the registration of a pharmacy benefits manager expires unless the registration is renewed; altering the length of the term for which a pharmacy benefits manager may renew a certain registration; altering the circumstances under which a pharmacy benefits manager may renew a registration; authorizing the Commissioner to impose certain fees under certain circumstances;~~ authorizing the Commissioner to require certain information or certain submissions from a pharmacy benefits manager for a certain purpose; ~~authorizing a pharmacy benefits manager to pay a certain fee in lieu of a certain suspension under certain circumstances; authorizing a pharmacy benefits manager to reapply for a registration under certain circumstances;~~ clarifying that certain actions of the Commissioner are subject to certain hearing provisions; providing that a certain provision prohibiting reimbursements in a certain amount does not apply to reimbursement for certain drugs or to certain chain pharmacies; prohibiting ~~certain reimbursement from~~ a pharmacy benefits manager ~~to~~ from reimbursing a pharmacy or pharmacist for a certain product or certain service in a certain amount; ~~prohibiting a pharmacy benefits manager from prohibiting a pharmacy or pharmacist from providing a beneficiary with certain information regarding a certain retail price or certain cost share for a prescription drug; prohibiting a pharmacy benefits manager from prohibiting a pharmacy or pharmacist from discussing with a beneficiary a certain retail price or certain cost share for a prescription drug; prohibiting a pharmacy benefits manager from prohibiting a pharmacy or pharmacist from selling a certain alternative prescription drug under certain circumstances; prohibiting a pharmacy benefits manager from prohibiting a pharmacy or pharmacist from offering and providing store direct delivery services as an ancillary service of the pharmacy; requiring each contract between a pharmacy benefits manager and a contracted pharmacy to include the methodology used to~~

~~determine maximum allowable cost pricing; requiring a pharmacy benefits manager to disclose certain information to a contracted pharmacy under certain circumstances; requiring a pharmacy benefits manager to provide a certain means on its website by which certain contracted pharmacies may promptly review certain pricing updates, to use certain pricing information to calculate certain payments, and to disclose certain information in certain contracts; requiring a pharmacy benefits manager to disclose a certain maximum allowable cost list under certain circumstances;~~ requiring a pharmacy benefits manager to establish a certain process by which a certain pharmacy has access to certain maximum allowable cost price lists in a certain format as updated in accordance with certain requirements; requiring a pharmacy benefits manager to use updated pricing information in calculating certain payments immediately after a certain update; altering a certain procedure that a pharmacy benefits manager is required to maintain; altering certain requirements that a pharmacy benefits manager must meet before placing a prescription drug on a certain list; ~~prohibiting a pharmacy benefits manager from setting a maximum allowable cost for certain drugs, products, and devices that are placed on a certain list that is below a certain amount;~~ altering a certain process that must be included in each contract between a pharmacy benefits manager and a contracted pharmacy; ~~authorizing a contracted pharmacy to file a certain complaint with the Commissioner; requiring a contracted pharmacy to exhaust a certain appeal process before filing a certain complaint; requiring the Commissioner to hold a certain hearing and issue a certain order in accordance with certain procedures; providing that an appeal of a certain order may be taken in accordance with certain statutory provisions;~~ prohibiting a pharmacy benefits manager from retaliating against a contracted pharmacy for exercising a certain right to appeal or filing a certain complaint; prohibiting a pharmacy benefits manager from charging a contracted pharmacy a certain fee; ~~establishing a certain civil penalty for a violation of certain provisions of this Act;~~ requiring the Commission to review a certain compensation program for a certain purpose and take certain action on appeal and order a pharmacy benefits manager to pay a certain claim under certain circumstances; providing that certain information is considered to be confidential and proprietary information and is not subject to disclosure under certain provisions of law; authorizing the Commissioner, under certain circumstances, to issue an order that requires a pharmacy benefits manager to pay a certain fine; authorizing the Commissioner to adopt certain regulations and establish a certain complaint process; defining a certain term; altering a certain definition; providing for the construction of certain provisions of this Act; providing for the application of this Act; providing for a delayed effective date; and generally relating to pharmacy benefits managers.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–1604, 15–1605, 15–1607, 15–1628.1, and ~~15–1642(c)~~ 15–1642
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Insurance

Section 15–1611~~, 15–1612, and 15–1613~~
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 1354 – Calvert County Delegation

AN ACT concerning

Calvert County – Bonding Authority

FOR the purpose of authorizing and empowering the County Commissioners of Calvert County, from time to time, to borrow not more than ~~$7,158,600~~ $50,000,000 to finance the construction, improvement, or development of certain public facilities in Calvert County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1368 – Delegates McMillan and Dumais

AN ACT concerning

Grounds for Divorce – 12–Month Separation – Oral Amendment to Application for Divorce

FOR the purpose of establishing that the "filing of the application for divorce", for purposes of a provision of law authorizing a court to decree an absolute divorce on the grounds of a 12–month separation when the parties have met certain conditions before the filing of the application for divorce, includes an oral amendment made by a party with the consent of the other party at a hearing on the merits in open court to a previously filed application for limited or absolute divorce; and generally relating to divorce.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 7–103
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1371 – Delegates M. Washington, Beidle, Chang, Ebersole, Ghrist, Hornberger, Lierman, McCray, Patterson, Simonaire, and Turner

AN ACT concerning

Recordation Tax – Collection by State Department of Assessments and Taxation – Distribution

FOR the purpose of altering the distribution of revenue from certain recordation taxes collected by the State Department of Assessments and Taxation; ~~requiring the Comptroller, in consultation with the Department, to hire an independent certified public accountant to perform an audit of the distribution of certain revenue; requiring that the audit be completed by a certain date; requiring the Comptroller, under certain circumstances, to pay a certain amount to certain counties from a certain account;~~ and generally relating to the distribution of revenue from the recordation tax.

BY repealing
Article – Tax – Property
Section 12–110(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – Property
Section 12–110(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1381 – Delegate Lafferty

AN ACT concerning

Environmental Violations – Reporting Requirements

FOR the purpose of requiring certain jurisdictions to report to the Department of the Environment on certain information relating to the number of cases alleging violations of certain laws, regulations, ordinances, and permits on or before a certain date each year; requiring the Department to report to the Governor and the General Assembly on or before a certain date each year; and generally relating to reporting requirements for environmental violations.

BY adding to
Article – Environment
Section 4–801 to be under the new subtitle "Subtitle 8. Report on Environmental Violations"
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1385 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Tourism Improvement District

FOR the purpose of authorizing the Mayor and City Council of Baltimore to establish by ordinance a certain Tourism Improvement District; authorizing the Mayor and City Council to designate a Tourism Improvement District Association to provide certain services; requiring a certain ordinance to include certain provisions; requiring the Association to establish a certain financial plan for the District under certain circumstances; requiring a certain financial plan to be subject to approval by the Baltimore City Board of Estimates; requiring the Association to hold a public hearing on a certain financial plan; providing for a Board of Directors of the Association; providing for certain powers, duties, and limitations of the Association; providing that the Association shall be subject to certain City ordinances and goals regarding minority and women's business enterprises; requiring the Mayor and City Council to take certain matters into consideration and make certain determinations when enacting certain ordinances; prohibiting the Mayor and City Council from authorizing certain reductions in certain existing funding under certain circumstances; providing that certain unspent funds be refunded to certain business owners in a certain manner under certain circumstances; placing a certain condition on a certain ordinance taking effect; defining certain terms; and generally relating to the establishment of a Tourism Improvement District in Baltimore City.

BY adding to
The Charter of Baltimore City
Article II – General Powers
Section (70)

(2007 Replacement Volume, as amended)

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

House Bill 1419 – Delegates Afzali, D. Barnes, Buckel, Hixson, Hornberger, Long, Luedtke, Patterson, Rose, Shoemaker, and Simonaire

AN ACT concerning

Income Tax – Subtraction Modification – Maryland Transportation Authority Police

FOR the purpose of altering a subtraction modification under the Maryland income tax for certain law enforcement officers to include law enforcement officers who are members of the Maryland Transportation Authority Police and reside in a political subdivision with a certain crime rate; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for members of the Maryland Transportation Authority Police.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(cc)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1420 – Delegates Flanagan, Fraser–Hidalgo, Frush, Gilchrist, Healey, McMillan, Otto, and Robinson

AN ACT concerning

Environment – Stormwater Management – Nontidal Floodwater

FOR the purpose of authorizing a county or municipality to use money in a local watershed protection and restoration fund on projects for managing extreme volumes of nontidal floodwater that are located in ~~areas where historical nontidal flooding problems exist~~ a qualified historic district and do not negatively impact water quality; defining certain terms; and generally relating to stormwater management and nontidal floodwater.

BY repealing and reenacting, without amendments,
Article – Environment
Section 4–201.1(a) and 4–202.1(a) and (b)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Environment
Section 4–201.1(e) and (f)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 4–202.1(h)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1428 – Delegates Flanagan, Fraser–Hidalgo, Frush, Gilchrist, Healey, McMillan, Otto, and Robinson

AN ACT concerning

Environment – Stormwater Management Infrastructure – Historic Districts

FOR the purpose of requiring the Department of the Environment to adopt regulations to require certain stormwater management infrastructure for a development or redevelopment project in a certain locally designated historic district be designed in a certain manner; defining certain terms; and generally relating to stormwater management infrastructure.

BY repealing and reenacting, without amendments,
Article – Environment
Section 4–201.1(a) and 4–203(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Environment
Section 4–201.1(e) and (f)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Environment
Section 4–203(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1469 – Delegate Lisanti

AN ACT concerning

Ethics – Members of Boards of License Commissioners and Liquor Control Boards

FOR the purpose of establishing that certain ethics training requirements provided by the State Ethics Commission apply to a member of a board of license commissioners or a liquor control board; altering the financial disclosure requirements for certain members of a board of license commissioners or a liquor control board; and generally relating to ethics requirements for members of boards of license commissioners and liquor control boards.

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–205(d) and 5–601
Annotated Code of Maryland
(2014 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1480 – The Speaker (By Request – Office of the Attorney General) and Delegates Anderson, Atterbeary, Dumais, ~~and Queen~~ Queen, Angel, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Miele, Morales, Morhaim, Morgan, Pena–Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, West, and K. Young

AN ACT concerning

Controlled Dangerous Substances – Distributors – Reporting Suspicious Orders

FOR the purpose of requiring a certain distributor of controlled dangerous substances to report certain suspicious orders to the Maryland Department of Health and the Office of the Attorney General; authorizing a certain distributor to satisfy a certain reporting obligation by providing to the Department and the Office of the Attorney General copies of certain reports; requiring the Department and the Office of the

Attorney General to maintain certain reports confidentially, with a certain exception; and generally relating to controlled dangerous substances.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 5–303
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1518 – Delegates Wilkins, Angel, Barron, Hayes, Kelly, ~~and Morales~~ Morales, Pendergrass, Cullison, Hill, Kipke, Krebs, Metzgar, Miele, Morgan, Pena–Melnyk, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Public Health – Maternal Mortality Review ~~Committee~~ Program – Report and Stakeholder Meetings

FOR the purpose of requiring the ~~Maternal Mortality Review Committee to appoint a certain number of additional members to its membership in existence as of a certain date; requiring the members added to the Committee to include certain individuals and, to the extent practicable, reflect a certain diversity; requiring the Committee to establish a certain Action Task Force subcommittee; requiring the Action Task Force subcommittee to have a certain membership; requiring the Action Task Force subcommittee to analyze certain factors, examine the impact of certain factors on maternal deaths, review and make certain recommendations, and play a certain role in coordinating with the Committee when making certain recommendations; authorizing the Committee to interview certain individuals in carrying out certain duties; requiring the Committee to prepare a certain report for a certain year with certain recommendations; defining a certain term~~ Secretary of Health to include a certain summary of certain meetings in a certain report; requiring the Secretary to convene certain meetings of certain stakeholders at least a certain number of times each year; requiring certain meetings to be held within certain time periods and for certain purposes; and generally relating to the Maternal Mortality Review ~~Committee~~ Program.

BY repealing and reenacting, with amendments,
Article – Health – General
Section ~~13–1201~~ 13–1207
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Health – General

Section ~~13–1206.1~~ 13–1208
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1548 – Delegate Anderson (By Request – Baltimore City Administration)

AN ACT concerning

Baltimore City – Continuing the Creating Opportunities for Renewal and Enterprise (CORE) Partnership Fund

FOR the purpose of establishing the Continuing the CORE Partnership 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; ~~beginning in a certain fiscal year, requiring~~ declaring the intent of the General Assembly that the Governor ~~to~~ include in the annual budget bill an appropriation of a certain amount to the Fund for certain fiscal years; defining a certain term; providing for the termination of this Act; and generally relating to the Continuing the CORE Partnership Fund.

BY adding to
Article – Housing and Community Development
Section 4–511
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1554 – Delegates J. Lewis, Anderson, Dumais, Gibson, and Vallario

AN ACT concerning

Child Support – Payment Incentive Program Expansion Act of 2018

FOR the purpose of requiring the Child Support Administration to develop an electronic application process for participation in the Child Support Payment Incentive Program; requiring the Administration to include certain payments made by a child support obligor when calculating certain uninterrupted payments made under the Program; authorizing the Administration to develop an alternative schedule for a certain obligor; requiring the Administration to provide an obligor who has become

unemployed through no fault of the obligor with certain employment information; prohibiting the Administration from penalizing the obligor for a certain period of time under certain circumstances; providing for the calculation of uninterrupted court–ordered payments on reemployment of an obligor; requiring the Administration to update public awareness programs for the Program and focus outreach efforts on jurisdictions with low participation in the Program; requiring the Administration to develop, maintain, and update an internal training program to ensure that staff at the State and local level are aware of the Program and its benefits; and generally relating to the Child Support Payment Incentive Program.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 10–112.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1607 – ~~Delegate Luedtke~~ Delegates Luedtke, Hettleman, Tarlau, Lierman, Queen, Valentino–Smith, Jones, Sydnor, Lisanti, A. Miller, Korman, K. Young, Krimm, Morhaim, and Jackson

AN ACT concerning

Education – Juvenile Services Education Programs – Management and Operation

FOR the purpose of authorizing a certain individual to be employed or contracted to provide certain services for a certain time period with a certain salary; establishing the Juvenile Services Education County Pilot Program; requiring the Program to begin in a certain school year; providing for the purpose of the Program; requiring the State Department of Education, after consultation with certain county boards of education, to identify a ~~certain number of~~ juvenile services education ~~programs in certain locations~~ program to participate in the Program; requiring a certain county board to follow certain laws and regulations and ensure that certain individuals have access to certain curricula materials; authorizing a certain county board to employ or contract with certain teachers for a certain time period and to be paid at a salary determined by the county board; requiring the State to provide funding to a certain county board in a certain amount; requiring the Department to convene a certain workgroup on or before a certain date; 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 certain issues and make certain recommendations related to the management and operation of juvenile services education programs; requiring the workgroup 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; and generally relating to the operation of juvenile services education programs.

BY repealing and reenacting, with amendments,
Article – Education
Section 6–302
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 22–308
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1614 – Delegates Valentino–Smith, Afzali, D. Barnes, Ciliberti, Frush, McDonough, McMillan, Sanchez, Wilson, and P. Young

AN ACT concerning

Public Safety – Military Service Members – Civil Relief

FOR the purpose of providing that certain rights granted to members of the Maryland National Guard under this Act are in addition to the rights granted by federal law; establishing that the intent of this Act is to supplement certain rights and protections provided by a certain federal statute; authorizing a certain service member to terminate a certain contract at a certain time under certain circumstances; providing for the method by which a certain service member may terminate a certain contract; requiring a certain service provider to provide a service member with a certain notice under certain circumstances; authorizing a certain service member to reinstate the provision of a certain service in a certain manner under certain circumstances; prohibiting a certain service member from being charged certain costs under certain circumstances; providing that a certain service member is not liable for the payment for certain services after a certain date; defining certain terms; and generally relating to the rights of individuals engaged in military service.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 13–704
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY adding to

Article – Public Safety
Section 13–704.1
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1627 – Delegates Adams and W. Miller

AN ACT concerning

Real Property – Construction Contracts – Retention Proceeds

FOR the purpose of establishing that a certain remedy for the payment of an undisputed amount owed under a construction contract applies to certain retention proceeds; reducing a certain minimum contract amount for purposes of the applicability of certain provisions of law relating to retention proceeds; requiring certain retention proceeds to be paid within a certain period of time after a certain ~~date of substantial completion~~ issuance of a final certificate of payment; and generally relating to retention proceeds for construction contracts.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 9–303 and 9–304
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1753 – Delegate Glenn

AN ACT concerning

HBCU Internship in Maryland Government Scholarship Program

FOR the purpose of establishing the HBCU Internship in Maryland Government Scholarship Program; establishing the purpose of the Program; requiring the Office of Student Financial Assistance in the Maryland Higher Education Commission to administer the Program, subject to a certain exception; requiring the Office to set dates on or before which applications must be submitted; authorizing an HBCU to nominate eligible students to participate in the Program; establishing the HBCU Internship in Maryland Government Scholarship Committee; providing for the composition and staffing of the Committee; prohibiting a member of the Committee from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Committee to select a certain number of students each year from each HBCU who have agreed to serve in government internships to participate in the Program; requiring the Committee to select certain replacement students if

certain other students decline to participate in the Program; requiring that priority for selection to participate in the Program be given to certain students; providing for the Committee's selection and quorum requirements; requiring the Office to provide scholarships on or before certain dates each year; requiring that the recipient of a scholarship receive a certain amount; requiring the Office to adopt certain regulations; authorizing the Office to adopt certain regulations; requiring the Governor to include a certain appropriation in the annual budget bill for certain fiscal years to administer the Program; defining certain terms; and generally relating to the HBCU Internship in Maryland Government Scholarship Program.

BY repealing and reenacting, without amendments,
Article – Education
Section 10–101(a) and (o) and 18–101(a) and (c)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Education
Section 18–3401 through 18–3408 to be under the new subtitle "Subtitle 34. HBCU Internship in Maryland Government Scholarship Program"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1782 – Delegates Pena–Melnyk ~~and Pendergrass~~, Pendergrass, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Morales, Platt, Rosenberg, Sample–Hughes, ~~and K. Young~~ K. Young, and R. Lewis

EMERGENCY BILL

AN ACT concerning

Health Insurance – ~~Health Care Access Program – Establishment~~ Individual Market Stabilization
(Maryland Health Care Access Act of 2018)

FOR the purpose of ~~requiring the State Health Services Cost Review Commission, for a certain fiscal year, to assess on each hospital a certain fee for a certain purpose; prohibiting the State Health Services Cost Review Commission from raising certain hospital rates as part of a certain update factor to offset the fee; prohibiting the fee from exceeding a certain percentage of certain revenue; requiring each hospital to remit the fee to the Maryland Health Benefit Exchange Fund; requiring a carrier to pay a certain assessment on certain premiums under certain circumstances beginning on a certain date; requiring the assessment to be in addition to certain taxes and certain penalties or actions; requiring certain health insurers, nonprofit~~

~~health service plans, health maintenance organizations, and managed care organizations to pay, in a certain calendar year, a certain additional assessment for a certain purpose; providing for the distribution of the assessments; altering the purpose, contents, and authorized use of the Maryland Health Benefit Exchange Fund; requiring that certain funds be used in a certain manner; repealing the requirement that the Maryland Health Benefit Exchange implement or oversee the implementation of state-specific requirements for transitional reinsurance and risk adjustment under the Affordable Care Act; repealing the authority of the Exchange to establish a State Reinsurance Program; requiring the Exchange to establish a Health Care Access Program to provide reinsurance to certain carriers; requiring that the Program be designed to mitigate the impact of certain individuals on certain rates; providing that, beginning on a certain date, funding for reinsurance in the individual health insurance market through the Program may be made from certain sources; requiring that, beginning on a certain date and under certain circumstances, certain State funding for the reinsurance of the individual market through the Program be contingent on the Centers for Medicare and Medicaid Services approving a waiver under a certain provision of federal law; requiring the Exchange to adopt certain regulations on or before a certain date; authorizing the Exchange and the Maryland Insurance Commissioner to submit a waiver under a certain provision of federal law in accordance with the recommendations of the Maryland Health Insurance Coverage Protection Commission; authorizing, on or before a certain date, the Commissioner to waive certain statutory requirements under certain circumstances; requiring, beginning on a certain date, an individual to maintain certain coverage for certain individuals; requiring that an individual pay a certain penalty under certain circumstances; requiring that the penalty be in addition to a certain State income tax and included with a certain income tax return; requiring that certain individuals be jointly liable for the penalty under certain circumstances; establishing the amount of the penalty; exempting an individual who qualifies for a certain exemption under federal law from being assessed the penalty; requiring an individual to indicate certain information on a certain income tax return; requiring the Comptroller to distribute certain revenues from the penalty to a certain fund for certain purposes; defining certain terms; repealing certain provisions of law rendered obsolete by certain provisions of this Act; requiring the Maryland Health Insurance Coverage Protection Commission to study and make recommendations for individual and group market stability; requiring the Maryland Health Insurance Coverage Protection Commission to engage an independent actuarial firm to assist in its study; requiring the Maryland Health Insurance Coverage Protection Commission, on or before a certain date, to report certain findings and recommendations to the Governor and the General Assembly~~ requiring certain health insurers, nonprofit health service plans, health maintenance organizations, and managed care organizations to be subject to a certain assessment in a certain year; establishing the purpose and providing for the distribution of the assessment; establishing that certain provisions of law that apply to certain small employer health benefit plans apply to health benefit plans offered by certain entities; altering the definition of "short–term limited duration insurance" as it relates to certain provisions of law governing individual health benefit plans; altering the membership of the Maryland Health Insurance Coverage Protection Commission; requiring the

Commission to study and make recommendations for individual and group health insurance market stability; requiring the Commission to engage an independent actuarial firm to assist in a certain study; requiring the Commission to include its findings and recommendations from a certain study in a certain report; making this Act an emergency measure; and generally relating to health insurance.

~~BY repealing and reenacting, with amendments,~~
~~Article – Health – General~~
~~Section 19–214(d)~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

BY adding to
Article – Insurance
Section 6–102.1~~, 6–102.2, 31–117, and 31–117.1~~
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section ~~31–107~~ 15–1202 and 15–1301(s)
Annotated Code of Maryland
(2017 Replacement Volume)

~~BY repealing~~
~~Article – Insurance~~
~~Section 31–117~~
~~Annotated Code of Maryland~~
~~(2017 Replacement Volume)~~

~~BY adding to~~
~~Article – Tax – General~~
~~Section 10–102.2~~
~~Annotated Code of Maryland~~
~~(2016 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, without amendments,
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(b) and (g)

BY repealing and reenacting, with amendments,
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(c)(6)(viii) and (ix), (h), and (i)

BY adding to
Chapter 17 of the Acts of the General Assembly of 2017
Section 1(c)(6)(x) and (xi) and (h)

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

House Bill 1804 – Delegate Busch

AN ACT concerning

Health – ~~University of Maryland Medical System – Grant~~ Medical Research Funding

FOR the purpose of ~~authorizing, notwithstanding any other provision of law, certain funds from the Maryland Trauma Physician Services Fund for a certain fiscal year to be used to provide a grant to the University of Maryland Medical System to establish a certain partnership for the purpose of immunotherapy research;~~ establishing the Academic Health Center Immunotherapy Research Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Secretary of Health to administer the Fund in a certain manner; 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; requiring a statewide academic health center to dedicate certain funding for a certain purpose to qualify for a grant from the Fund; prohibiting the amount of a certain grant from exceeding the amount of certain funding; providing for the investment of money in and expenditures from the Fund; defining certain terms; requiring the Governor to include in the budget bill a certain appropriation for a certain grant; prohibiting a certain grant from requiring a matching fund; providing that the grant is in addition to and may not supplant the funds of the University of Maryland ~~Medical System~~ School of Medicine; and generally relating to ~~a grant to the University of Maryland Medical System for immunotherapy research~~ funding for medical research.

BY adding to
Article – Health – General
Section 18–1101 and 18–1102 to be under the new subtitle "Subtitle 11. Academic Health Center Immunotherapy Research Fund"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 22

House Bill 4 – Delegate Jameson

AN ACT concerning

~~State Highways~~ Toll Bridges – Renaming Harry W. Nice Memorial Bridge – Harry W. Nice/Thomas "Mac" Middleton Bridge

FOR the purpose of requiring the ~~State Highway Administration~~ Maryland Transportation Authority to rename the Harry W. Nice Memorial Bridge as the Harry W. Nice/Thomas "Mac" Middleton Bridge; and generally relating to renaming ~~State highways~~ toll bridges.

BY adding to
Article – Transportation
Section ~~8–662~~ 4–406
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 9 – Delegate Folden

AN ACT concerning

Transportation – Dedication of Structures

FOR the purpose of adding State residency to the eligibility requirements for dedicating a bridge or another appropriate structure to a deceased member of the armed forces; ~~repealing the requirement that the Department of Transportation establish a process by which certain persons may request that the Department dedicate a bridge or another appropriate transportation structure to a certain emergency responder;~~ and generally relating to the dedication of bridges and other transportation structures.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 8–656
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 58 – ~~Delegate Brooks~~ Delegates Brooks, Kaiser, Kelly, Afzali, Ali, D. Barnes, Buckel, Ebersole, Hornberger, C. Howard, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Tarlau, Turner, Walker, and Wilkins

AN ACT concerning

Income Tax – Subtraction Modification – Retirement Income

FOR the purpose of 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;~~ an individual retirement account or a certain annuity within a certain subtraction modification for certain retirement income under certain circumstances; repealing a certain obsolete provision relating to a certain retirement plan; providing for the application of this Act; ~~altering a certain definition;~~ and generally relating to a subtraction modification under the Maryland income tax for certain retirement income.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–209
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 74 – ~~**Delegate Grammer**~~ **Baltimore County Delegation**

AN ACT concerning

Education – Career Exploration and Development Activities – Coffee (Java Act)

FOR the purpose of authorizing an Executive Branch agency to ban or regulate the sale of coffee in conjunction with a career exploration and development activity in a public high school in Baltimore County; providing a certain exception; repealing a certain termination provision relating to prohibiting an Executive Branch agency from banning or regulating the sale of coffee in conjunction with a career exploration and development activity in certain public high schools; and generally relating to the sale of coffee in conjunction with a career exploration and development activity in public high schools in Baltimore County.

BY repealing and reenacting, ~~without~~ with amendments,
Article – Education
Section 7–423.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Chapter 717 of the Acts of the General Assembly of 2016
Section 2

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 143 – Montgomery County Delegation

AN ACT concerning

Carroll County and Montgomery County – Gaming – Bingo Games

MC 13–18

FOR the purpose of allowing, in Carroll County and Montgomery County, an individual who is at least a certain age to conduct a bingo game involving cash prizes if the game is conducted at a certain residential property in a certain manner; and generally relating to gaming in Carroll County and Montgomery County.

BY adding to
Article – Criminal Law
Section 13–1803(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 278 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Housing Opportunities Commission – Binding Arbitration ~~for Wages~~ – Revisions

MC 14–18

FOR the purpose of requiring a certain employee organization to disclose to certain employees all offers regarding wages made by the Housing Opportunities Commission of Montgomery County during certain collective bargaining negotiations; authorizing the parties to use a certain mediator–arbitrator panel in a collective bargaining impasse under certain circumstances; providing for the membership and selection of a mediator–arbitrator panel; requiring a certain labor relations administrator to name a certain member of the panel by a certain date; requiring the mediator–arbitrator panel to first consider and give the highest priority to the ability of the Montgomery Commission to pay for certain expenses by considering certain factors in considering the terms and conditions of the final offer regarding wages; authorizing the mediator–arbitrator panel ~~of a collective bargaining impasse concerning certain employees of the Housing Opportunities Commission of Montgomery County~~ to include wages in the report choosing the more reasonable final offer; requiring the mediator–arbitrator panel, in determining the

more reasonable offer, to consider the bargaining history of certain employees' wages and comparisons of certain wages; requiring the Executive Director of the Montgomery Commission, on or before a certain date, to submit certain terms or conditions of the final offer regarding wages to the Montgomery Commission; authorizing the Montgomery Commission to accept or reject certain terms and conditions; making certain conforming changes; and generally relating to binding arbitration ~~for wages of employees~~ of the Housing Opportunities Commission of Montgomery County.

BY adding to
Article – Housing and Community Development
Section 16–308.1
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 16–310 and 16–311
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

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

House Bill 284 – Cecil County Delegation

AN ACT concerning

Cecil County – Office of the Sheriff – Employees and Collective Bargaining

FOR the purpose of altering the period of time for which certain employees of the Office of the Sheriff of Cecil County are required to serve a probationary period; altering which deputy sheriffs in the Office have the right to organize and collectively bargain with the Sheriff and the Cecil County Executive with regard to certain wages, benefits, and working conditions; correcting certain references to the government of Cecil County and to a certain position in the Office; making certain stylistic changes; and generally relating to the Office of the Sheriff of Cecil County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(i)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

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

House Bill 331 – St. Mary's County Delegation

AN ACT concerning

St. Mary's County – Public Facility Bonds

FOR the purpose of authorizing and empowering the County Commissioners of St. Mary's County, from time to time, to borrow not more than $24,600,000 in order to finance the construction, improvement, or development of certain public facilities in St. Mary's County, as herein defined, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, county, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 391 – Prince George's County Delegation and Montgomery County Delegation

AN ACT concerning

Prince George's County and Montgomery County – Special Exception Hearings – Required Notice

PG/MC 102–18

FOR the purpose of requiring, in Prince George's County and Montgomery County, the board of appeals, the district council, or an administrative office or agency to provide notice of a hearing for a special exception to ~~all~~ certain parties of record; and generally relating to land use hearings in Prince George's County and Montgomery County.

BY repealing and reenacting, with amendments,
Article – Land Use
Section 22–301
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 408 – Prince George's County Delegation and Montgomery County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Connection Pipe Emergency Replacement Loan Program

PG/MC 103–18

FOR the purpose of requiring the Washington Suburban Sanitary Commission to establish a Connection Pipe Emergency Replacement Loan Program for replacement of certain pipes on certain property; requiring the Program to provide for certain eligibility requirements; requiring the Program to include a requirement regarding notification or certification of an active leak; requiring the Program to provide for loan terms and conditions, including a certain interest rate; requiring that the replacement of certain pipes be performed by a plumber licensed by the Commission; prohibiting the Commission from replacing certain pipes; requiring the Program to provide loans on a first–come, first–served basis; prohibiting a loan made under the Program from exceeding a certain amount; prohibiting a customer from receiving more than one loan at a time under the Program; requiring the Program to require certain customers to repay the loan through a charge on the customer's water and sewer bill or in another method determined by the Commission; prohibiting the Commission from setting a charge greater than an amount that allows the Commission to cover certain costs; providing that a person who acquires property subject to a certain charge assumes the obligation to pay the charge; providing that each loan provided under the Program is a lien against certain property and that the Commission is the sole holder of the lien; requiring the Commission to record a certain lien in the land records of the county where the property is located; providing that a certain lien shall secure payment of a certain loan; providing that enforcement of a certain lien shall be in accordance with a certain act; prohibiting a certain lien from taking priority over a certain existing lien, mortgage, deed of trust, or other security interest; prohibiting the Program from providing more than a certain amount in loans or having more than a certain amount of outstanding loans; requiring the Commission to provide a certain amount of funding in the Commission's budget for certain fiscal years; establishing a Connection Pipe Emergency Replacement Fund; specifying the purpose of the Fund; requiring the Commission to administer the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; defining certain terms; providing for the termination of this Act; and generally relating to the Connection Pipe Emergency Replacement Loan Program of the Washington Suburban Sanitary Commission or the Commission's designee.

BY adding to

Article – Public Utilities
Section 23–205
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 410 – Prince George's County Delegation and Montgomery County Delegation

AN ACT concerning

Maryland–Washington Regional District – Prince George's County – Municipal Authority

PG/MC 108–18

FOR the purpose of updating an obsolete reference regarding certain concurrent jurisdiction pertaining to signs in municipal corporations and Prince George's County; repealing certain provisions of law authorizing a municipal corporation in Prince George's County to enact certain local laws regulating fences; repealing certain provisions of law prohibiting the enactment of a local law that is not less restrictive than certain local laws; correcting a certain reference to the Maryland–Washington Regional District; authorizing the legislative body of a municipal corporation in Prince George's County to authorize the erection of a fence that exceeds certain height restrictions or limitations under certain circumstances; and generally relating to the authority of municipal corporations in Prince George's County.

BY repealing and reenacting, with amendments,
Article – Land Use
Section 22–203 and 25–303
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Land Use
Section 25–101
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 419 – Prince George's County Delegation and Montgomery County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Office of the Inspector General

PG/MC 101–18

FOR the purpose of establishing an Office of the Inspector General in the Washington Suburban Sanitary Commission; providing for the appointment, qualifications, and term of the inspector general; providing for the establishment, membership, qualifications, and function of an appointment committee; prohibiting the inspector general from participating in a certain merit system but authorizing the inspector general to participate in a certain employee benefits program under certain terms and conditions; authorizing the Commission to offer a certain supplemental employee benefits program to an inspector general under certain circumstances; authorizing the Commission to remove an inspector general under certain circumstances; prohibiting the inspector general from holding secondary employment during the inspector general's term; authorizing the inspector general to select certain employees as subordinate staff of the Office subject to certain conditions; authorizing the inspector general to dismiss certain subordinate staff for certain causes; authorizing the inspector general, subject to certain conditions, to retain consultants; establishing the duties of the inspector general and of the Office; authorizing the Commission to include a certain audit in another certain audit; authorizing the Office to conduct certain investigations, analyses, audits, and reviews, provide management advisories, and utilize the assistance of certain other persons; requiring the inspector general to comply with generally accepted government auditing standards under certain circumstances; requiring the inspector general to submit certain written reports to the Commission for publication on the Commission's website; prohibiting the inspector general from disclosing certain information that is protected from disclosure; authorizing the inspector general to make certain oral reports under certain circumstances; requiring the inspector general to establish and follow procedures for safeguarding the identity of confidential sources and protecting confidential information; requiring the Commission to publish certain reports on its website; requiring the inspector general to report certain allegations to certain persons under certain circumstances; requiring the Commission to adopt certain regulations on independent operation of the Office; requiring the inspector general to consult with the Commission to develop a certain work plan and establish certain goals and priorities for the Office; requiring the inspector general to make the work plan available to the public, subject to certain laws; requiring the inspector general to coordinate with certain persons for certain purposes under certain circumstances; requiring the Commission to include in its annual budget proposal certain amounts for the Office; requiring the Commission's general counsel to provide certain legal services to the inspector general under certain circumstances; authorizing the inspector general to employ and be represented by a special legal counsel without the consent of the general counsel under certain circumstances; requiring a Commission employee or official or a vendor of the Commission to promptly provide certain information to the inspector general under certain circumstances; requiring the inspector general to notify

certain persons if a Commission employee or official fails to provide certain information; requiring the Commission chair, vice chair, or executive director to take certain action under certain circumstances; requiring the Commission officers to take certain action under certain circumstances; providing that a Commission employee should report any fraud, waste, or abuse to the Office; prohibiting a Commission employee, vendor, or employee of a vendor from being retaliated against, penalized, or threatened with retaliation for certain actions; prohibiting the inspector general from disclosing the identity of a certain person under certain circumstances; authorizing the inspector general or a designated assistant inspector general to administer an oath or affirmation or take an affidavit from any person under certain circumstances; authorizing the Commission to adopt certain regulations; authorizing the inspector general or a staff member authorized by the inspector general to administer oaths and take depositions and other testimony for certain purposes; providing that the Commission Board of Ethics has primary authority over certain investigations; authorizing the Commission Board of Ethics and its counsel to issue subpoenas for certain purposes; authorizing a certain subpoena to be enforced judicially; authorizing the inspector general to subpoena any person or evidence for a certain purpose; authorizing a court of competent jurisdiction to compel compliance with a certain order or subpoena or testimony or the production of evidence; exempting certain employees of the Commission from a certain merit system; transferring the functions, powers, and duties of the Office of Internal Audit of the Commission to the Office of the Inspector General of the Commission on a certain date; providing that certain employees who are transferred to the Office of the Inspector General shall be transferred without any diminution of certain rights; defining certain terms; and generally relating to the Office of the Inspector General in the Washington Suburban Sanitary Commission.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 17–101 and 19–101
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY adding to
Article – Public Utilities
Section 17–601 through 17–609 to be under the new subtitle "Subtitle 6. Office of the Inspector General"
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 18–106 ~~and 18–107~~, 18–107, and 19–106
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 512 – Delegates K. Young, Fennell, Angel, Barron, Barve, Brooks, Carr, Clippinger, Cullison, Ebersole, Fraser–Hidalgo, Frick, Gutierrez, Hayes, Hettleman, Hill, C. Howard, Jackson, Jones, Kelly, Korman, Krimm, J. Lewis, R. Lewis, Lierman, Lisanti, Luedtke, McIntosh~~, Metzgar~~, A. Miller, Moon, Morales, Morhaim, Pena–Melnyk, Platt, Queen, Robinson, Sample–Hughes, Tarlau, Turner, Valderrama, M. Washington, Wilkins, and P. Young

AN ACT concerning

Labor and Employment – ~~Pay Scales and~~ Wage History Information

FOR the purpose of ~~requiring an employer to provide the pay scale for a position to an applicant for employment on request; prohibiting employers from relying on wage history information, except under certain circumstances, for certain purposes and from seeking the wage history information by certain methods and from certain persons; prohibiting an employer from refusing to take certain action or otherwise retaliating against an applicant for employment or an employee because the applicant or employee did not provide wage history information and from violating certain provisions of this Act; specifying that an affected employee or applicant for employment may bring a certain action against an employer if an employer knew or should have known that the employer's action violates certain provisions of this Act;~~ prohibiting certain employers from seeking wage history information by certain methods for an employee and screening an applicant for employment based on the applicant's wage history by taking certain actions; prohibiting an employer from violating a certain provision of law; specifying that an employer is not subject to a certain criminal penalty for a violation of certain provisions of this Act; requiring the Commissioner of Labor and Industry to issue a certain order under certain circumstances; authorizing the Commissioner to assess a certain penalty not exceeding a certain amount under certain circumstances; requiring the Commissioner to consider certain factors when determining the amount of a certain penalty; specifying that, if the Commissioner assesses a certain penalty, the penalty shall be subject to certain hearing and notice provisions of law; providing for the construction of certain provisions of this Act; providing for the application of certain provisions of this Act; providing for a delayed effective date; making a conforming change; and generally relating to ~~pay scales and~~ wage history information.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–304.1(e) and 3–308
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY adding to

Article – Labor and Employment
Section 3–304.2
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

~~BY repealing and reenacting, with amendments,~~
~~Article – Labor and Employment~~
~~Section 3–307(a)(2) and 3–308~~
~~Annotated Code of Maryland~~
~~(2016 Replacement Volume and 2017 Supplement)~~

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

House Bill 535 – Delegates Lierman, Ali, Angel, Clippinger, Ebersole, Fraser–Hidalgo, Hettleman, Hill, C. Howard, Korman, Lafferty, J. Lewis, R. Lewis, Luedtke, Morhaim, Platt, Sanchez, and P. Young

AN ACT concerning

Transportation – Complete Streets Program – Establishment

FOR the purpose of establishing the Complete Streets Program; specifying the purpose and goals of the Program; ~~requiring the Governor to annually appropriate a certain amount of~~ providing for funding for the Program; specifying the requirements for a local government to be designated as a certified jurisdiction; authorizing a certified jurisdiction to apply for grants from the Program; specifying the use of grant funds; specifying certain requirements for a certified jurisdiction that receives a grant under the Program; requiring the Secretary of Transportation to adopt certain regulations; requiring the Department of Transportation to submit a certain report to certain committees of the General Assembly on or before a certain date each year; establishing a workgroup to assist the Department in developing and reviewing certain regulations; providing that members of the workgroup may not receive compensation but are entitled to reimbursement for expenses; providing for the membership and chair of the workgroup; requiring the Department to consult with the workgroup to develop certain regulations; requiring the Department to give the workgroup a certain review and comment period on certain regulations; providing for the construction of this Act; defining certain terms; and generally relating to the establishment of the Complete Streets Program.

BY adding to
Article – Transportation
Section 8–901 through 8–908 to be under the new subtitle "Subtitle 9. Complete Streets Program"
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 572 – Delegates Rey, Adams, Afzali, Anderson, Anderton, Arentz, Atterbeary, Aumann, Barkley, Barron, Beidle, Beitzel, Buckel, Carey, Carozza, Cassilly, Chang, Ciliberti, Clark, Cluster, Conaway, Corderman, Dumais, Ebersole, Fisher, Flanagan, Folden, Frush, Ghrist, Gibson, Glass, Grammer, Hornberger, S. Howard, Jackson, Jacobs, Jameson, Kipke, Kittleman, Krebs, Krimm, Lafferty, Long, Luedtke, Malone, Mautz, McComas, McConkey, McKay, Metzgar, Miele, W. Miller, Morgan, Morhaim, Mosby, Otto, Parrott, Patterson, Proctor, Queen, Reilly, Robinson, Rose, Saab, Sanchez, Shoemaker, Simonaire, Sophocleus, Sydnor, Szeliga, Vogt, Wilson, ~~and P. Young~~ P. Young, and A. Miller

AN ACT concerning

Income Tax – Oyster Shell Recycling Credit – Maximum Allowable Amount and Sunset ~~Repeal~~ Extension

FOR the purpose of increasing the maximum allowable amount of a certain credit against the State income tax for certain bushels of oyster shells recycled during a taxable year; ~~repealing~~ extending for a certain number of years certain termination provisions related to the credit; providing for the application of certain provisions of this Act; and generally relating to an income tax credit for oyster shell recycling.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–724.1
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Chapter 278 of the Acts of the General Assembly of 2013
Section 2

BY repealing and reenacting, with amendments,
Chapter 279 of the Acts of the General Assembly of 2013
Section 2

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 609 – Carroll County Delegation

AN ACT concerning

Carroll County – Public Facilities Bonds

FOR the purpose of authorizing and empowering the County Commissioners of Carroll County, from time to time, to borrow not more than $32,700,000 in order to finance the construction, improvement, or development of certain public facilities in Carroll County, including water and sewer projects, to finance loans for fire or emergency–related equipment, buildings, and other facilities of volunteer fire departments in the County, and to effect such borrowing by the issuance and sale at public or private sale of its general obligation bonds in like par amount; empowering the County to fix and determine, by resolution, the form, tenor, interest rate or rates or method of determining the same, terms, conditions, maturities, and all other details incident to the issuance and sale of the bonds; empowering the County to issue refunding bonds for the purchase or redemption of bonds in advance of maturity; providing that such borrowing may be undertaken by the County in the form of installment purchase obligations executed and delivered by the County for the purpose of acquiring agricultural land and woodland preservation easements; empowering and directing the County to levy, impose, and collect, annually, ad valorem taxes in rate and amount sufficient to provide funds for the payment of the maturing principal of and interest on the bonds; exempting the bonds and refunding bonds and the interest thereon and any income derived therefrom from all State, County, municipal, and other taxation in the State of Maryland; providing that nothing in this Act shall prevent the County from authorizing the issuance and sale of bonds the interest on which is not excludable from gross income for federal income tax purposes; and generally relating to the issuance and sale of such bonds.

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 610 – Carroll County Delegation

AN ACT concerning

Carroll County – Gaming – Repeal of Sunday Prohibition

FOR the purpose of repealing the provision of law prohibiting in Carroll County the issuance of a permit authorizing the operation of a card game, card tournament, or casino event after a certain hour on Sunday; and generally relating to gaming in Carroll County.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 13–906.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 641 – Carroll County Delegation

AN ACT concerning

Carroll County – Coin Operated Games – Repeal of Licensing Requirements

FOR the purpose of repealing certain licensing requirements for certain coin operated games in Carroll County; and generally relating to coin operated games in Carroll County.

BY repealing
The Public Local Laws of Carroll County
Section 6–102
Article 7 – Public Local Laws of Maryland
(2014 Edition and February 2017 Supplement, as amended)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 668 – Delegates M. Washington, Afzali, Buckel, Cullison, Gibson, Glenn, Kelly, McCray, Patterson, ~~and Proctor~~ Proctor, Angel, Barron, Bromwell, Hayes, Hill, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

Pediatric Stroke ~~Awareness Month~~ – Awareness, Training, and Resource Materials

FOR the purpose of requiring the State Department of Education, in collaboration with the Maryland Department of Health, to provide awareness and training to certain individuals on pediatric stroke; requiring the Maryland Department of Health to provide to the State Department of Education certain information on pediatric stroke; ~~requiring the Governor to proclaim annually a certain month to be Pediatric Stroke Awareness Month; requiring the proclamation to urge the Maryland Department of Health and certain other entities to observe the month with certain activities;~~ and generally relating to awareness, training, and resource materials on pediatric stroke ~~and Pediatric Stroke Awareness Month~~.

~~BY renumbering~~
~~Article – General Provisions~~
~~Section 7–504 through 7–506, respectively~~
~~to be Section 7–505 through 7–507, respectively~~
~~Annotated Code of Maryland~~
~~(2014 Volume and 2017 Supplement)~~

BY adding to
Article – Education
Section 7–441

Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

~~BY adding to~~
~~Article – General Provisions~~
~~Section 7–504~~
~~Annotated Code of Maryland~~
~~(2014 Volume and 2017 Supplement)~~

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

House Bill 720 – Allegany County Delegation

AN ACT concerning

Allegany County – Orphans' Court Judges – Pension Formula

FOR the purpose of extending the number of years of service that may be used as a multiplier in a formula to determine the pension provided an Orphans' Court judge in Allegany County; and generally relating to the Orphans' Court of Allegany County.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–108(y)(6)
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 784 – Delegates Impallaria and Reilly

AN ACT concerning

Electric Facilities – Construction of Overhead Transmission Lines – ~~Repeal of Condemnation Authority, Location, and Workgroup~~ Additional Notice Requirements

FOR the purpose of ~~repealing the authority of a person to which a certain certificate of public convenience and necessity is issued for the construction of a certain overhead transmission line to acquire certain property or rights by condemnation; prohibiting~~ requiring the Public Service Commission ~~from issuing a certificate of public convenience and necessity for the construction of an overhead transmission line that is designed to carry a certain voltage unless the overhead transmission line will be located on certain sites or on land subject to a certain easement~~ to provide certain notice of an application for a certificate of public convenience and necessity on its website and social media platforms; ~~authorizing the Commission to issue a certificate~~

~~of public convenience and necessity for the construction of an overhead transmission line at a location other than~~ requiring a certain applicant to identify whether a certain overhead transmission line is located on certain sites or on land subject to a certain easement under certain circumstances; ~~establishing the Workgroup on Overhead Transmission Lines; 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 certain matters; requiring the Workgroup to report its findings to the Governor and the General Assembly on or before a certain date;~~ defining certain terms; making a stylistic change; providing for the application of this Act; ~~providing for the termination of certain provisions of this Act;~~ and generally relating to overhead transmission lines.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–207
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 791 – Delegates Kramer and Adams

AN ACT concerning

Interception of Communication – Financial Institutions

FOR the purpose of providing that it is lawful under certain provisions of law for an employee or agent of a certain financial institution to intercept and record a certain oral communication under certain circumstances; providing that a certain audio recording shall be preserved for a certain period of time; providing that a certain audio recording may be made in certain formats; providing that a certain audio recording may be made available by a certain financial institution only to certain persons under certain circumstances; requiring a certain financial institution to adopt a certain record retention policy for audio recordings; defining a certain term; and generally relating to authorizing financial institutions to intercept and record certain oral communications.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 10–402(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Courts and Judicial Proceedings
Section 10–402(c)(12)

Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Financial Institutions
Section 1–212
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

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

House Bill 848 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Commissioner of Financial Regulation – Consumer Reporting Agencies

FOR the purpose of ~~altering the number of consumer reports that a consumer reporting agency must provide without imposing a fee;~~ altering a certain prohibition on a consumer bringing a certain action or proceeding against a consumer reporting agency; altering the manner in which a consumer may place, temporarily lift, or remove a security freeze on the consumer's report; requiring a consumer reporting agency to develop certain procedures involving the use of certain secure connections to receive and process certain requests to place or remove a security freeze; authorizing a consumer reporting agency to develop certain electronic methods under certain circumstances; altering the requirement that a consumer reporting agency comply with a certain request; requiring, rather than authorizing, a consumer reporting agency to develop certain procedures for the temporary lift and removal of a security freeze and altering the type of procedures required; ~~prohibiting a consumer reporting agency from charging a consumer or a protected consumer for any service relating to a security freeze; altering a certain notice that must be included with a certain summary of rights provided to a consumer; altering the requirement that a consumer reporting agency place a security freeze for a certain protected consumer and the time period in which a consumer reporting agency must place a security freeze for a protected consumer; requiring a consumer reporting agency to establish certain procedures to facilitate the prompt identification of certain protected consumers; altering the manner in which a protected consumer or a protected consumer's representative must remove a security freeze for the protected consumer; requiring the Department of Human Services and the Department of Public Safety and Correctional Services to transmit certain information to a consumer reporting agency in a certain time period; authorizing each department to enter into certain agreements with a consumer reporting agency; requiring a consumer reporting agency to notify certain protected consumers who lose their status as protected consumers of certain provisions relating to security freezes; prohibiting a person from operating as a consumer reporting agency unless the person is registered as~~ requiring a consumer reporting agency to register each

year with the Commissioner of Financial Regulation; requiring a consumer reporting agency to take certain actions and include certain information in order to submit a registration with the Commissioner; providing that a registration is not complete unless it meets certain requirements; requiring certain fees and other revenues collected to be deposited in a certain fund under certain circumstances; ~~requiring a consumer reporting agency to obtain and maintain a certain unique identifier and transfer registration information to a certain nationwide licensing system within a certain time period; requiring the Commissioner to establish a certain time period and provide a certain notification regarding a certain transfer; requiring a consumer reporting agency to submit an initial registration or registration renewal through a certain nationwide licensing system under certain circumstances; establishing a certain registration term and certain requirements and procedures related to a registration renewal for a consumer reporting agency;~~ authorizing the Commissioner to require a consumer reporting agency to register through a certain nationwide licensing system or through certain other means; requiring a registrant to file a certain surety bond with the Commissioner under certain circumstances and requiring the bond to meet certain requirements; providing for the liability of a certain surety and the manner in which certain claims and penalties must be processed; authorizing the cancellation of a certain bond and specifying the manner in which the bond must be canceled; authorizing certain claims to be filed against a certain bond; altering the authority of the Commissioner to take certain enforcement actions and impose certain penalties; requiring the Commissioner to pay certain fines and penalties into certain funds; requiring and authorizing the Commissioner to adopt certain regulations; requiring a registrant to pay a certain fee for certain investigations; providing that certain requirements regarding the privacy or confidentiality of certain information or material provided to a certain nationwide licensing system continue to apply after disclosure of the information or material to the system; authorizing certain information and materials to be shared with certain officials under certain circumstances; authorizing the Commissioner to enter into certain information–sharing agreements and exchange certain information; providing that certain provisions of this Act supersede certain provisions of law under certain circumstances; authorizing the Commissioner to participate in a certain nationwide licensing system for consumer reporting agencies; altering the composition and purpose of the Nondepository Special Fund; requiring the annual State budget to include certain costs and expenses relating to the regulation of consumer reporting agencies; requiring certain excess revenue to be carried forward within the Fund; providing that the powers and authority conferred by this Act are supplemental to other powers of the Commissioner; providing for the application of certain provisions of this Act; defining certain terms; altering certain definitions; making conforming changes; making stylistic changes; and generally relating to the Commissioner of Financial Regulation and consumer reporting agencies.

~~BY repealing~~
~~Article – Commercial Law~~
~~Section 14–1212.3~~
~~Annotated Code of Maryland~~
~~(2013 Replacement Volume and 2017 Supplement)~~

BY renumbering
Article – Commercial Law
Section 14–1213 through 14–1218, respectively
to be Section ~~14–1222~~ 14–1221 through ~~14–1227~~ 14–1226, respectively
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Commercial Law
New part designation "Part I. General Provisions" to immediately precede Section 14–1201; Section 14–1215 through ~~14–1219~~ 14–1218 to be under the new part "Part II. Registration and Bond Requirements"; the new part designation "Part III. Enforcement, Penalties, and Miscellaneous Provisions" to immediately precede Section ~~14–1222~~ 14–1221; and ~~14–1228~~ 14–1227
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Commercial Law
~~Section 14–1201, 14–1207(e), 14–1209, 14–1212.1(c), (e), (h), (i), (j), and (l), and 14–1212.2~~ Section 14–1201, 14–1207(e), 14–1212.1(c), (e), (h), and (l), and 14–1212.2(a) and (k)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 14–1212.1(g)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section ~~14–1222(a)~~ 14–1221(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)
(As enacted by Section ~~2~~ 1 of this Act)

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section ~~14–1227~~ 14–1226
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)
(As enacted by Section ~~2~~ 1 of this Act)

BY repealing and reenacting, without amendments,

Article – Financial Institutions
Section 1–101(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 1–101(q), 2–105.1, and 11–610(a) through (d)
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

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

House Bill 869 – Delegates Szeliga, Cassilly, Glass, Lisanti, McComas, McDonough, and Reilly

AN ACT concerning

Construction of Transmission Lines – Landowners – Notification ~~and Compensation~~

FOR the purpose of requiring a public service company or an applicant to provide certain notice to owners of land ~~located within a certain distance of certain proposed~~ and each owner of adjacent land over, on, or under which the applicant proposes to construct transmission lines under certain circumstances; ~~requiring the Public Service Commission to consider, and authorizing the Commission to require, as a condition of the issuance of a certificate of public convenience and necessity, the applicant to compensate owners of land located within a certain distance of a certain proposed transmission line that are directly or indirectly impacted by the transmission line; requiring the Commission to provide certain notice to owners of land located within a certain distance of certain proposed transmission lines under certain circumstances~~ providing for the application of this Act; and generally relating to the construction of transmission lines.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–204, ~~7–207(b) and (e)~~ 7–207(c), and 7–208(e)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–207(b) and 7–208(b)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 879 – Delegate Cullison

AN ACT concerning

~~Health Occupations – Advanced Practice Dental Hygiene~~
Task Force on Oral Health in Maryland

FOR the purpose of ~~requiring the State Board of Dental Examiners to adopt regulations for the licensure of advanced practice dental hygienists and the practice of advanced practice dental hygiene; requiring the Board to adopt regulations establishing criteria for taking certain actions relating to a delegation agreement; requiring the Board to adopt a code of ethics for the practice of advanced practice dental hygiene; requiring the Board to set certain fees and to pay all fees collected to the Comptroller; requiring the Comptroller to distribute all fees to the State Board of Dental Examiners Fund; requiring, with certain exceptions and beginning on a certain date, that an individual be licensed by the Board before the individual may practice advanced practice dental hygiene in the State; providing for the construction of certain provisions of this Act; requiring that a license issued to an advanced practice dental hygienist limit the advanced practice dental hygienist's scope of practice to certain acts; specifying certain patient services that may be provided by an advanced practice dental hygienist under certain circumstances; establishing that an advanced practice dental hygienist is the agent of the supervising dentist under certain circumstances; prohibiting a dentist from delegating acts to an advanced practice dental hygienist unless the dentist has submitted a certain delegation agreement and received approval from the Board; requiring that a delegation agreement include certain elements and attestations; requiring that a delegation agreement be submitted with a certain application fee; requiring the Board to set the fee in a certain manner; limiting the number of advanced practice dental hygienists that a supervising dentist may supervise at the same time; establishing the qualifications that an applicant must meet to qualify for a license to practice advanced practice dental hygiene and for an advanced practice dental hygienist licensed in another state to obtain a license; requiring an applicant to submit a certain application and pay a certain fee to apply for a license to practice advanced practice dental hygiene; requiring the Board to issue a license to a certain applicant; providing that a license authorizes an individual to practice as an advanced practice dental hygienist in the State under certain circumstances while the license is effective; authorizing an advanced practice dental hygienist to practice under the general supervision of a dentist except under certain circumstances; providing for the renewal and reinstatement of an advanced practice dental hygienist license; requiring a licensed advanced practice dental hygienist to notify the Board in writing of a change in name or address within a certain period of time; prohibiting a licensed advanced practice dental hygienist from surrendering a license and prohibiting the lapse of a license under certain circumstances; authorizing the Board to take certain disciplinary action against an applicant or a licensee for certain reasons; authorizing the Board to impose a certain fine on a licensee under certain circumstances;~~

~~requiring the Board to adopt regulations to set certain standards; requiring the Board to pay a certain fine into the General Fund of the State; requiring the Board to give a certain individual an opportunity for a hearing before the Board and to give certain notice and hold the hearing in accordance with certain provisions of law; authorizing the Board to issue subpoenas and administer oaths under certain circumstances; authorizing a certain court to take certain action against an individual who disobeys a subpoena from the Board or an order by the Board; authorizing the Board to hear and determine a certain matter under certain circumstances; authorizing an individual aggrieved by a decision of the Board to take certain action under certain circumstances; authorizing the Board to reinstate the certificate of an individual whose license has been revoked; prohibiting an individual from practicing, attempting to practice, or offering to practice advanced practice dental hygiene in the State without a license; establishing certain penalties for violations of certain provisions of this Act; establishing a certain short title; requiring the Board to report certain information to certain committees of the General Assembly on or before certain dates; stating the intent of the General Assembly regarding the initial funding of the Board and the reimbursement to the General Fund for certain costs under certain circumstances; defining certain terms; and generally relating to licensing of advanced practice dental hygienists and the State Board of Dental Examiners~~ establishing the Task Force on Oral Health in Maryland; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters; requiring the Task Force to report its findings 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 on Oral Health in Maryland.

~~BY adding to~~

~~Article – Health Occupations~~

~~Section 4–6A–01 through 4–6A–24 to be under the new subtitle "Subtitle 6A. Advanced Practice Dental Hygiene"~~

~~Annotated Code of Maryland~~

~~(2014 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 962 – Delegates Mautz, Adams, Anderton, Barkley, Carey, Carr, Fisher, Frick, Krebs, Lafferty, Lisanti, Luedtke, Otto, Stein, and West

AN ACT concerning

Alcoholic Beverages – Auxiliary Winery Permit

FOR the purpose of establishing an auxiliary winery permit; authorizing the Comptroller to issue the permit to a holder of a Class 4 limited winery permit for use at a single

location off the licensed premises anywhere in the State subject to certain restrictions; imposing certain limits on the number of permits that the Comptroller may issue throughout the State and on the number of permits that each license holder may be issued; 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; specifying that a holder of a Class 4 license may be issued a certain number of permits; 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 2–134.1
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1035 – Delegate Glenn

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Certifying Providers – Referrals

FOR the purpose of ~~requiring, rather than authorizing, a qualifying patient to be a patient of a certain certifying provider or to be referred to the certifying provider, subject to certain conditions; requiring a certain referral to be made by a certain health care provider;~~ prohibiting certain referrals from certain persons or entities; and generally relating to the referral of patients to certifying providers registered with the Natalie M. LaPrade Medical Cannabis Commission.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3304
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1088 – Delegates Cullison ~~and Rosenberg~~, Rosenberg, Pendergrass, Bromwell, Angel, Barron, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Platt, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

State Procurement – Information Technology – Nonvisual Access

FOR the purpose of requiring the Secretary of Information Technology, or the Secretary's designee, on or before a certain date, to develop a provision for inclusion in all State procurement contracts that requires a certain determination to be made within a certain period of time; requiring the Secretary, or the Secretary's designee, to notify a ~~certain~~ vendor under certain circumstances; providing that a certain vendor may be subject to a certain civil penalty under certain circumstances; requiring a certain vendor that is found in violation of a certain requirement to indemnify the State from liability under certain circumstances; altering a certain exemption from the nonvisual access clause requirement; requiring the Department of Information Technology, on or before a certain date, to adopt new nonvisual access procurement standards that provide certain individuals with certain nonvisual access and that are consistent with certain federal standards; altering a certain definition; and generally relating to information technology and nonvisual access.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–301, 3A–303, and 3A–311
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 3A–303.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1092 – Delegates Rosenberg, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Miele, Morales, Pena–Melnyk, Platt, Sample–Hughes, ~~and K. Young~~ K. Young, A. Miller, Morhaim, Pendergrass, and Szeliga

AN ACT concerning

Behavioral Health Crisis Response Grant Program – Establishment

FOR the purpose of establishing the Behavioral Health Crisis Response Grant Program; providing for the purpose of the Program; requiring the Maryland Department of Health to administer the Program; requiring the Program to award certain grants to local behavioral health authorities to establish and expand certain behavioral health crisis response programs and services; authorizing certain uses of funds

distributed under the Program; establishing that funds distributed under the Program shall be used to supplement, and not supplant, certain other funding; authorizing a local behavioral health authority to submit a certain proposal to the Department; requiring the Department to award grants according to certain priorities; requiring certain recipients of funding under the Program to report certain data to the Department; requiring the Department to establish certain application procedures, a certain system of outcome measurement, and certain guidelines and procedures; requiring, for certain fiscal years, the Governor to include in the budget bill certain appropriations for the Program; requiring, on or before a certain date each year, the Department to report to the Governor and the General Assembly; defining a certain term; and generally relating to the Behavioral Health Crisis Response Grant Program.

BY adding to
Article – Health – General
Section 7.5–208
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1094 – Delegates Rosenberg and Waldstreicher

AN ACT concerning

Distribution of Electronic Cigarettes to Minors – Prohibition and Penalties

FOR the purpose of prohibiting under criminal law a person that distributes tobacco products for commercial purposes from distributing to a minor an electronic nicotine delivery system; prohibiting under criminal law certain persons from purchasing for or selling an electronic nicotine delivery system to a minor; establishing a certain criminal penalty for distributing certain electronic nicotine delivery systems to a minor; prohibiting under criminal law certain minors from using, possessing, obtaining, or attempting to obtain an electronic nicotine delivery system; providing that a conviction for a violation of certain provisions of law precludes a proceeding for a certain civil penalty arising out of the same violation; altering certain civil penalties associated with distributing certain electronic nicotine delivery systems to a minor; providing that enforcement of a certain civil penalty precludes a prosecution for a violation of certain provisions of law arising out of the same violation; authorizing certain law enforcement officers to issue a civil citation to a person who distributes certain tobacco products to a minor; correcting a cross–reference; making certain technical corrections; and generally relating to the distribution of electronic cigarettes to minors.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 16.7–101(a) and (c)

Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–107 and 10–108
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 24–305(a) and (b) and 24–307(b) and (e)(1)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 24–305(c) and 24–307(c) and (e)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Finance and the Committee on Judicial Proceedings.

House Bill 1096 – Delegates Waldstreicher ~~and Wilson~~, Wilson, Angel, Barron, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

~~Health Occupations – Mental Health Veteran Employment Pilot Program – Establishment~~
State Government – Veteran Employment and Transition Success Program

FOR the purpose of establishing the ~~Mental Health Veteran Employment Pilot Program under the State Board of Physicians, the State Board of Professional Counselors and Therapists, and the State Board of Examiners of Psychologists; specifying the purposes of the Program; requiring the boards, in consultation with the Department of Veterans Affairs, to adopt regulations establishing the requirements for veteran mental health specialists, mental health professionals, and employers to participate in the Program and listing any mental health occupational specialties that qualify an individual to participate in the Program as a veteran mental health specialist; requiring the Department and certain boards, on or before a certain date, to report certain information to the General Assembly; altering certain definitions to exempt performing a delegated mental health act while participating in the Program from certain scopes of practice; defining certain terms; providing for the termination of~~

~~this Act; and generally relating to the Mental Health Veteran Employment Pilot Program~~ Veteran Employment and Transition Success Program; providing for the purpose of the Program; requiring the Department of Veterans Affairs to adopt certain regulations; establishing the Veteran Employment and Transition Success Fund as a special, nonlapsing fund; providing for the purpose of the Fund; requiring the Secretary of Veterans Affairs to administer the Fund; authorizing the Program to provide certain individuals grants; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of 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; 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 expenditures from the Fund shall be made in accordance with the State budget; and generally relating to the Veteran Employment and Transition Success Program.

~~BY renumbering~~
~~Article – Health Occupations~~
~~Section 1–706~~
~~to be Section 1–707~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 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 and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)101. and 102.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – ~~Health Occupations~~ State Government
Section ~~1–706~~ 9–960 and 9–961 to be under ~~the amended subtitle "Subtitle 7. Service Members, Veterans, and Military Spouses~~ the new part "Part IX. Veteran Employment and Transition Success Program"
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

~~BY repealing and reenacting, with amendments,~~
~~Article – Health Occupations~~
~~Section 14–101(o), 17–101(v), and 18–101(f)~~
~~Annotated Code of Maryland~~
~~(2014 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1126 – Delegates Lisanti and Impallaria

AN ACT concerning

Public Service Commission – Application for Certificate of Public Convenience and Necessity – Criteria to Consider

FOR the purpose of requiring the ~~PSC~~ Public Service Commission to take final action on a certain application for a certificate of public convenience and necessity only after due consideration of the effect of a generating station, an overhead transmission line, or a qualified generator lead line on air quality and water pollution, rather than the effect of the generating station, overhead transmission line, or qualified generator lead line on air and water pollution when applicable; applying the requirement that the Commission take final action on a certain application for a certificate of public convenience and necessity for construction related to a new overhead transmission line only after due consideration of ~~the consistency of the application with the jurisdiction's comprehensive plan and zoning and of certain efforts to resolve certain issues to an application for an overhead transmission line or a qualified generator lead line~~ certain alternative routes and certain information related to certain alternative routes; ~~requiring the Commission to take final action on an application for a certificate of public convenience and necessity for a generating station, an overhead transmission line, or a qualified generator lead line only after due consideration of whether the applicant considered and is unable to use a certain easement, the greenhouse gas emissions associated with certain aspects of the generating station, overhead transmission line, or qualified generator lead line, and the impact certain greenhouse gas emissions will have on the ability of the State to meet certain greenhouse gas emissions reduction goals~~ providing for the application of this Act; and generally relating to an application for a certificate of public convenience and necessity.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–207(a) and (b)(1)(i)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities
Section 7–207(e) and (f)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 1130 – Delegates Valentino–Smith, Morhaim, Sanchez, Sydnor, Wilson, and P. Young

AN ACT concerning

Residential Treatment Centers – Mandatory Reporting of Inappropriate Sexual Behavior

FOR the purpose of requiring that certain residential treatment centers be subject to certain reporting requirements regarding inappropriate sexual behavior established by the Maryland Department of Health under certain regulations; defining a certain term; and generally relating to the reporting of inappropriate sexual behavior.

BY adding to
Article – Health – General
Section 19–347.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1132 – Delegates ~~Pena–Melnyk and A. Miller~~ K. Young, Pena–Melnyk, A. Miller, Pendergrass, Bromwell, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, and West

AN ACT concerning

Health Insurance – Access to Local Health Departments

FOR the purpose of requiring a carrier that is an insurer, a nonprofit health service plan, or a health maintenance organization, except for a group model health maintenance organization, to ensure in certain standards that certain enrollees have access to local health departments and certain services provided through local health departments to the extent that local health departments are willing to participate on a carrier's provider panel; requiring that a certain access plan filed by a carrier, except for an access plan filed by a group model health maintenance organization, include a description of the carrier's efforts to include local health departments in the carrier's network; defining a certain term; providing for the application of this

Act; providing for a delayed effective date; and generally relating to access to health care services provided through local health departments.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 15–112(a), (b), and (c)(4)
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Insurance
Section 15–112(c)(1) and (2)
Annotated Code of Maryland
(2017 Replacement Volume)

~~BY adding to~~
~~Article – Insurance~~
~~Section 31–115(b)(9)~~
~~Annotated Code of Maryland~~
~~(2017 Replacement Volume)~~

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

House Bill 1161 – Delegates Brooks, Jameson, Beidle, Branch~~, Brooks~~, and Carey

AN ACT concerning

Maryland Automobile Insurance Fund – Uninsured Division – Uninsured Motorists

FOR the purpose of establishing certain legislative findings and declarations; establishing the Uninsured Motorist Education and Enforcement Fund as a special, nonlapsing fund; specifying the purpose of the Uninsured Motorist Education and Enforcement Fund; requiring the Uninsured Division of the Maryland Automobile Insurance Fund to administer the Fund; specifying the contents of the Uninsured Motorist Education and Enforcement Fund; providing for the uses of the Uninsured Motorist Education and Enforcement Fund; establishing in the Uninsured Division a Program to Incentivize and Enable Uninsured Vehicle Owners to Be Insured; requiring the Division to administer the Program; specifying the purpose of the Program; specifying the length of the Program period; providing that an individual is eligible to participate in the Program under certain circumstances; requiring the Motor Vehicle Administration to waive a certain percentage of an eligible individual's delinquent uninsured vehicle penalties under certain circumstances; requiring the Motor Vehicle Administration and the Central Collection Unit to provide the Division with certain information; requiring the Division to notify certain individuals who may be eligible to participate in the Program at a certain address; requiring that a certain notice include certain information; requiring an eligible individual, as a

condition of receiving a certain waiver, to pay a certain balance and, under certain circumstances, a certain fee; authorizing an eligible individual to pay a certain balance and fee using a certain monthly installment payment plan under certain circumstances; requiring an eligible individual, as a condition of receiving a certain waiver, to purchase and maintain a certain required security under certain circumstances; authorizing the Division to collect certain uninsured vehicle penalties and certain fees; requiring the Motor Vehicle Administration and the Unit to take certain steps to allow an eligible individual to register a vehicle under certain circumstances; providing that an applicant for a policy from the Maryland Automobile Insurance Fund may be considered to have met certain requirements; authorizing an applicant for a policy from the Maryland Automobile Insurance Fund to pay a certain premium for a certain policy in installments ~~under certain circumstances~~ in accordance with certain provisions of law regardless of the amount of the premium; prohibiting the Division from contacting certain owners until at least a certain number of days after a certain date if the Division has received certain information from the Motor Vehicle Administration; requiring the Division to send a certain notice to certain owners; requiring that certain penalties received under the Program be paid to the Division; authorizing the Motor Vehicle Administration to reinstate certain penalties under certain circumstances; requiring the Motor Vehicle Administration and the Maryland Automobile Insurance Fund to cooperate to ensure that certain programming and other work accomplished will be made available to implement the Program~~,~~ ; requiring the Division to meet with and solicit input from certain parties for a certain purpose, to take certain actions, to determine the effectiveness of the efforts to educate consumers regarding certain matters, and to make a certain report ~~within a certain period of time~~ to the General Assembly on or before a certain date; requiring the Division to report on certain information relating to a certain Program within a certain period of time; repealing the Uninsured Motorist Education and Enforcement Fund under the Transportation Article; requiring the Motor Vehicle Administration to provide in a certain manner the information contained in a certain notice to the Division; clarifying that a certain provision of law does not prevent the Motor Vehicle Administration from furnishing personal information to the Division for a certain purpose; requiring interest earnings of the Uninsured Motorist Education and Enforcement Fund to be credited to the Uninsured Motorist Education and Enforcement Fund; exempting the Uninsured Motorist Education and Enforcement Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; defining certain terms; and generally relating to the Uninsured Division of the Maryland Automobile Insurance Fund and uninsured motorists.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 20–101(a) and 20–301(a)
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Insurance

Section 20–101(k) and 20–610 through ~~20–613~~ 20–614
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 20–101(k) and 20–301(c)
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i) and (b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)101. and 102.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)103.
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 12–112(d)(5), 17–104.2, and 17–106(c) and (e)(2)(i) and (3) through (5)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 17–106(e)(2)(vi) and 17–111(b)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY adding to
Article – Transportation
Section 17–106(e)(3) and 17–111(h)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

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

House Bill 1209 – Delegates Proctor, Pena–Melnyk, Atterbeary, Barron, Dumais, Fennell, Frush, Gibson, Healey, C. Howard, Jameson, Lam, J. Lewis, Patterson, Pendergrass, Queen, Sample–Hughes, Sydnor, Valderrama, Valentino–Smith, A. Washington, and Wilkins

AN ACT concerning

Public Safety – ~~Silver Alert Program – Pedestrians and Case Status (Eula's Law)~~ Missing Persons – Information (Eula and Danny's Law)

FOR the purpose of ~~clarifying that the Silver Alert Program applies to an individual who is believed to be either traveling in a vehicle or on foot; requiring the Department of State Police to establish and maintain a certain online system that reflects a certain case status;~~ requiring a law enforcement agency to enter certain information into the National Crime Information Center computer network at a certain time under certain circumstances; requiring the Department of State Police to place a certain link to a certain Internet site on the home page of the Department's website; and generally relating to ~~the Silver Alert Program~~ missing persons.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section ~~3–604~~ 3–601
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

BY adding to
Article – Public Safety
Section 3–607
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1217 – Delegates Lierman, Clippinger, ~~and R. Lewis~~ R. Lewis, Pendergrass, Barron, Cullison, Hayes, Hill, Kelly, Kipke, McDonough, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Platt, Rosenberg, Saab, Szeliga, West, and K. Young

AN ACT concerning

Local Government – Splash Pads – Regulations

FOR the purpose of defining the term "splash pad"; authorizing the governing body of a county to adopt rules and regulations to govern the sanitary condition of splash pads

and any sanitary feature connected to a splash pad; and generally relating to the regulation of splash pads.

BY adding to
Article – Local Government
Section 13–411
Annotated Code of Maryland
(2013 ~~Replacement~~ Volume and 2017 Supplement)

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

House Bill 1286 – Delegates Glenn, Ali, Anderson, Branch, Brooks, Clippinger, Conaway, Frush, Gibson, Hayes, R. Lewis, Lierman, Lisanti, McCray, McIntosh, Mosby, Rosenberg, Stein, Turner, ~~and M. Washington~~ M. Washington, Angel, Hill, Kipke, Morales, and Pena–Melnyk

AN ACT concerning

State Center – Redevelopment – Requirements, Participation, and Process

FOR the purpose of prohibiting the State or its reporting agency from entering into certain contracts or plans related to the redevelopment of a certain project at State Center unless certain criteria are met; requiring certain criteria to be included, to the extent possible, in any new or modified plans for the redevelopment of a certain project; requiring the participation of community associations in the process for a certain redevelopment project; providing for the application of this Act; making the provisions of this Act severable; and generally relating to new or modified development plans of a certain project at State Center.

BY adding to
Article – State Finance and Procurement
Section 10A–403
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1297 – Delegates Aumann and Frick

AN ACT concerning

Commercial Law – Consumer Loans and Credit – Miscellaneous Provisions

FOR the purpose of authorizing a lender to elect to make a certain loan to a borrower under certain circumstances; providing that certain provisions of law do not apply to certain loans under certain circumstances; prohibiting certain persons from making

certain loans under certain circumstances; providing that certain loans are void and unenforceable under certain circumstances; prohibiting certain persons from ~~receiving or retaining certain principal, interest, fees, or other compensation~~ collecting or attempting to collect in a certain manner certain money or enforcing or attempting to enforce a certain contract in a certain manner under certain circumstances; prohibiting certain persons from selling, assigning, or otherwise transferring certain loans under certain circumstances; authorizing a certain lender to collect a certain rate of interest, charge, discount, or other consideration; altering the circumstances under which certain lenders may make certain loans; altering the application of certain provisions of law regarding interest and usury and certain small consumer loans; altering a certain prohibition on a certain lender contracting for, charging, or receiving certain fees or charges; altering a certain prohibition on a certain lender taking a certain security interest; altering a certain prohibition on a person lending a certain amount under certain circumstances; prohibiting a certain person from collecting or attempting to collect a certain amount from a borrower; repealing a certain prohibition against a lender taking certain actions; ~~requiring a certain person who makes installment loans or engages in credit services business activities to be licensed under certain provisions of law and specifying that the person is subject to certain provisions; requiring certain licensing, investigatory, enforcement, and penalty provisions to be interpreted, construed, and applied in a certain manner;~~ providing for a delayed effective date; providing for the application of certain provisions of this Act; defining and altering certain terms; making stylistic and conforming changes; and generally relating to consumer loans and credit.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 12–101, 12–111, 12–112, 12–114, 12–301, 12–303, 12–311(c), 12–314, 12–401, and 12–601(k)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY adding to
Article – Commercial Law
Section ~~12–114.1~~ 12–101.1, 12–114.1, and 12–402.1
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing
Article – Commercial Law
Section 12–313
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 12–601(f)
Annotated Code of Maryland

(2013 Replacement Volume and 2017 Supplement)

~~BY repealing and reenacting, with amendments,~~
~~Article – Financial Institutions~~
~~Section 11–303~~
~~Annotated Code of Maryland~~
~~(2011 Replacement Volume and 2017 Supplement)~~

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

House Bill 1303 – Delegates Atterbeary, Anderson, Dumais, Gibson, Glass, J. Lewis, Malone, McComas, Moon, Parrott, Proctor, Sanchez, Sydnor, and Wilson

AN ACT concerning

Family Law – Domestic Violence – Permanent Protective Orders

FOR the purpose of expanding the circumstances under which the court is required to issue a certain permanent protective order; requiring the court to issue a permanent protective order against a certain individual if, during the term of a certain protective order, the individual committed an act of abuse against a certain person eligible for relief under certain circumstances; making certain conforming changes; altering certain terminology; and generally relating to domestic violence.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–506(k)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1316 – Delegates Kramer ~~and W. Miller~~, W. Miller, and Lisanti

AN ACT concerning

Task Force to Study State Alcohol Regulation, Enforcement, Safety, and Public Health

FOR the purpose of establishing a Task Force to Study State Alcohol Regulation, Enforcement, Safety, and Public Health; providing for the chair and membership of the Task Force; providing for staff for the Task Force; requiring the Task Force to examine whether the State agency that now is assigned the tasks of regulating the State alcoholic beverages industry and enforcing State alcoholic beverages laws is the most appropriate agency to ensure the safety and welfare of the residents of Maryland, or whether those tasks should be assigned to another State agency or a

new State agency; requiring the Task Force to review certain issues and make certain recommendations; requiring the Task Force to report to the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study State Alcohol Regulation, Enforcement, Safety, and Public Health.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1393 – ~~**Delegates Brooks, Ebersole, Grammer, Hettleman, Jalisi, Jones, and P. Young**~~ **Baltimore County Delegation**

AN ACT concerning

Baltimore County – Alcoholic Beverages – Interest in Multiple Licenses

FOR the purpose of specifying that a certain prohibition against a person having an interest in more than one alcoholic beverages license issued by the Board of License Commissioners for Baltimore County does not apply to a license issued for a certain hotel; and generally relating to alcoholic beverages licenses in Baltimore County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 13–102 and 13–1606
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 13–1503
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1395 – ~~**Delegates Brooks, Ebersole, Grammer, Jones, and P. Young**~~ **Baltimore County Delegation**

AN ACT concerning

Baltimore County – Alcoholic Beverages – Authorization for Issuing an Additional Class B License – Repealed

FOR the purpose of repealing the authorization for the Board of License Commissioners for Baltimore County to issue an additional Class B beer, wine, and liquor license for

premises used as a restaurant that meets certain requirements; 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
(2016 Volume and 2017 Supplement)

BY repealing
Article – Alcoholic Beverages
Section 13–1605
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1396 – ~~**Delegates Brooks, Ebersole, Grammer, Hettleman, Jones, and P. Young**~~ **Baltimore County Delegation**

AN ACT concerning

Baltimore County – Alcoholic Beverages – Class B Beer, Wine, and Liquor License

FOR the purpose of repealing a certain restriction on the person to whom the Board of License Commissioners for Baltimore County may issue a Class B beer, wine, and liquor license; 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
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 13–902
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1410 – ~~**Delegates Brooks, Ebersole, Grammer, Hettleman, Jalisi, Jones, and P. Young**~~ **Baltimore County Delegation**

AN ACT concerning

Baltimore County – Alcoholic Beverages Licenses – Expiration

FOR the purpose of extending, in Baltimore County, the time period after which an alcoholic beverages license expires when the license holder has closed the business or stopped active alcoholic beverages business operations at the premises; repealing a provision of law authorizing the Board of License Commissioners for Baltimore County to grant a hardship extension if the Board makes a certain finding after a hearing; establishing that submission of a certain request for a hardship extension automatically extends the life of a license for a certain time period; clarifying that a hardship extension may not prolong the life of an inactive license for more than a certain total time period; clarifying that the period for automatic expiration of a license may not be suspended on the basis of a certain withdrawn application or request; extending the time period the Board may extend a license without circuit court approval if a licensed premises is forced to close because of a casualty loss; making conforming changes; and generally relating to the expiration of alcoholic beverages licenses in Baltimore County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 13–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 13–2202
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1422 – Caroline County Delegation

AN ACT concerning

Caroline County – Alcoholic Beverages – Bed and Breakfast License

FOR the purpose of establishing a 7–day Class B–BB (bed and breakfast) on–sale beer, wine, and liquor license in Caroline County; providing the qualifications that must be met for the issuance or renewal of the license; authorizing the license holder to sell alcoholic beverages to guests of the establishment under certain circumstances; authorizing the license holder to sell alcoholic beverages to guests of certain catered events on– and off–premises under certain circumstances; specifying the hours for sale of alcoholic beverages; specifying that, except during certain catered events <u>or ticketed events hosted by the license holder</u>, the license does not authorize the license holder to sell alcoholic beverages to certain individuals; authorizing the license holder to allow certain guests to consume personal alcoholic beverages on the premises under certain circumstances and subject to a certain limitation; specifying that certain restrictions do not apply to a permanent resident of the establishment or to guests of the permanent resident; specifying that a license is void under certain circumstances and must be returned to the Board; requiring the license holder to retain and make available certain records; providing for an annual fee for the license; and generally relating to a Class B–BB license in Caroline County.

BY renumbering
Article – Alcoholic Beverages
Section 15–1001
to be Section 15–1001.1
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 15–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 15–1001
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

<u>Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.</u>

House Bill 1486 – Delegate McComas

AN ACT concerning

Public Safety – Solar Photovoltaic Systems – Lockout Tag Requirement

FOR the purpose of requiring a company that installs solar photovoltaic systems to install a certain lockout tag containing a safety warning under certain circumstances;

~~requiring a certain company to provide a certain customer with a certain lockout tag for a solar photovoltaic system that has previously been installed;~~ providing for the enforcement of this Act; establishing a penalty for certain violations of this Act; specifying that a local government shall retain certain funds; defining certain terms; providing for the application of this Act; providing for the termination of this Act; and generally relating to safety warnings for solar photovoltaic installations.

BY adding to
Article – Public Safety
Section 12–705
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1511 – Delegate Mautz (By Request)

AN ACT concerning

Credit Regulation – Mortgage Brokers – Finder's Fee

FOR the purpose of ~~repealing~~ altering a certain provision of law limiting the amount of a finder's fee that may be charged by a mortgage broker obtaining a mortgage loan with respect to certain property more than once within a certain time period; and generally relating to finder's fees charged by mortgage brokers.

BY repealing and reenacting, with amendments,
Article – Commercial Law
Section 12–804
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

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

House Bill 1517 – Delegates Sample–Hughes, Angel, Barron, ~~and Pena-Melnyk~~ Pena–Melnyk, Pendergrass, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Platt, Rosenberg, Saab, Szeliga, West, and K. Young

AN ACT concerning

Behavioral Health Services and Voluntary Placement Agreements – Children and Young Adults – Reports

FOR the purpose of requiring the Director of the Behavioral Health Administration to prepare a certain annual report on behavioral health services for children and young adults in the State; requiring the Director to provide a certain report to the Governor

and the General Assembly on or before a certain date each year; requiring the Social Services Administration in the Department of Human Services to prepare a certain annual report; requiring the Social Services Administration to provide a certain report to the Governor and General Assembly on or before a certain date each year; and generally relating to behavioral health services and voluntary placement agreements for children and young adults.

BY adding to
Article – Health – General
Section 7.5–208
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Family Law
Section 5–505.1
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

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

House Bill 1524 – Delegates Clippinger, Atterbeary, Barron, Dumais, Lierman, and Sydnor

AN ACT concerning

Juvenile Justice Coordinating Council

FOR the purpose of establishing the Juvenile Justice Coordinating Council; providing for the composition, chair, and staffing of the Council; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; specifying the duties of the Council; authorizing the Council to request certain technical assistance; requiring the Council 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 Juvenile Justice Coordinating Council.

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1526 – Delegates Sanchez, Pena–Melnyk, Angel, D. Barnes, Brooks, Cullison, Fennell, Frick, Gutierrez, Hettleman, Hill, Knotts, Korman, Lam, R. Lewis, Lierman, Lisanti, McIntosh, A. Miller, Moon, Morales, Mosby, Queen, Rosenberg, Stein, Sydnor, Tarlau, Valderrama, A. Washington, Wilson, and P. Young

AN ACT concerning

Maryland Police Training and Standards Commission – Police Officer Certification – Eligibility
(Freedom to Serve Act)

FOR the purpose of altering the eligibility requirements for an individual to be certified by the Maryland Police Training and Standards Commission as a police officer to require an individual to be either a United States citizen or a permanent legal resident of the United States who is an honorably discharged veteran of the United States armed forces under certain circumstances; and generally relating to police officer certification.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–209
Annotated Code of Maryland
(2011 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1566 – Delegates W. Miller, Adams, Arentz, Aumann, Brooks, Carey, Clippinger, Davis, Fisher, S. Howard, Impallaria, Jameson, Lisanti, Mautz, and Wilson

AN ACT concerning

Public Utilities – Water and Sewage Disposal Companies – Acquisition

FOR the purpose of establishing a certain process for valuing a water company or a sewage disposal company that is the subject of a certain acquisition; prohibiting a person from acquiring a controlling interest in certain water services or sewage disposal providers for certain purposes without prior approval of the Public Service Commission; providing that the Commission may authorize a certain acquisition if the Commission finds that the acquisition is consistent with the public convenience and necessity; requiring the fair market value of the selling utility to be determined in a certain manner under certain circumstances; ~~requiring the Public Service Commission to maintain a list of certain utility valuation experts; requiring certain utility valuation experts to perform separate valuations of a~~ providing that the acquiring entity and the selling utility are responsible for hiring certain experts to conduct an appraisal of the selling utility in a certain manner; requiring an acquiring entity and a selling utility to engage a certain licensed engineer for certain purposes; ~~requiring the utility valuation experts to provide completed appraisals within a certain period of time; providing for the selection of certain utility valuation experts in a certain manner;~~ prohibiting a utility valuation expert from deriving certain benefits from a certain sale or from having a certain relationship with an acquiring entity or a selling utility within a certain period of time; authorizing the inclusion of certain fees in certain costs; requiring the rate making rate base of a selling utility and certain costs and fees to be included in the rate base of the ~~acquiring utility or~~

~~other~~ acquiring entity in a certain manner and at a certain value; requiring an acquiring ~~utility~~ entity to provide certain information to the Commission in a certain application; requiring the Commission to issue a certain order on a certain application within a certain period of time; providing for a certain extension; providing that a certain application is deemed approved under certain circumstances; requiring the order to contain certain matters; providing that a certain tariff shall remain in effect until certain rates are approved; ~~authorizing an acquiring utility to collect a certain distribution system improvement charge during a certain period subject to Commission approval;~~ providing that a certain appraisal is presumed to be valid under certain circumstances; requiring a certain cost of service to be included in the revenue requirement of the acquiring ~~utility~~ entity in a certain manner; requiring an acquiring entity that is not a public utility in the State to include certain information in an application for a certificate of public convenience and necessity to operate in the State; providing for the accrual of a certain construction allowance for an acquiring ~~utility~~ entity for a certain period under certain circumstances; providing for the deferral of certain depreciation for certain purposes; providing for the application of this Act; defining certain terms; and generally relating to water companies and sewage disposal companies.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 1–101(a), (d), (f), (t), (u), (v), (w), (x), (z), (ee), (ss), and (tt) and 4–206
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY adding to
Article – Public Utilities
Section 6–301 through 6–308 to be under the new subtitle "Subtitle 3. Acquisition of Water Companies and Sewage Disposal Companies"
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 1588 – Delegates S. Howard, Rose, and Saab

AN ACT concerning

Zoning Amendments – Energy ~~Generation~~ Generating Systems

FOR the purpose of prohibiting a local legislative body from granting an amendment to change a certain zoning classification on a certain parcel of land based on a certain finding if the primary reason for the proposed amendment is the existence of a certain energy ~~generation~~ generating system; providing for the application of this Act; defining a certain term; and generally relating to zoning and energy ~~generation~~ generating systems.

BY repealing and reenacting, with amendments,
Article – Land Use
Section 1–401 and 10–103
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

BY adding to
Article – Land Use
Section 4–211
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

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

House Bill 1593 – Delegates Sample–Hughes, Anderton, Holmes, and Mautz

AN ACT concerning

Real Property – Mobile Home Parks – ~~Lot Rent Increases~~ Notices to Residents

FOR the purpose of requiring a mobile home park owner to provide certain notice if the park owner enters into a contract of sale for the mobile home park; requiring a park owner who intends to offer the renewal of a certain lease agreement with an increase in rent to provide a certain notice to the resident ~~and make available to the resident a certain option to phase in the rent increase under certain circumstances~~; providing for the application of this Act; and generally relating to ~~rent increases in mobile home parks~~ notices to residents in mobile home parks.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8A–202
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1598 – Delegate Krebs

AN ACT concerning

Massage Therapists – Licenses and Registrations – Education and Display Requirements

FOR the purpose of ~~altering the exemption from certain licensure and registration requirements for certain students enrolled in an approved education program who practice massage therapy;~~ altering the educational requirements to qualify for a license to practice massage therapy; altering the educational requirements to qualify

to be registered to practice massage therapy; requiring each holder of a license or registration to practice massage therapy to display the license or registration ~~and a certain renewal certificate~~ in a certain location; defining certain terms; and generally relating to the licensure and registration of massage therapists.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 6–301
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section ~~6–301 and~~ 6–302
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – Health Occupations
Section 6–306.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1601 – Delegate Wilkins

AN ACT concerning

State Department of Education – ~~Trauma–Informed Schools Initiative, Program, and Fund~~ Guidelines on Trauma–Informed Approach

FOR the purpose of ~~establishing the Trauma–Informed Schools Initiative in the State Department of Education;~~ requiring the State Department of Education, in consultation with the Maryland Department of Health and the Department of Human Services, to develop certain guidelines on a certain trauma–informed approach ~~and offer certain training to each local school system~~; requiring the State Department of Education to distribute certain guidelines to each local school system and to ~~develop~~ publish certain guidelines on a certain website; ~~requiring the State Department of Education, in consultation with the Maryland Department of Health and the Department of Human Services, to establish the Trauma–Informed Schools Expansion Program; stating the purpose of the Program; requiring the State Department of Education to select certain schools to participate in the Program on or before a certain date; requiring the State Department of Education to take certain actions in implementing the Program; requiring the State Department of Education, in consultation with the Maryland Department of Health and the Department of~~

~~Human Services, to study certain matters at the end of certain school years; requiring the State Department of Education to report its findings to the Governor and the General Assembly on or before a certain date for a certain number of years; establishing the Trauma–Informed Schools Expansion Program Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education 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; 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;~~ defining certain terms; and generally relating to ~~the Trauma–Informed Schools Initiative, Trauma–Informed Schools Expansion Program, and Trauma–Informed Schools Expansion Program Fund~~ guidelines on a trauma–informed approach.

BY adding to
Article – Education
Section 7–427.1
Annotated Code of Maryland
(2014 Replacement Volume and 2017 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 and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – State Finance and Procurement~~
~~Section 6–226(a)(2)(ii)101. and 102.~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – State Finance and Procurement~~
~~Section 6–226(a)(2)(ii)103.~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1603 – Delegates Sanchez, Angel, Atterbeary, Barron, Conaway, J. Lewis, Moon, Queen, Sydnor, Tarlau, Valderrama, ~~and Valentino–Smith~~ Valentino–Smith, Bromwell, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Metzgar, Miele, Morales, Morgan, Pena–Melnyk, Pendergrass, Platt, Rosenberg, Saab, Sample–Hughes, Szeliga, West, and K. Young

AN ACT concerning

~~Task Force to Standardize~~ Justice Reinvestment Oversight Board – Data Collection on Race and Ethnicity

FOR the purpose of ~~establishing the Task Force to Standardize Data Collection on Race and Ethnicity; 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~~ Justice Reinvestment Oversight Board to study and make recommendations regarding certain matters; authorizing the Board to delegate certain activities to a certain advisory board; requiring the ~~Task Force~~ Board 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 Standardize Data Collection on Race and Ethnicity~~ data collection on race and ethnicity.

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1613 – Delegate Sanchez

EMERGENCY BILL

AN ACT concerning

Appointment or Designation of Standby Guardian – ~~Removal From the United States~~ Adverse Immigration Action

FOR the purpose of authorizing a parent of a minor to file a petition for the judicial appointment of a standby guardian of the person or property of the minor if there is a significant risk that an adverse immigration action will be initiated against the petitioner ~~will be removed from the United States~~ within a certain period of time after the filing of the petition; requiring a court to issue a certain decree for the appointment of a standby guardian of the person or property of a minor if the court finds that there is a significant risk that an adverse immigration action will be initiated against the petitioner ~~will be removed from the United States~~ within a certain period of time after the filing of the petition under certain circumstances; specifying certain procedures for the appointment or designation of a standby guardian of the person or property of a minor in the ~~case of removal from the United States of~~ event of an adverse immigration action being initiated against a parent; specifying when the authority of a standby guardian under this Act begins under certain circumstances; requiring a standby guardian to take certain actions; making certain provisions relating to the appointment or designation of a standby guardian of the person or property of a minor in cases of incapacity, debilitation, or death of a parent applicable to the appointment or designation of a standby guardian of the person or property of a minor in the ~~case of removal from the United States of~~ event

of an adverse immigration action being initiated against a parent; authorizing a parent to designate a standby guardian by means of a written designation in the event that an adverse immigration action is initiated against the parent ~~is removed from the United States~~ under certain circumstances; requiring the court to appoint a person to be a standby guardian if the court finds that an ~~order of removal from the United States~~ official document related to an adverse immigration action has been issued and specified parental consent has been given; specifying that a standby guardian's authority under certain provisions may not, itself, divest a parent of any parental or guardianship rights; making certain conforming changes; altering certain definitions; defining a certain term; making this Act an emergency measure; and generally relating to ~~removal from the United States~~ adverse immigration actions and standby guardianship of the person or property of a minor.

~~BY repealing and reenacting, without amendments,~~
~~Article – Estates and Trusts~~
~~Section 13–901(a) and 13–902~~
~~Annotated Code of Maryland~~
~~(2017 Replacement Volume)~~

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section ~~13–901(c)~~ 13–901, 13–903, 13–904, and 13–907
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Estates and Trusts
Section 13–902
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1647 – Delegates S. Howard, Rose, and Saab

AN ACT concerning

Commercial Law – Credit Card Processors – Service Agreements

FOR the purpose of requiring a credit card processor to send a summary of a certain services agreement to certain businesses; requiring a business to acknowledge a certain services agreement by signing, dating, and returning a copy of the summary of the services agreement to a certain credit card processor before entering into a services agreement with the credit card processor; requiring the summary to include certain information; requiring a credit card processor to provide a certain notice regarding a services agreement renewal before a certain date; requiring the notice to disclose certain information; authorizing the Commissioner of Financial

Regulation to take certain actions; establishing certain civil penalties for a violation of this Act; providing for the application of this Act; defining certain terms; and generally relating to credit card processors and service agreements.

BY adding to
Article – Commercial Law
Section 12–1401 through ~~12–1404~~ 12–1405 to be under the new subtitle "Subtitle 14. Credit Card Processors"
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

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

House Bill 1651 – Delegate Wilkins

AN ACT concerning

~~Local Jurisdictions – Housing –~~ Sustainable Communities – ~~Comprehensive Plans~~ Designation

FOR the purpose of expanding the criteria ~~that the Smart Growth Subcabinet must consider when designating or redesignating an area as a sustainable community~~ on which a sustainable community designation may be based to include whether the sustainable community plan addresses certain housing issues; ~~expanding the elements that a planning commission of a local jurisdiction must include in a comprehensive plan to include a certain housing element; altering the elements that a planning commission of certain jurisdictions may include in a comprehensive plan;~~ and generally relating to ~~local jurisdictions and housing~~ sustainable communities.

BY repealing and reenacting, with amendments,
Article – Housing and Community Development
Section 6–205
Annotated Code of Maryland
(2006 Volume and 2017 Supplement)

~~BY repealing and reenacting, with amendments,~~
~~Article – Land Use~~
~~Section 1–406 and 3–102~~
~~Annotated Code of Maryland~~
~~(2012 Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – Land Use~~
~~Section 1–411.1 and 3–114~~
~~Annotated Code of Maryland~~
~~(2012 Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1695 – Delegate Chang

AN ACT concerning

Crimes – Hate Crimes – ~~Use of a Noose or Swastika to Threaten or Intimidate~~ Defacement

FOR the purpose of ~~prohibiting a person from affixing, erecting, or placing a noose or swastika on any building or real property, without the express permission of the owner of the building or property, the owner's agent, or a lawful occupant, with the intent to threaten or intimidate any person or group of persons; establishing that a certain penalty applies to a violation of this Act~~ defining the term "deface" for purposes of the hate crimes laws to include affixing, erecting, or placing a noose or swastika on; and generally relating to ~~the use of a noose or swastika to threaten or intimidate a person or group of persons~~ hate crimes.

~~BY adding to~~
~~Article – Criminal Law~~
~~Section 10–305.1~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, ~~without~~ with amendments,
Article – Criminal Law
Section ~~10–306~~ 10–301
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1714 – Delegate Mosby (By Request – Baltimore City Police Department)

AN ACT concerning

Vehicle Laws – Police Vehicles – Use of Cruise or Directional Marker Lights

FOR the purpose of establishing that certain police vehicles may be equipped with and display cruise or directional marker lights; authorizing the driver of a police vehicle to use cruise or directional marker lights at any time; making a stylistic change; and generally relating to the use of cruise or directional marker lights on police vehicles.

BY repealing and reenacting, with amendments,
Article – Transportation

Section 22–218(c)(2) and (9)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1744 – Delegate Wilson

AN ACT concerning

Child Abuse and Neglect – Substance–Exposed Newborns – Reporting

FOR the purpose of altering the conditions under which a newborn is considered to be substance–exposed; ~~repealing~~ altering certain conditions under which a health care practitioner is not required to make a certain report concerning a substance–exposed newborn to a local department of social services; ~~requiring that a report made by a health care practitioner to a local department include certain information; requiring a local department to provide a copy of a report made by a health care practitioner to a certain local health department under certain circumstances; requiring a local department and local health department to take certain actions after receiving a report; requiring the Maryland Department of Health to report certain information to the Secretary of Human Services annually; requiring the Secretary of Health to adopt certain regulations;~~ and generally relating to substance–exposed newborns.

BY repealing and reenacting, without amendments,
Article – Family Law
Section 5–704.2(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section ~~5–704.2~~ 5–704.2(b), (c), and (e)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 1765 – Delegate Lafferty

AN ACT concerning

On–Site Sewage Disposal Systems – Watershed Implementation Plan and Bay Restoration Fund Disbursements and Financial Assistance

FOR the purpose of authorizing ~~a local jurisdiction to count a~~ a certain reduction in nitrogen from a certain upgrade to an on–site sewage disposal system to count toward a

nitrogen load reduction required in a certain watershed implementation plan under certain circumstances; authorizing a certain reduction in nitrogen from a certain pump out of an on–site sewage disposal system to count toward a nitrogen load reduction required in a certain watershed implementation plan under certain circumstances; authorizing certain fee revenue deposited in the Bay Restoration Fund to be used by a local jurisdiction to provide a certain amount of financial assistance to certain homeowners for the reasonable cost of ~~an operation and maintenance contract for the~~ pumping out ~~of~~ an on–site sewage disposal system at certain intervals; authorizing certain fee revenue deposited into the Fund to be used, in certain fiscal years, for financial assistance to a local jurisdiction for the development of a certain plan; specifying that the amount of financial assistance under this Act is based on homeowner income and is subject to a certain priority; specifying that financial assistance under this Act may be provided only if the homeowner verifies a certain ~~operation and maintenance contract~~ pump out has occurred and resides in a local jurisdiction that has developed and implemented a certain septic stewardship plan that meets certain requirements; requiring the Department of the Environment to convene a certain meeting of certain individuals for certain purposes; and generally relating to on–site sewage disposal systems.

BY adding to
Article – Environment
Section 9–1108.2 and 9–1605.2(h)(2)(i)5. and 6. and (8)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Environment
Section 9–1605.2(a)(4) and (h)(1) and ~~(2)(i)4. and (ii)~~ (2)(ii)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–1605.2(h)(2)(i)3. and 4.
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–2A–01(a) and (e)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 42

Senator Conway, Chair, for the Committee on Education, Health, and Environmental Affairs recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1192 – Senator Klausmeier

AN ACT concerning

Baltimore County – Development Impact Fees – Authorization

The Bill was re–referred to the Committee on Budget and Taxation.

FINANCE COMMITTEE REPORT NO. 28

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 632 – Senator Rosapepe

AN ACT concerning

Maryland Smart Growth Investment Fund

SB0632/387475/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 632
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "of" insert "authorizing the Department of Commerce to create, own, control, or be a member of a certain entity for certain purposes; requiring the Department to issue a request for proposals to select a management entity to establish a certain investment fund;"; in the same line, strike "requiring" and substitute "authorizing"; and strike beginning with "Governor" in line 5 down through "amount" in line 7 and substitute "Department is not required to invest certain appropriated funds in the Fund if the committed capital in the Fund is less than a certain amount on a certain date; requiring the Governor to nominate certain census tracts for designation as qualified opportunity

zones under the federal Tax Cuts and Jobs Act of 2017 and provide certain notice to the United States Secretary of the Treasury".

AMENDMENT NO. 2

On page 1, in line 21, strike "**, WHICH WAS**"; in the same line, after "**ESTABLISHED**" insert "**IN ACCORDANCE WITH**"; and in line 22, strike "**IN ACCORDANCE WITH**".

On page 2, strike in their entirety lines 1 and 2 and substitute:

"**(2) THE REQUEST FOR PROPOSALS ISSUED BY THE DEPARTMENT UNDER SUBSECTION (C) OF THIS SECTION.**

(B) TO CARRY OUT THE PURPOSES OF THIS SUBTITLE, THE DEPARTMENT MAY CREATE, OWN, CONTROL, OR BE A MEMBER OF A CORPORATION, LIMITED LIABILITY COMPANY, PARTNERSHIP, OR ANY OTHER ENTITY, WHETHER OPERATED FOR PROFIT OR NOT FOR PROFIT.

(C) THE DEPARTMENT SHALL ISSUE A REQUEST FOR PROPOSALS TO SELECT A MANAGEMENT ENTITY TO ESTABLISH AN INVESTMENT FUND THAT IS:

(1) BASED ON THE RECOMMENDATIONS IN THE DECEMBER 2013 REPORT OF THE MARYLAND SMART GROWTH INVESTMENT FUND WORKGROUP; AND

(2) DESIGNED TO MEET THE REQUIREMENTS FOR A QUALIFIED OPPORTUNITY FUND UNDER THE FEDERAL TAX CUTS AND JOBS ACT OF 2017.";

in line 3, strike "**(B)**" and substitute "**(D)**"; in line 4, strike "**SHALL**" and substitute "**MAY**"; strike in their entirety lines 6 through 13, inclusive, and substitute:

"**(E) THE DEPARTMENT IS NOT REQUIRED TO INVEST THE FUNDS APPROPRIATED UNDER SUBSECTION (D) OF THIS SECTION IN THE FUND IF THE COMMITTED CAPITAL IN THE FUND IS LESS THAN $25,000,000 ON DECEMBER 31, 2020.**

SECTION 2. AND BE IT FURTHER ENACTED, That, the Governor shall:

(1) nominate for designation as qualified opportunity zones under the federal Tax Cuts and Jobs Act of 2017 population census tracts that:

(i) constitute up to 25% of the census tracts in the State that are eligible low–income communities as defined in the federal Tax Cuts and Jobs Act of 2017;

(ii) are located in State priority funding areas as defined in § 6–301 of the Economic Development Article; and

(iii) are fairly distributed among urban, suburban, and rural areas of the State; and

(2) notify the United States Secretary of the Treasury in writing of the nominations.";

and in line 14, strike "2." and substitute "3.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 850 – Senator Mathias

AN ACT concerning

Transportation – Complete Streets Policy – Adoption

SB0850/437871/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 850
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Mathias" and substitute "Senators Mathias, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Reilly, and

Rosapepe"; in line 3, strike "the Maryland Transportation Authority and"; in lines 7 and 10, in each instance, strike "the Authority and"; and in line 14, strike "4–408,".

AMENDMENT NO. 2

On page 2, in line 13, strike "**REQUIRES**" and substitute "**PROVIDES INFORMATION FOR**"; in line 11, strike "**AND**"; in line 12, after "**PATHWAYS**" insert "**; AND**

9. GREEN STORMWATER INFRASTRUCTURE";

in line 20, after "**ARTICLE;**" insert "**AND**"; strike beginning with the semicolon in line 22 down through "**ARTICLE**" in line 24; and after line 24, insert:

"**(5) "GREEN STORMWATER INFRASTRUCTURE" MEANS INFRASTRUCTURE IMPLEMENTED USING BEST MANAGEMENT PRACTICES THAT REDUCE THE VOLUME OF STORMWATER RUNOFF THROUGH INFILTRATION, EVAPOTRANSPIRATION, THE BENEFICIAL REUSE OF WATER, OR ANY OTHER EFFECTIVE METHOD.**".

AMENDMENT NO. 3

On page 3, strike beginning with "**THE**" in line 2 down through "**(3)**" in line 4; in line 6, strike "**(4)**" and substitute "**(3)**"; in line 9, after "**ACCORDANCE**" insert "**WITH**"; in line 16, strike "**, PARTICULARLY**" and substitute "**TO THE EXTENT FEASIBLE WHILE TAKING INTO CONSIDERATION THE NEEDS OF**"; in line 24, strike "**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, EXCEPTIONS**" and substitute "**EXCEPTIONS**"; in line 25, strike "**ONLY**"; and strike in their entirety lines 28 through 30, inclusive.

AMENDMENT NO. 4

On page 4, strike in their entirety lines 1 through 6, inclusive.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 866 – Senator Feldman

AN ACT concerning

Commercial Law – Maryland Uniform Electronic Transactions Act – Revisions

SB0866/407675/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 866
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Feldman" and substitute "Senators Feldman, Astle, Benson, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe".

AMENDMENT NO. 2

On page 2, in line 25, after "**(5)**" insert "**(I) THE PROVISIONS OF THIS PARAGRAPH DO NOT APPLY TO A CONSUMER CONTRACT FOR A BANKING PRODUCT OR SERVICE THAT IS SUBJECT TO REGULATORY OVERSIGHT BY A STATE OR FEDERAL FINANCIAL REGULATORY AUTHORITY.**

(II)".

On page 2 in lines 28, 30, and 31, and on page 3 in line 1, strike "**(I)**", "**(II)**", "**1.**", and "**2.**", respectively, and substitute "**1.**", "**2.**", "**A.**", and "**B.**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 964 – Senator Lee

AN ACT concerning

Social Services – Safe Harbor Child Trafficking Victim Service Pilot Program

SB0964/797770/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 964
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Safe Harbor Child" and substitute "Youth Victims of Human"; in the same line, strike "Victim Service Pilot Program" and substitute "– Workgroup Revisions and Reports"; strike beginning with "establishing" in line 3 down through "Program" in line 16 and substitute "requiring certain government agencies and organizations to submit an independent report to the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking and the University of Maryland School of Social Work Child Sex Trafficking Initiative on or before a certain date; requiring a certain report to include certain information; requiring the University of Maryland School of Social Work Child Sex Trafficking Initiative to submit a certain report to the Governor and the General Assembly on or before a certain date; altering the membership of the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking; requiring the Workgroup to establish a certain subcommittee to consider certain recommendations; requiring a certain subcommittee of a certain Workgroup to include certain members; and generally relating to social services for youth victims of human trafficking"; after line 16, insert:

"BY repealing and reenacting, with amendments,
Chapter 91 of the Acts of the General Assembly of 2015, as amended by Chapter 80 of the Acts of the General Assembly of 2016 and Chapter 164 of the Acts of the General Assembly of 2017
Section 1";

and strike in their entirety lines 17 through 21.

AMENDMENT NO. 2

On page 1, in line 23, strike "the Laws of Maryland read as follows"; after line 23, insert:

"(a) On or before October 1, 2018, the Department of Human Services, the Governor's Office of Crime Control and Prevention, the Department of Juvenile Services, each local law enforcement agency, each local department of social services, and each

Children's Advocacy Center shall submit an independent report to the Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking and the University of Maryland School of Social Work Child Sex Trafficking Initiative.

(b) The report required under subsection (a) of this section shall include:

(1) a description of any protocols and procedures used by the agency or organization when working with survivors of human trafficking;

(2) any referral source within the agency's or organization's jurisdiction with either:

(i) specific services for human trafficking survivors in the jurisdiction; or

(ii) other services available to child human trafficking survivors in the jurisdiction;

(3) the number of human trafficking cases handled by the agency or organization in 2016 and 2017, and as available, 2018, and the gender, age, race, and ethnicity of each individual; and

(4) any identified gaps in available services or needs related to victims of child human trafficking.

(c) On or before January 1, 2019, the University of Maryland School of Social Work Child Sex Trafficking Initiative shall submit a report that includes a summary of the information reported to the Initiative under subsection (a) of this section to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

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

Chapter 91 of the Acts of 2015, as amended by Chapter 80 of the Acts of 2016 and Chapter 164 of the Acts of 2017

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

(a) There is a Workgroup to Study Safe Harbor Policy for Youth Victims of Human Trafficking.

(b) The purpose of the Workgroup is to study:

(1) legal protections for youth victims of human trafficking; and

(2) the provision of services for youth victims of human trafficking.

(c) The Workgroup 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 Human Resources, or the Secretary's designee;

(4) the Secretary of Juvenile Services, or the Secretary's designee;

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

(6) the State Superintendent of Schools, or the Superintendent's designee;

(7) the Secretary of State Police, or the Secretary's designee;

(8) the Secretary of State, or the Secretary's designee;

(9) one representative from the Office of the Public Defender, Juvenile Division, appointed by the Public Defender; **[**and**]**

(10) ONE REPRESENTATIVE FROM A CHILD ADVOCACY CENTER, APPOINTED BY THE PRESIDENT OF THE BOARD OF DIRECTORS OF THE MARYLAND CHILDREN'S ALLIANCE; AND

[(10)**] (11)** the following members, appointed by the Governor:

(i) one representative of the Maryland Coalition Against Sexual Assault;

(ii) one representative of the Governor's Office for Children;

(iii) one representative of the Governor's Office of Crime Control and Prevention;

(iv) one representative of the Maryland State's Attorneys' Association;

(v) one representative of a local law enforcement agency;

(vi) one representative of the National Center for Missing and Exploited Children;

(vii) one representative of Turnaround, Inc.;

(viii) one educator who works in a student service capacity and who is nominated by the Maryland State Education Association;

(ix) two representatives of the Maryland Human Trafficking Task Force;

(x) two representatives of national organizations that support victims of human trafficking; and

(xi) two survivors of human trafficking.

(d) The Governor shall designate the chair of the Workgroup.

(e) The Governor's Office of Crime Control and Prevention shall provide staff for the Workgroup.

(f) A member of the Workgroup:

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

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

(G) (1) THE WORKGROUP SHALL ESTABLISH A SUBCOMMITTEE TO CONSIDER RECOMMENDATIONS ON THE PROVISION OF STATEWIDE SERVICES FOR YOUTH VICTIMS OF HUMAN TRAFFICKING, INCLUDING:

(I) COMPILING EXISTING INFORMATION ON AND IDENTIFYING THE NEEDS OF YOUTH VICTIMS OF HUMAN TRAFFICKING, INCLUDING IDENTIFYING THE PUBLIC AND PRIVATE SECTOR PROGRAMS AND RESOURCES AVAILABLE TO MEET THESE NEEDS;

(II) IDENTIFYING GAPS IN PUBLIC AND PRIVATE SECTOR PROGRAMS AND RESOURCES AVAILABLE TO MEET THE NEEDS OF YOUTH VICTIMS OF HUMAN TRAFFICKING; AND

(III) METHODS OF COLLECTING DATA TO IDENTIFY YOUTH VICTIMS OF HUMAN TRAFFICKING IN THE STATE.

(2) THE SUBCOMMITTEE ESTABLISHED UNDER THIS SUBSECTION SHALL INCLUDE TWO MEMBERS OF THE MARYLAND HUMAN TRAFFICKING TASK FORCE.

[(g)**] (H)** The Workgroup shall:

(1) compile existing information on and identify the needs of youth victims of human trafficking and identify the public and private sector programs and resources currently available to meet those needs;

(2) identify gaps in public and private sector programs and resources currently available to meet the needs of youth victims of human trafficking;

(3) collect and compile data on the number of youth victims of human trafficking in the State, including the number of youth victims in each jurisdiction of the State;

(4) evaluate current State safe harbor policies and legal protections for youth victims of human trafficking; and

(5) make recommendations regarding:

(i) legislation and policy initiatives to address the provision of services and legal protections for youth victims of human trafficking in the State;

(ii) the collection of data to identify youth victims of human trafficking in the State;

(iii) funding requirements and budgetary priorities to address the needs of youth victims of human trafficking in the State; and

(iv) any other relevant issues or considerations identified by the Workgroup.

[(h)**] (I)** (1) On or before December 1, 2015, the Workgroup shall report its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

(2) On or before December 1, 2016, the Workgroup shall submit a supplemental report on its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

(3) on or before December 1, 2017, the Workgroup shall submit a supplemental report on its findings and recommendations to the Governor, and in accordance with § 2–1246 of the State Government Article, the General Assembly.

(4) On or before December 1, 2018, the Workgroup shall submit a supplemental report on its findings and recommendations to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.".

On pages 1 through 5, strike in their entirety the lines beginning with line 24 on page 1 through line 9 on page 5, inclusive.

On page 5, in line 10, strike "July" and substitute "June".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1010 – Senators Zucker, Middleton, Astle, Benson, Conway, Feldman, Guzzone, King, Lee, and Peters

AN ACT concerning

Labor and Employment – Sexual Harassment – Contractual Waivers and Reporting Requirements

SB1010/697172/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 1010
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "Labor and Employment – Sexual Harassment – Contractual Waivers and Reporting Requirements" and substitute "Disclosing Sexual Harassment in the Workplace Act of 2018"; in line 4, after "that" insert ", except as provided by federal law,"; in line 5, strike the comma; in line 6, strike "discrimination,"; in the same line, after "or" insert "certain"; in line 9, strike "report" and substitute "survey"; in line 10, after "year;" insert "requiring employers to submit a certain survey electronically; requiring the Commission to include a certain space in a certain survey for a certain purpose;"; and strike beginning with "on" in line 11 down through "reports;" in line 12 and substitute "certain information in a certain manner; requiring the Commission to take certain actions related to certain surveys and submit a certain executive summary to the Governor and certain committees of the General Assembly on or before a certain date each year;".

AMENDMENT NO. 2

On page 2, in line 6, strike "**(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A**" and substitute "**EXCEPT AS PROHIBITED BY FEDERAL LAW, A**"; in line 7, strike "**FUTURE**"; in line 8, after "**CLAIM**" insert "**THAT ACCRUES IN THE FUTURE**"; in line 9, strike "**, DISCRIMINATION,**"; in the same line, after "**RETALIATION**" insert "**FOR REPORTING OR ASSERTING A RIGHT OR REMEDY BASED ON SEXUAL HARASSMENT**"; and strike in their entirety lines 11 and 12, inclusive.

On page 3, in line 10, after "**(B)**" insert "**(1)**"; in the same line, strike "**JANUARY**" and substitute "**JULY**"; in line 11, strike "**REPORT**" and substitute "**SHORT SURVEY**"; in lines 12, 14, and 17, strike "**(1)**", "**(2)**", and "**(3)**", respectively, and substitute "**(I)**", "**(II)**", and "**(III)**", respectively; in line 16, strike "**20**" and substitute "**10**"; after line 19, insert:

"**(2) (I) AN EMPLOYER SHALL SUBMIT THE SURVEY REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION TO THE COMMISSION ELECTRONICALLY.**

(II) THE COMMISSION SHALL INCLUDE IN THE SURVEY A SPACE FOR AN EMPLOYER TO REPORT WHETHER THE EMPLOYER TOOK PERSONNEL ACTION AGAINST AN EMPLOYEE WHO WAS THE SUBJECT OF A SETTLEMENT INCLUDED IN THE SURVEY UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION.";

in line 20, after "**(C)**" insert "**(1)**"; in line 21, after "**PUBLIC**" insert a colon; and strike beginning with "**ON**" in line 21 down through "**SECTION.**" in line 22 and substitute:

"**(I) BY POSTING ON THE COMMISSION'S WEBSITE, THE AGGREGATE NUMBER OF RESPONSES FROM EMPLOYERS FOR EACH ITEM LISTED UNDER SUBSECTION (B) OF THIS SECTION; AND**

(II) BY RETAINING FOR PUBLIC INSPECTION ON REQUEST, THE RESPONSE FROM A SPECIFIC EMPLOYER REGARDING THE NUMBER OF SETTLEMENTS INCLUDED IN THE SURVEY UNDER SUBSECTION (B)(1)(II) OF THIS SECTION.

(2) ON OR BEFORE DECEMBER 15 EACH YEAR, THE COMMISSION SHALL:

(I) REVIEW A RANDOM SELECTION OF SURVEYS SUBMITTED UNDER SUBSECTION (B) OF THIS SECTION;

(II) CREATE AN EXECUTIVE SUMMARY OF THE RANDOMLY SELECTED SURVEYS, REDACTING ANY IDENTIFYING INFORMATION FOR SPECIFIC EMPLOYERS; AND

(III) SUBMIT THE EXECUTIVE SUMMARY TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2–1246 OF THIS ARTICLE, THE SENATE FINANCE COMMITTEE AND THE HOUSE ECONOMIC MATTERS COMMITTEE.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1016 – Senator Rosapepe

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – Expansion of Participating Units

SB1016/887276/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 1016
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "Expansion of Participating Units" and substitute "Employees of Qualifying Organizations"; strike beginning with "requiring" in line 4 down through the semicolon in line 12; and in line 13, after "organization"" insert "to authorize certain nonprofit entities to qualify for participation in the State Employee and Retiree Health and Welfare Benefits Program; providing that participation by certain organizations in the Program may not impede, undermine, or conflict with certain obligations or statuses; authorizing an employee of a county board to participate in the Program"; strike beginning with "providing" in line 21 down through the second semicolon in line 22; and in line 27, strike "2–502, 2–507(a), 2–512(a)" and substitute "2–512".

On page 2, in line 3, after "Section" insert "2–502 and"; and strike in their entirety lines 6 through 10, inclusive.

AMENDMENT NO. 2

On page 3, in line 7, strike the colon; in line 8, strike "**1.**"; strike beginning with "**AND**" in line 9 down through the semicolon in line 11; and strike in their entirety lines 18 through 22, inclusive.

On pages 3 and 4, strike in their entirety the lines beginning with line 29 on page 3 through line 12 on page 4, inclusive.

On page 4, in lines 16, 18, 19, and 21, in each instance, strike the bracket; in line 19, strike "**(I)**"; in line 21, strike "**(II)**"; in line 25, strike "or"; and in line 26, strike the period and substitute "**; OR**

(5) IS A NONPROFIT ORGANIZATION THAT RECEIVES STATE FUNDING FOR THE ORGANIZATION'S OPERATING EXPENSES.

(b) The Secretary shall adopt regulations for the enrollment and participation of employees of a qualifying nonprofit organization to participate in the Program as a satellite organization.

(c) A qualifying nonprofit organization that participates in the Program as a satellite organization shall:

(1) pay to the State:

(i) a premium in the amount determined by the Secretary; and

(ii) any costs, as determined by the Secretary, for the administration of this Program; and

(2) determine the extent to which the organization will subsidize participation by its employees in the Program.

(D) THE PARTICIPATION OF A SATELLITE ORGANIZATION IN THE PROGRAM MAY NOT IMPEDE, UNDERMINE, OR CONFLICT WITH THE PROGRAM'S FEDERAL COMPLIANCE OBLIGATIONS OR GOVERNMENTAL AND CAFETERIA PLAN STATUS, AS DEFINED IN 26 U.S.C. § 125.".

On page 5, in line 1, strike the brackets; in the same line, strike "or" and substitute a comma; in the same line, after "corporation" insert "**, OR COUNTY BOARD**"; in line 11, strike "two members" and substitute "one member"; in line 18, strike "and"; after line 20, insert:

"(ii) one representative of the Maryland Association of Boards of Education;";

in line 21, strike "(ii)" and substitute "(iii)"; strike in their entirety lines 22 and 23; in lines 26 and 27, strike "American Federation for State, County, and Municipal Employees" and substitute "supplemental benefits industry"; and in line 28, strike "State Education" and substitute "Retired School Personnel".

On page 6, in line 1, after "Nonprofits" insert ";

(7) one representative of the American Federation for State, County, and Municipal Employees, appointed by the President of the American Federation for State, County, and Municipal Employees Council 3;

(8) one representative of the Maryland State Education Association, appointed by the President of the Association;

(9) one representative of the American Federation for State, County, and Municipal Employees, appointed by the President of the American Federation for State, County, and Municipal Employees Council 67;

(10) one representative of the Maryland State and D.C. AFL–CIO, appointed by the President of the Maryland State and D.C. AFL–CIO; and

(11) one representative of the AFT–Maryland, appointed by the President of AFT–Maryland";

in line 9, strike "transitioning" and substitute "the State,"; in line 10, strike "the State health plan" and substitute "maximize value"; in line 25, after "transition" insert "the State,"; in the same line, strike "corporation" and substitute "corporations"; and in line 26, strike "the State plan" and substitute "new plans, as applicable,".

On page 7, strike in their entirety lines 4 through 12, inclusive; in line 13, strike "5." and substitute "3."; in line 14, strike "3" and substitute "4"; and in line 15, strike "2021" and substitute "2022".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB1016/613725/1
BY: Senator Serafini

AMENDMENTS TO SENATE BILL 1016, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 13, strike "altering the definition of "qualifying nonprofit organization"".

On page 1 of the Finance Committee Amendments (SB1016/887276/1), in Amendment No. 1, strike beginning with the first "to" in line 4 down through "Program;" in line 5.

AMENDMENT NO. 2

On page 4 of the bill, in line 25, after "Inc.;" insert "**OR**".

On pages 1 and 2 of the Finance Committee Amendments, in Amendment No. 2, strike beginning with "**; OR**" in line 8 on page 1 down through "**EXPENSES**" in line 2 of page 2.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Middleton, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 1068 – Senators Rosapepe, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee,

Madaleno, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zucker

AN ACT concerning

Financial Consumer Protection Act of 2018

SB1068/717373/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1068
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "of" insert "authorizing a lender to elect to make a certain loan to a borrower under certain circumstances; providing that certain provisions of law do not apply to certain loans under certain circumstances;"; strike beginning with "receiving" in line 5 down through "compensation" in line 6 and substitute "collecting or attempting to collect in a certain manner certain money or enforcing or attempting to enforce a certain contract in a certain manner"; in line 8, after "loans" insert "under certain circumstances"; in line 10, strike "specified" and substitute "certain"; in line 16, after "borrower;" insert "repealing a certain prohibition against a lender taking certain actions;"; in line 21, after "Act" insert "or State financial laws"; in the same line, strike "consumer reporting agencies" and substitute "collection agencies, mortgage lenders"; in line 22, after "mortgage" insert "loan"; in the same line, after "cashers," insert "money transmitters,"; and strike beginning with "requiring" in line 22 down through "information;" in line 25 and substitute "prohibiting a certain collector from engaging in a certain unlicensed debt collection activity and certain conduct under certain circumstances;".

On page 2, in line 2, after "actions" insert "or proceedings under certain circumstances"; strike beginning with "providing" in line 4 down through "home;" in line 16 and substitute "providing that certain revenues received from licensing of certain individuals is deposited in the Nondepository Special Fund; expanding the uses and purpose of the Fund;"; strike beginning with "requiring" in line 23 down through "applications" in line 33 and substitute "specifying certain qualifications for an applicant to qualify for a certain license; requiring a certain applicant to provide certain information to the Nationwide Mortgage Licensing System and Registry; specifying the application requirement process, including the license and investigation fees; requiring a certain applicant to file a certain surety bond; requiring the Commissioner to conduct a certain investigation under certain circumstances; requiring the process for when an applicant

does not meet certain requirements; establishing the term of a certain license"; and strike beginning with "requiring" in line 36 down through "circumstances;" in line 37.

On pages 2 and 3, strike beginning with "authorizing" in line 40 on page 2 down through "fees" in line 13 on page 3 and substitute "requiring a certain licensee to preserve certain records and communications with certain borrowers; requiring a licensee to comply with certain federal laws; specifying the process when a licensee receives a certain nonconforming payment on a certain loan; prohibiting a certain licensee from certain actions; authorizing the Commissioner to hire certain individuals; authorizing the Commissioner to conduct certain investigations; authorizing the Commissioner to enforce certain provisions of law against certain persons; authorizing the Commissioner to suspend or revoke a certain license under certain circumstances; requiring the Commissioner to provide a certain licensee an opportunity for a certain hearing before taking certain action; providing that a certain licensee that fails to comply with certain requirements is liable to a certain borrower for certain damages".

On page 3, in line 14, after "regulations;" insert "requiring that certain revenue received for licensing certain persons be credited to the Fund;"; strike beginning with "study" in line 17 down through "technologies" in line 18 and substitute "conduct certain studies"; in line 25, after "changes;" insert "providing for a delayed effective date for certain provisions of this Act; providing for the application of certain provisions of this Act;"; after line 25, insert:

"BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 7–101(i), 7–102, and 7–205(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)";

in line 28, after "12–114," insert "12–301,"; in the same line, after "12–314," insert "12–401(c),"; in line 29, strike "14–1206, 14–1208,"; in line 30, after the fourth comma insert "and"; in the same line, strike ", and 14–1218(a)"; in line 35, strike "12–114.1" and substitute "12–101.1, 12–114.1, and 12–402.1"; in line 41, after "Section" insert "12–401(a) and (b),"; and in the same line, after "12–601(f)" insert a comma.

On page 4, strike in their entirety lines 1 through 10, inclusive, and substitute:

"BY repealing
Article – Commercial Law

Section 12–313
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)";

in line 13, strike "2–105.1(b), 11–303, 11–601(q)" and substitute "2–115(b), 2–116(b), 11–219, 11–517(c), 11–610"; in the same line, after "12–126," insert "12–426(e)(2),"; in line 18, after "Section" insert "11–303, 11–504,"; in the same line, after "12–105(a)," insert "12–405(a),"; and in line 23, strike "12–1119" and substitute "12–1125".

AMENDMENT NO. 2

On page 6, after line 14, insert:

"Article – Business Regulation

7–101.

(i) "Licensed collection agency" means a person who is **[**licensed by the Board to do business as a collection agency**]** **REQUIRED TO BE LICENSED UNDER THIS SUBTITLE, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED**.

7–102.

(a) (1) In this section the following words have the meanings indicated.

(2) "Common ownership" means direct or indirect ownership of more than 50% of a person.

(3) "Principal business" means a business activity of a person that comprises more than 50% of the total business activities of the person.

(b) This title does not apply to:

(1) a bank;

(2) a federal or State credit union;

(3) a mortgage lender;

(4) a person acting under an order of a court of competent jurisdiction;

(5) a licensed real estate broker, or an individual acting on behalf of the real estate broker, in the collection of rent or allied charges for property;

(6) a savings and loan association;

(7) a title company as to its escrow business;

(8) a trust company;

(9) a lawyer who is collecting a debt for a client, unless the lawyer has an employee who:

(i) is not a lawyer; and

(ii) is engaged primarily to solicit debts for collection or primarily makes contact with a debtor to collect or adjust a debt through a procedure identified with the operation of a collection agency; **[**or**]**

(10) a person who is collecting a debt for another person if:

(i) both persons are related by common ownership;

(ii) the person who is collecting a debt does so only for those persons to whom it is related by common ownership;

(iii) the principal business of the person who is collecting a debt is not the collection of debts; and

(iv) before collecting a debt, the person files with the Board:

1. the correct name of the person;

2. an address and telephone number of a contact person; and

3. the name of the person's resident agent**; OR**

(11) A LICENSED STUDENT LOAN SERVICER.

7–205.

(b) If a violator fails to comply with a lawful order issued by the Board, the Board may impose a penalty **[**of up to $500**]** **NOT EXCEEDING $10,000** for each violation cited in the order, not to exceed **[**$5,000**]** **$25,000**, from which the violator failed to cease and desist or for which the violator failed to take affirmative action to correct, as ordered by the Board.".

AMENDMENT NO. 3

On page 6, before line 15, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:";

in line 30, after "means" insert "**A LICENSEE OR**"; in the same line, strike "under" and substitute "**SUBJECT TO**"; in line 31, after "**(G)**" insert "**"LICENSEE" MEANS A PERSON THAT IS REQUIRED TO BE LICENSED TO MAKE LOANS SUBJECT TO THIS SUBTITLE, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED.**

(H)";

and in line 33, after "**CREDIT**" insert "**IS OR**".

On page 7, in line 1, strike "**A**" and substitute "**:**

(I) A";

in the same line, after "**LOAN**" insert "**OR ADVANCE OF MONEY OR CREDIT**"; in line 2, after "**TITLE**" insert "**, UNLESS A WRITTEN ELECTION IS MADE UNDER § 12–101.1 OF THIS SUBTITLE;**

(II) A PLAN OR LOAN FOR WHICH A WRITTEN ELECTION IS MADE UNDER SUBTITLE 3, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE; OR

(III) AN INSTALLMENT SALE AGREEMENT AS DEFINED IN § 12–601 OF THIS TITLE";

in lines 3, 6, 10, 12, 15, and 17, strike "**(H)**", "**(I)**", "**(J)**", "**(K)**", "**(L)**", and "**(M)**", respectively, and substitute "**(I)**", "**(J)**", "**(K)**", "**(L)**", "**(M)**", and "**(N)**", respectively; in line 17, strike "his" and substitute "**THE EMPLOYEE'S**"; and after line 19, insert:

"**12–101.1.**

(A) ON OR AFTER JANUARY 1, 2019, A LENDER MAY, AT THE LENDER'S OPTION, ELECT TO MAKE A LOAN TO ANY BORROWER EITHER UNDER THIS SUBTITLE OR AS OTHERWISE AUTHORIZED BY APPLICABLE LAW.

(B) IF A LENDER MAKES A WRITTEN ELECTION IN THE AGREEMENT, NOTE, OR OTHER EVIDENCE OF THE LOAN SPECIFYING THAT THIS SUBTITLE WILL GOVERN THE LOAN, SUBTITLES 3, 4, 5, 6, 9, AND 10 OF THIS TITLE DO NOT APPLY TO THE LOAN.

(C) IF A LENDER THAT MAKES OR CONTRACTS TO MAKE A LOAN DOES NOT MAKE A WRITTEN ELECTION UNDER THIS SUBTITLE OR SUBTITLE 3, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE, THIS SUBTITLE STILL APPLIES TO THE LOAN IF THE LOAN IS:

(1) FOR AN AMOUNT OVER $25,000; OR

(2) (I) FOR AN AMOUNT OF $25,000 OR LESS; AND

(II) NOT SUBJECT TO SUBTITLE 3 OF THIS TITLE.".

On page 8, in line 25, after the comma insert "**MADE FOR PERSONAL, FAMILY, OR HOUSEHOLD PURPOSES,**"; and strike beginning with "**A**" in line 27 down through "**TITLE**" in line 28 and substitute "**:**

1. A LOAN OR AN ADVANCE OF MONEY OR CREDIT SUBJECT TO SUBTITLE 3 OF THIS TITLE, UNLESS A WRITTEN ELECTION IS MADE UNDER § 12–101.1 OF THIS SUBTITLE;

2. A PLAN OR LOAN FOR WHICH A WRITTEN ELECTION HAS BEEN MADE UNDER SUBTITLE 3, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE; OR

3. AN INSTALLMENT SALE AGREEMENT AS DEFINED IN § 12–601 OF THIS TITLE".

On page 9, strike in their entirety lines 1 through 3, inclusive; in line 4, strike "**(4)**" and substitute "**(3)**"; strike beginning with "**BY**" in line 7 down through "**STATE**" in line 9 and substitute "**TO ANY PERSON**"; in line 17, strike "**EXCEPT AS PROVIDED IN PARAGRAPH (6) OF THIS SUBSECTION, A**" and substitute "**A**"; strike beginning with "**PARAGRAPH**" in line 19 down through "**AND**" in line 20; and in line 29, strike "**ANY PAYMENT IS RECEIVED**" and substitute "**THE FIRST PAYMENT IS DUE**".

On page 10, strike in their entirety lines 3 through 12, inclusive, and substitute:

"**(4) WITH RESPECT TO A LOAN THAT IS VOID AND UNENFORCEABLE UNDER THIS SECTION, A PERSON MAY NOT:**

(I) COLLECT OR ATTEMPT TO COLLECT, DIRECTLY OR INDIRECTLY, ANY AMOUNT FROM THE BORROWER;

(II) ENFORCE OR ATTEMPT TO ENFORCE THE CONTRACT AGAINST ANY PROPERTY SECURING THE LOAN; OR

(III) SELL, ASSIGN, OR OTHERWISE TRANSFER THE LOAN TO ANOTHER PERSON.

12–301.

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

(b) "Commissioner" means the Commissioner of Financial Regulation.

(c) "Lender" means a **LICENSEE OR A** person who makes a loan **[**under**] SUBJECT TO** this subtitle.

(d) "Licensee" means a person who is **REQUIRED TO BE** licensed under Title 11, Subtitle 2 of the Financial Institutions Article, the Maryland Consumer Loan Law — Licensing Provisions**, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED**.

(e) **(1)** "Loan" means any loan or advance of money or credit **[**made under**] SUBJECT TO** this subtitle**, REGARDLESS OF WHETHER THE LOAN OR ADVANCE OF MONEY OR CREDIT IS OR PURPORTS TO BE MADE UNDER THIS SUBTITLE**.

(2) "LOAN" DOES NOT INCLUDE AN INSTALLMENT SALE AGREEMENT AS DEFINED IN § 12–601 OF THIS TITLE.

(f) "Person" includes an individual, corporation, business trust, statutory trust, estate, trust, partnership, association, two or more persons having a joint or common interest, or any other legal or commercial entity.

(g) "Wages" means all remuneration paid to any employee for **[**his**] THE EMPLOYEE'S** employment, including the cash value of all remuneration paid in any medium other than cash.";

after line 13, insert:

"**(A) (1) THIS SUBTITLE APPLIES TO A LOAN OF $25,000 OR LESS MADE FOR PERSONAL, FAMILY, OR HOUSEHOLD PURPOSES.**

(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THIS SUBTITLE APPLIES REGARDLESS OF:

(I) WHETHER THE TRANSACTION IS OR PURPORTS TO BE MADE UNDER THIS SUBTITLE;

(II) WHETHER THE TRANSACTION IS OR PURPORTS TO BE AN INSTALLMENT LOAN;

(III) THE DURATION OF THE REPAYMENT PERIOD;

(IV) WHETHER THE TRANSACTION IS OR PURPORTS TO BE NONRECOURSE OR CONTINGENT; AND

(V) WHETHER THE TRANSACTION PURPORTS TO BE THE PURCHASE OF WAGES, PENSIONS, GOVERNMENTAL BENEFITS, OR OTHER SIMILAR FUTURE PAYMENT STREAMS.

(3) THIS SUBTITLE DOES NOT APPLY TO:

(I) A PLAN OR LOAN FOR WHICH A WRITTEN ELECTION HAS BEEN MADE UNDER SUBTITLE 1, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE;

(II) A LOAN MADE BY AN INDIVIDUAL PROVIDED THE INDIVIDUAL:

1. DOES NOT MAKE MORE THAN THREE LOANS IN A CALENDAR YEAR; AND

2. DOES NOT ENGAGE IN THE BUSINESS OF MAKING LOANS; OR

(III) A LOAN BETWEEN AN EMPLOYER AND AN EMPLOYEE.";

in lines 14, 16, and 28, strike "(a)", "(b)", and "(c)", respectively, and substitute "**(B)**", "**(C)**", and "**(D)**", respectively; in lines 15 and 19, in each instance, strike "**$12,000**" and substitute "**$25,000**"; and in line 14, strike "under" and substitute "**SUBJECT TO**".

On page 11, strike in their entirety lines 3 through 15, inclusive; and in lines 17 and 21, in each instance, strike "**$12,000**" and substitute "**$25,000**".

On page 12, after line 6, insert:

"**[**12–313.

(a) With respect to any loan, a lender may not:

(1) Directly or indirectly contract for, charge, or receive any interest, discount, fee, fine, commission, charge, brokerage, or other consideration in excess of that permitted by this subtitle;

(2) Divide into separate parts any contract made for the purpose or with the effect of obtaining charges in excess of those permitted by this subtitle; or

(3) Enforce a contract of surety or guarantee unless the loan contract with the borrower is executed also by the surety or guarantor.

(b) If any amount in excess of the charges permitted by this subtitle is directly or indirectly contracted for, charged, or received by a licensee or a person who is exempt from licensing, and (1) if the excess charge was made willfully for the benefit of the lender, then the lender may not receive or retain any interest or compensation with respect to the loan; or (2) if the excess charge was not made willfully for the benefit of the lender, and if the lender does not correct the error before the borrower makes the next payment on the loan, then the lender is liable to the borrower for an amount equal to three times the excess amount, but the lender may continue to receive principal, interest, or compensation with respect to the loan.**]**";

and in lines 8 and 17, in each instance, strike "**$12,000**" and substitute "**$25,000**".

On page 13, in line 5, strike "**OR BEFORE** any payment is received under the loan"; in line 9, strike "a licensee or who is"; and strike in their entirety lines 18 through 22, inclusive, and substitute:

"**(D) WITH RESPECT TO A LOAN THAT IS VOID AND UNENFORCEABLE UNDER THIS SECTION, A PERSON MAY NOT:**

(1) COLLECT OR ATTEMPT TO COLLECT, DIRECTLY OR INDIRECTLY, ANY AMOUNT FROM THE BORROWER;

(2) ENFORCE OR ATTEMPT TO ENFORCE THE CONTRACT AGAINST ANY PROPERTY SECURING THE LOAN; OR

(3) SELL, ASSIGN, OR OTHERWISE TRANSFER THE LOAN TO ANOTHER PERSON.

12–401.

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

(b) "Lender" means:

(1) A licensee; or

(2) A person who makes a secondary mortgage loan but is exempt expressly from the licensing requirements of the Maryland Mortgage Lender Law.

(c) "Licensee" means a person who is **REQUIRED TO BE** licensed under the Maryland Mortgage Lender Law**, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED**.

12–402.1.

(A) (1) ON OR AFTER JANUARY 1, 2019, A LENDER MAY, AT THE LENDER'S OPTION, ELECT TO MAKE A LOAN TO ANY BORROWER EITHER UNDER THIS SUBTITLE OR AS OTHERWISE AUTHORIZED BY APPLICABLE LAW.

(2) IN ORDER TO MAKE A LOAN UNDER THIS SUBTITLE, A LENDER SHALL MAKE A WRITTEN ELECTION IN THE AGREEMENT, NOTE, OR OTHER EVIDENCE OF THE LOAN SPECIFYING THAT THIS SUBTITLE WILL GOVERN THE LOAN.

(B) (1) IF A LENDER ELECTS TO MAKE A LOAN UNDER THIS SUBTITLE IN ACCORDANCE WITH THIS SECTION, SUBTITLES 1, 3, 9, AND 10 OF THIS TITLE DO NOT APPLY TO THE LOAN.

(2) IF A LENDER WHO MAKES OR CONTRACTS TO MAKE A LOAN DOES NOT MAKE A WRITTEN ELECTION UNDER THIS SUBTITLE OR SUBTITLE 1, SUBTITLE 3, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE:

(I) SUBTITLE 1 OF THIS TITLE WILL APPLY TO THE LOAN IF THE LOAN IS:

1. FOR AN AMOUNT OVER $25,000; OR

2. A. FOR AN AMOUNT OF $25,000 OR LESS; AND

B. NOT SUBJECT TO SUBTITLE 3 OF THIS TITLE; OR

(II) SUBTITLE 3 OF THIS TITLE WILL APPLY TO THE LOAN IF THE LOAN IS:

1. FOR AN AMOUNT OF $25,000 OR LESS; AND

2. SUBJECT TO SUBTITLE 3 OF THIS TITLE.".

AMENDMENT NO. 4

On page 13, after line 29, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Commercial Law".

On page 19, in line 22, strike "**PROHIBITED UNDER**" and substitute "**THAT VIOLATES**".

On pages 19 through 23, strike in their entirety the lines beginning with line 24 on page 19 through line 11 on page 23, inclusive.

On page 27, strike in their entirety lines 4 through 29, inclusive.

On page 28, in line 14, strike "**THE**" and substitute "**WHENEVER THE OFFICE AND THE COMMISSIONER CONSIDER IT APPROPRIATE, THE**"; and in line 16, after "**ACTIONS**" insert "**OR OTHER APPROPRIATE PROCEEDINGS**".

On pages 29 and 30, strike in their entirety the lines beginning with line 15 on page 29 through line 25 on page 30, inclusive.

AMENDMENT NO. 5

On pages 30 and 31, strike in their entirety the lines beginning with line 27 on page 30 through line 5 on page 31, inclusive, and substitute:

"2–115.

(b) When the Commissioner determines after notice and a hearing, unless the right to notice and a hearing is waived, that a person has engaged in an act or practice constituting a violation of a law, regulation, rule or order over which the Commissioner has jurisdiction, the Commissioner may in the Commissioner's discretion and in addition to taking any other action authorized by law:

(1) Issue a final cease and desist order against the person;

(2) Suspend or revoke the license of the person;

(3) Issue a penalty order against the person imposing a civil penalty **[**up to the maximum amount of $1,000**]** **NOT EXCEEDING:**

(I) **$2,500** for a first violation**;** and

(II) **[**a maximum amount of $5,000**]** **$10,000** for each subsequent violation; or

(4) Take any combination of the actions specified in this subsection.

2–116.

(b) When it appears to the Commissioner that a person has engaged in an act or practice constituting a violation of a law, regulation, rule, or order over which the Commissioner has jurisdiction, the Commissioner may bring an action in the circuit court of the county in which the person resides or transacts business to obtain one or more of the following remedies:

(1) A temporary restraining order;

(2) A temporary or permanent injunction;

(3) A civil penalty **[**up to a maximum amount of $1,000**]** **NOT EXCEEDING:**

(I) **$2,500** for a first violation**;** and

(II) **[**a maximum amount of $5,000**]** **$10,000** for each subsequent violation;

(4) A declaratory judgment;

(5) An order preventing access to the violator's assets;

(6) Rescission;

(7) Restitution; and

(8) Any other relief as the court deems just.

11–219.

(a) A **[**licensee**]** **PERSON** may not sell a loan account to any person who is not licensed under this subtitle.

(b) A loan account that is acquired by a person who is not licensed under this subtitle is not enforceable.".

On page 31, in line 7, strike "**(A)**"; and strike in their entirety lines 10 through 30, inclusive.

On page 32, before line 1, insert:

"11–504.

A person may not act as a mortgage lender unless the person is:

(1) A licensee; or

(2) A person exempted from licensing under this subtitle.

11–517.

(c) (1) The Commissioner may enforce the provisions of this subtitle, regulations adopted under § 11–503 of this subtitle, and the applicable provisions of Title 12 of the Commercial Law Article by:

(i) Issuing an order:

1. To cease and desist from the violation and any further similar violations; and

2. Requiring the violator to take affirmative action to correct the violation including the restitution of money or property to any person aggrieved by the violation; and

(ii) Imposing a civil penalty not exceeding **[**$5,000**] $10,000** for each violation.

(2) If a violator fails to comply with an order issued under paragraph (1)(i) of this subsection, the Commissioner may impose a civil penalty not exceeding **[**$5,000**] $25,000** for each violation from which the violator failed to cease and desist or for which the violator failed to take affirmative action to correct.";

strike in their entirety lines 1 through 16, inclusive; and after line 20 insert:

"11–610.

(a) There is a Nondepository Special Fund that consists of:

(1) Revenue received for the licensing of individuals under this subtitle;

(2) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER SUBTITLE 2 OF THIS TITLE;

(3) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER SUBTITLE 3 OF THIS TITLE;

(4) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER SUBTITLE 4 OF THIS TITLE;

[(2)**](5)** Revenue received for the licensing of persons under Subtitle 5 of this title;

(6) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 12, SUBTITLE 1 OF THIS ARTICLE;

[(3)**] (7)** Revenue received for the licensing of persons under Title 12, Subtitle 4 of this article;

[(4)**] (8)** Revenue received for the licensing of persons under Title 12, Subtitle 9 of this article;

[(5)**] (9)** Revenue received for the registration of persons under Title 12, Subtitle 10 of this article;

(10) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 12, SUBTITLE 11 OF THIS ARTICLE;

(11) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 7 OF THE BUSINESS REGULATION ARTICLE;

(12) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE;

[(6)**] (13)** Income from the investments that the State Treasurer makes for the Fund; and

[(7)**] (14)** Any other fee, examination assessment, or revenue received by the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** under **TITLE 2, SUBTITLE 1 OF THIS ARTICLE,** this subtitle, **[**Subtitle**] SUBTITLES 2, 3, 4, AND** 5 of this title, **[**and**]** Title 12, Subtitles **1,** 4, 9, **[**and**]** 10**, AND 11** of this article**, TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE, AND TITLE 7 OF THE BUSINESS REGULATION ARTICLE**.

(b) Notwithstanding subsection (a) of this section, the Commissioner shall pay all fines and penalties collected by the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** under **TITLE 2, SUBTITLE 1 OF THIS ARTICLE,** this subtitle, **[**Subtitle**] SUBTITLES 2, 3, 4, AND** 5 of this title, **[**and**]** Title 12, Subtitles **1,** 4, 9, **[**and**]** 10**, AND 11** of this article**, TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW**

ARTICLE, AND TITLE 7 OF THE BUSINESS REGULATION ARTICLE into the General Fund of the State.

(c) The purpose of the Fund is to cover the direct and indirect costs of fulfilling the statutory and regulatory duties of the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** related to:

(1) **TITLE 2, SUBTITLE 1 OF THIS ARTICLE;**

(2) This subtitle;

(3) SUBTITLE 2 OF THIS TITLE;

(4) SUBTITLE 3 OF THIS TITLE;

(5) SUBTITLE 4 OF THIS TITLE;

[(2)**](6)** Subtitle 5 of this title;

(7) TITLE 12, SUBTITLE 1 OF THIS ARTICLE;

[(3)**](8)** Title 12, Subtitle 4 of this article;

[(4)**](9)** Title 12, Subtitle 9 of this article;

[(5)**](10)** Title 12, Subtitle 10 of this article; **[**and**]**

(11) TITLE 12, SUBTITLE 11 OF THIS ARTICLE;

(12) TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE;

(13) TITLE 7 OF THE BUSINESS REGULATION ARTICLE; AND

[(6)**](14)** Any other expense authorized in the State budget.

(d) (1) The annual State budget shall include the costs and expenses of the Commissioner relating to the **[**regulation**] SUPERVISION** of **CONSUMER LENDING,**

INSTALLMENT LENDING, SALES FINANCE COMPANIES, mortgage lending, mortgage origination, **CHECK CASHING SERVICES,** money transmission, debt management services, **[**and**]** debt settlement services**, STUDENT LOAN SERVICERS, AND CREDIT SERVICES BUSINESSES, AND THE STATE COLLECTION AGENCY LICENSING BOARD RELATING TO COLLECTION AGENCIES**.

(2) Any expenditures from the Fund to cover costs and expenses of the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** may be made only:

(i) With an appropriation from the Fund approved by the General Assembly in the annual State budget; or

(ii) By the budget amendment procedure provided for in § 7–209 of the State Finance and Procurement Article.

(3) If, in any fiscal year, the amount of the revenue collected by the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** and deposited into the Fund exceeds the actual appropriation for the Commissioner to **[**regulate**] SUPERVISE CONSUMER LENDING UNDER SUBTITLE 2 OF THIS TITLE; INSTALLMENT LENDING UNDER SUBTITLE 3 OF THIS TITLE; SALES FINANCE COMPANIES UNDER SUBTITLE 4 OF THIS TITLE;** mortgage lending under Subtitle 5 of this title; mortgage origination under this subtitle; **CHECK CASHING SERVICES UNDER TITLE 12, SUBTITLE 1 OF THIS ARTICLE;** money transmission under Title 12, Subtitle 4 of this article; debt management services under Title 12, Subtitle 9 of this article; **[**and**]** debt settlement services under Title 12, Subtitle 10 of this article**; STUDENT LOAN SERVICERS UNDER TITLE 12, SUBTITLE 11 OF THIS ARTICLE; CREDIT SERVICES BUSINESSES UNDER TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE; AND COLLECTION AGENCIES UNDER TITLE 7 OF THE BUSINESS REGULATION ARTICLE**, the excess amount shall be carried forward within the Fund.

(e) (1) The State Treasurer is the custodian of the Fund.

(2) The State Treasurer shall deposit payments received from the Commissioner into the Fund.

(f) (1) (i) The Fund is a special, nonlapsing fund that is not subject to § 7–302 of the State Finance and Procurement Article.

(ii) The Fund may not be deemed a part of the General Fund of the State.

(2) Unless otherwise provided by law, no part of the Fund may revert or be credited to:

(i) The General Fund of the State; or

(ii) Any other special fund of the State.".

On page 33, after line 23, insert:

"12–405.

(a) A person may not engage in the business of money transmission if that person, or the person with whom that person engages in the business of money transmission, is located in the State unless that person:

(1) Is licensed by the Commissioner;

(2) Is an authorized delegate of a licensee under whose name the business of money transmission occurs; or

(3) Is a person exempted from licensing under this subtitle.

12–426.

(e) (2) If a violator fails to comply with an order issued under paragraph (1) of this subsection, the Commissioner may impose a civil penalty **[**of up to $1,000**] NOT EXCEEDING:**

(I) **$10,000** for the first violation**;** and

(II) **[**$5,000**] $25,000** for each subsequent violation from which the violator failed to cease and desist or for which the violator failed to take affirmative action.".

On page 34, in line 27, strike "2." and substitute "4.".

AMENDMENT NO. 6

On page 37, in line 21, strike "**MAINLY**"; in the same line, after "**FINANCING**" insert "**POST–SECONDARY**"; in the same line, after "**OTHER**" insert "**POST–SECONDARY**"; and in line 25, strike "**AN INDIVIDUAL**" and substitute "**A RESIDENT**".

On page 38, strike beginning with the colon in line 4 down through "**A**" in line 5 and substitute "**A**"; strike beginning with the semicolon in line 6 down through "**STATE**" in line 8; and in line 18, strike "**EDUCATION**".

On pages 38 through 42, strike in their entirety the lines beginning with line 22 on page 38 through line 15 on page 42, inclusive, and substitute:

"**12–1104.**

(A) TO QUALIFY FOR A LICENSE, AN APPLICANT SHALL SATISFY THE COMMISSIONER THAT THE APPLICANT IS OF GOOD MORAL CHARACTER, AND HAS SUFFICIENT FINANCIAL RESPONSIBILITY, BUSINESS EXPERIENCE, AND GENERAL FITNESS TO:

(1) ENGAGE IN THE BUSINESS OF STUDENT LOAN SERVICER;

(2) WARRANT THE BELIEF THAT THE BUSINESS WILL BE CONDUCTED LAWFULLY, HONESTLY, FAIRLY, AND EFFICIENTLY; AND

(3) COMMAND THE CONFIDENCE OF THE PUBLIC.

(B) THE COMMISSIONER MAY DENY AN APPLICATION FOR A LICENSE TO ANY PERSON WHO HAS BEEN OFFICIALLY REPRIMANDED OR HAS COMMITTED ANY ACT THAT WOULD BE GROUNDS FOR SUSPENSION OR REVOCATION OF A LICENSE UNDER THIS SUBTITLE.

12–1105.

(A) THIS SECTION DOES NOT APPLY TO ANY CORPORATION IF SECURITIES OF THE CORPORATION ARE EXEMPT FROM REGISTRATION UNDER § 11–601(8) OR (12) OF THE CORPORATIONS AND ASSOCIATIONS ARTICLE.

(B) IN CONNECTION WITH AN INITIAL APPLICATION FOR A LICENSE UNDER § 12–1106 OF THIS SUBTITLE, AND AT ANY OTHER TIME THE COMMISSIONER REQUESTS, AN APPLICANT OR LICENSEE SHALL PROVIDE TO THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY INFORMATION CONCERNING THE APPLICANT'S IDENTITY, AS WELL AS OTHER INFORMATION THAT THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY REQUIRES, INCLUDING:

(1) FINGERPRINTS FOR SUBMISSION TO THE FEDERAL BUREAU OF INVESTIGATION, AND ANY OTHER GOVERNMENTAL AGENCY OR ENTITY AUTHORIZED TO RECEIVE THE INFORMATION, FOR A STATE, NATIONAL, OR INTERNATIONAL CRIMINAL HISTORY BACKGROUND CHECK; AND

(2) PERSONAL HISTORY AND EXPERIENCE IN A FORM PRESCRIBED BY THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY, INCLUDING THE SUBMISSION OF AUTHORIZATION FOR THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY AND THE COMMISSIONER TO OBTAIN:

(I) AN INDEPENDENT CREDIT REPORT FROM A CONSUMER REPORTING AGENCY DESCRIBED IN THE FEDERAL FAIR CREDIT REPORTING ACT, 15 U.S.C. § 1681A(P); AND

(II) INFORMATION RELATED TO ANY ADMINISTRATIVE, CIVIL, OR CRIMINAL FINDINGS BY ANY GOVERNMENTAL JURISDICTION.

(C) THE COMMISSIONER MAY REQUEST FROM THE FEDERAL BUREAU OF INVESTIGATION OR THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY, AS APPLICABLE, FOR EACH APPLICANT OR LICENSEE WHO IS REQUIRED TO PROVIDE FINGERPRINTS UNDER SUBSECTION (B) OF THIS SECTION:

(1) (I) THE STATE, NATIONAL, OR INTERNATIONAL CRIMINAL HISTORY RECORDS OF THE APPLICANT OR LICENSEE; AND

(II) A PRINTED STATEMENT LISTING ANY CONVICTION OR OTHER DISPOSITION OF, AND ANY PLEA OF GUILTY OR NOLO CONTENDERE TO, ANY CRIMINAL CHARGE;

(2) (I) AN UPDATE OF THE INITIAL CRIMINAL HISTORY RECORDS CHECK OR CRIMINAL HISTORY BACKGROUND CHECK OF THE APPLICANT OR LICENSEE; AND

(II) A REVISED STATEMENT LISTING ANY CONVICTION OR OTHER DISPOSITION OF, AND ANY PLEA OF GUILTY OR NOLO CONTENDERE TO, ANY CRIMINAL CHARGE OCCURRING AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY RECORDS CHECK OR CRIMINAL HISTORY BACKGROUND CHECK; AND

(3) AN ACKNOWLEDGED RECEIPT OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS CHECK OR CRIMINAL HISTORY BACKGROUND CHECK OF THE APPLICANT OR LICENSEE.

(D) AN APPLICANT OR LICENSEE WHO IS REQUIRED TO PROVIDE FINGERPRINTS UNDER SUBSECTION (B) OF THIS SECTION SHALL PAY ANY PROCESSING OR OTHER FEES REQUIRED BY THE FEDERAL BUREAU OF INVESTIGATION AND THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY.

(E) TO IMPLEMENT THIS SUBTITLE, THE COMMISSIONER MAY USE THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY AS A CHANNELING AGENT TO REQUEST INFORMATION FROM AND DISTRIBUTE INFORMATION TO THE DEPARTMENT OF JUSTICE, ANY OTHER GOVERNMENTAL AGENCY WITH SUBJECT MATTER JURISDICTION, AND ANY OTHER STATE LICENSING ENTITY THAT HAS LOAN ORIGINATORS REGISTERED WITH THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY.

12–1106.

(A) TO APPLY FOR A LICENSE, AN APPLICANT SHALL:

(1) COMPLETE, SIGN, AND SUBMIT TO THE COMMISSIONER AN APPLICATION MADE UNDER OATH IN THE FORM, AND IN ACCORDANCE WITH THE PROCESS, THAT THE COMMISSIONER REQUIRES; AND

(2) PROVIDE ALL INFORMATION THAT THE COMMISSIONER REQUESTS.

(B) THE APPLICANT SHALL COMPLY WITH ALL CONDITIONS AND PROVISIONS OF THE APPLICATION FOR LICENSURE AND BE ISSUED A LICENSE BEFORE ACTING AS A STUDENT LOAN SERVICER.

(C) WITH EACH APPLICATION, THE APPLICANT SHALL PAY THE FOLLOWING FEES TO THE COMMISSIONER:

(1) A NONREFUNDABLE LICENSE FEE OF $1,000; AND

(2) A NONREFUNDABLE INVESTIGATION FEE OF $800.

(D) IN ADDITION TO THE LICENSE FEE REQUIRED UNDER SUBSECTION (C) OF THIS SECTION, AN APPLICANT FOR AN INITIAL LICENSE SHALL PAY TO THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY ANY FEES THAT THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY IMPOSES IN CONNECTION WITH THE APPLICATION.

(E) FOR EACH LICENSE FOR WHICH AN APPLICANT APPLIES, THE APPLICANT SHALL:

(1) SUBMIT A SEPARATE APPLICATION; AND

(2) PAY ALL FEES REQUIRED UNDER THIS SECTION.

(F) A PERSON WHO KNOWINGLY MAKES A FALSE STATEMENT UNDER OATH ON AN APPLICATION FILED WITH THE COMMISSIONER UNDER THIS SECTION IS GUILTY OF PERJURY AND ON CONVICTION IS SUBJECT TO THE PENALTIES OF § 9–101 OF THE CRIMINAL LAW ARTICLE.

(G) THE COMMISSIONER MAY ADOPT REGULATIONS THAT REQUIRE AN APPLICANT THAT SERVICES LESS THAN 100 BORROWERS TO INCLUDE IN AN APPLICATION UNDER SUBSECTION (A) OF THIS SECTION A NONREFUNDABLE

LICENSE FEE OR NONREFUNDABLE INVESTIGATION FEE THAT IS LOWER THAN THE FEES UNDER SUBSECTION (C) OF THIS SECTION.

12–1107.

(A) WITH THE APPLICATION FOR A NEW LICENSE, AN APPLICANT SHALL FILE A SURETY BOND WITH THE COMMISSIONER.

(B) (1) THE BOND SHALL RUN TO THE COMMISSIONER, AS OBLIGEE, FOR THE BENEFIT OF:

(I) THE STATE; AND

(II) ANY STUDENT LOAN BORROWER WHO HAS BEEN DAMAGED BY A VIOLATION COMMITTED BY A LICENSEE OF ANY LAW OR REGULATION GOVERNING THE ACTIVITIES OF STUDENT LOAN SERVICES.

(2) THE BOND SHALL BE:

(I) IN AN AMOUNT DETERMINED BY THE COMMISSIONER;

(II) ISSUED BY A SURETY COMPANY THAT:

1. IS AUTHORIZED TO DO BUSINESS IN THE STATE; AND

2. HOLDS A CERTIFICATE OF AUTHORITY ISSUED BY THE MARYLAND INSURANCE COMMISSIONER; AND

(III) CONDITIONED THAT THE LICENSEE SHALL COMPLY WITH ALL MARYLAND AND FEDERAL LAWS REGULATING THE STUDENT LOAN SERVICERS.

(3) THE LIABILITY OF THE SURETY:

(I) SHALL BE CONTINUOUS;

(II) MAY NOT BE AGGREGATED OR CUMULATIVE, WHETHER OR NOT THE BOND IS RENEWED, CONTINUED, REPLACED, OR MODIFIED;

(III) MAY NOT BE DETERMINED BY ADDING TOGETHER THE PENAL SUM OF THE BOND, OR ANY PART OF THE PENAL SUM OF THE BOND, IN EXISTENCE AT ANY TWO OR MORE POINTS IN TIME;

(IV) SHALL BE CONSIDERED TO BE ONE CONTINUOUS OBLIGATION, REGARDLESS OF INCREASES OR DECREASES IN THE PENAL SUM OF THE BOND;

(V) MAY NOT BE AFFECTED BY:

1. THE INSOLVENCY OR BANKRUPTCY OF THE LICENSEE;

2. ANY MISREPRESENTATION, BREACH OF WARRANTY, FAILURE TO PAY A PREMIUM, OR ANY OTHER ACT OR OMISSION OF THE LICENSEE OR AN AGENT OF THE LICENSEE; OR

3. THE SUSPENSION OF THE LICENSEE'S LICENSE;

(VI) MAY NOT REQUIRE AN ADMINISTRATIVE ENFORCEMENT ACTION BY THE COMMISSIONER AS A PREREQUISITE TO LIABILITY; AND

(VII) SHALL CONTINUE FOR 3 YEARS AFTER THE LATER OF THE DATE ON WHICH:

1. THE BOND IS CANCELED; OR

2. THE LICENSEE, FOR ANY REASON, CEASES TO BE LICENSED.

(4) (I) A BOND MAY BE CANCELED BY THE SURETY OR THE LICENSEE BY GIVING NOTICE OF CANCELLATION TO THE COMMISSIONER.

(II) NOTICE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL:

1. BE IN WRITING; AND

2. BE SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

(III) A CANCELLATION OF A BOND UNDER THIS PARAGRAPH IS NOT EFFECTIVE UNTIL 90 DAYS AFTER RECEIPT OF A NOTICE OF CANCELLATION BY THE COMMISSIONER.

(5) A CLAIM AGAINST THE BOND MAY BE FILED WITH THE SURETY BY:

(I) A CLAIMANT; OR

(II) THE COMMISSIONER FOR THE BENEFIT OF A CLAIMANT OR THE STATE.

(6) IF THE AMOUNT OF CLAIMS AGAINST A BOND EXCEEDS THE AMOUNT OF THE BOND, THE SURETY:

(I) SHALL PAY THE AMOUNT OF THE BOND TO THE COMMISSIONER FOR PRO RATA DISTRIBUTION TO CLAIMANTS; AND

(II) IS RELIEVED OF LIABILITY UNDER THE BOND.

(7) IF THE PENAL AMOUNT OF A BOND IS REDUCED BY PAYMENT OF A CLAIM OR JUDGMENT, THE LICENSEE SHALL FILE A NEW OR ADDITIONAL BOND WITH THE COMMISSIONER.

(8) A PENALTY IMPOSED AGAINST A LICENSEE UNDER §12–1120 OF THIS SUBTITLE MAY BE COLLECTED AND PAID FROM THE PROCEEDS OF A BOND REQUIRED UNDER THIS SECTION.

12–1108.

(A) WHEN AN APPLICANT FOR A LICENSE FILES A COMPLETED APPLICATION AND PAYS THE FEES REQUIRED BY § 12–1106 OF THIS SUBTITLE, THE COMMISSIONER SHALL CONDUCT AN INVESTIGATION TO DETERMINE IF THE APPLICANT MEETS THE REQUIREMENTS OF § 12–1104 OF THIS SUBTITLE.

(B) THE COMMISSIONER SHALL APPROVE OR DENY AN APPLICATION WITHIN 60 DAYS AFTER THE COMMISSIONER RECEIVES A COMPLETED APPLICATION.

12–1109.

(A) IF AN APPLICANT DOES NOT MEET THE REQUIREMENTS § 12–1104 OF OF THIS SUBTITLE, THE COMMISSIONER SHALL:

(1) IMMEDIATELY NOTIFY THE APPLICANT IN WRITING OF THIS FACT; AND

(2) RETURN THE BOND FILED UNDER § 12–1107 OF THIS SUBTITLE.

(B) WITHIN 30 DAYS AFTER THE COMMISSIONER DENIES AN APPLICATION, THE COMMISSIONER SHALL:

(1) FILE IN THE COMMISSIONER'S OFFICE A WRITTEN DECISION CONTAINING THE FINDINGS AND CONCLUSIONS ON WHICH THE DENIAL WAS BASED;

(2) SEND A COPY OF THE DECISION TO THE APPLICANT; AND

(3) NOTIFY THE APPLICANT BY CERTIFIED MAIL OF THE APPLICANT'S RIGHT TO A HEARING TO BE HELD IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

(C) (1) AN APPLICANT WHO SEEKS A HEARING ON A LICENSE APPLICATION DENIAL SHALL FILE A WRITTEN REQUEST FOR A HEARING WITHIN 45 DAYS FOLLOWING RECEIPT OF THE NOTICE TO THE APPLICANT OF THE APPLICANT'S RIGHT TO A HEARING.

(2) A HEARING DATE ESTABLISHED IN RESPONSE TO THE FILING OF A REQUEST FOR A HEARING UNDER THIS SUBSECTION MAY BE POSTPONED ONLY ONCE FOR A PERIOD OF UP TO 30 DAYS AFTER THE INITIAL HEARING DATE.

12–1110.

(A) AN INITIAL LICENSE TERM SHALL:

(1) BEGIN ON THE DAY THE LICENSE IS ISSUED; AND

(2) EXPIRE ON DECEMBER 31 OF THE YEAR:

(I) THE LICENSE IS ISSUED, IF THE LICENSE IS ISSUED BEFORE NOVEMBER 1; OR

(II) SUCCEEDING THE YEAR THAT THE LICENSE WAS ISSUED, IF THE LICENSE IS ISSUED ON OR AFTER NOVEMBER 1.

(B) AT LEAST 60 DAYS BEFORE ITS EXPIRATION, A LICENSE MAY BE RENEWED IF THE LICENSEE:

(1) OTHERWISE IS ENTITLED TO BE LICENSED;

(2) PAYS TO THE COMMISSIONER A NONREFUNDABLE RENEWAL FEE SET BY THE COMMISSIONER; AND

(3) SUBMITS TO THE COMMISSIONER A RENEWAL APPLICATION ON THE FORM THAT THE COMMISSIONER REQUIRES.

(C) SUBJECT TO ANY REGULATIONS THE COMMISSIONER ADOPTS IN CONNECTION WITH THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY, A RENEWAL TERM SHALL:

(1) BE FOR A PERIOD OF 1 YEAR;

(2) BEGIN ON JANUARY 1 OF EACH YEAR AFTER THE INITIAL TERM; AND

(3) EXPIRE ON DECEMBER 31 OF THE YEAR THE RENEWAL TERM BEGINS.".

On page 42, in line 16, strike "**12–1109.**" and substitute "**12–1111.**".

On page 43, strike in their entirety lines 3 through 6, inclusive; in lines 7 and 17, strike "**12–1110.**" and "**12–1111.**", respectively, and substitute "**12–1112.**" and "**12–1113.**", respectively; in line 11, strike "**AND**"; in line 13, after the second "**ADDRESS**" insert "**; AND**

(3) NOTIFY THE COMMISSIONER IN WRITING OF ANY CHANGE IN CONTROL AND RECEIVE WRITTEN APPROVAL FROM THE COMMISSIONER FOR THE CHANGE IN CONTROL BEFORE THE LICENSEE UNDERGOES THE CHANGE IN CONTROL";

and strike beginning with "**EXCEPT**" in line 18 down through the second "**A**" in line 20 and substitute "**A**".

AMENDMENT NO. 7

On page 44, strike beginning with "**THE**" in line 4 down through "**(2)**" in line 6; in lines 12 and 15, strike "**(3)**" and "**(4)**", respectively, and substitute "**(2)**" and "**(3)**", respectively; in lines 20 and 24, strike "**12–1112.**" and "**12–1113.**", respectively, and substitute "**12–1114.**" and "**12–1116.**", respectively; strike beginning with the comma in line 22 down through "**ACT**" in line 23; and after line 23, insert:

"**12–1115.**

(A) IN THIS SECTION, "NONCONFORMING PAYMENT" MEANS A PAYMENT ON A STUDENT EDUCATION LOAN OF A STUDENT LOAN BORROWER THAT IS MORE OR LESS THAN THE REQUIRED PAYMENT.

(B) EXCEPT AS OTHERWISE PROVIDED IN FEDERAL LAW, FEDERAL STUDENT EDUCATION LOAN AGREEMENTS, OR A CONTRACT BETWEEN THE FEDERAL

GOVERNMENT AND A LICENSEE, A LICENSEE SHALL TAKE THE ACTIONS UNDER THIS SECTION.

(C) A LICENSEE SHALL RESPOND TO A WRITTEN INQUIRY FROM A STUDENT LOAN BORROWER OR THE REPRESENTATIVE OF A STUDENT LOAN BORROWER WITHIN 30 DAYS AFTER RECEIVING THE INQUIRY.

(D) (1) IF A LICENSEE RECEIVES A NONCONFORMING PAYMENT ON A STUDENT EDUCATION LOAN OF A STUDENT LOAN BORROWER, A LICENSEE SHALL ASK THE STUDENT LOAN BORROWER HOW THE BORROWER PREFERS THE LICENSEE TO APPLY THE NONCONFORMING PAYMENT.

(2) A LICENSEE SHALL:

(I) NOTE HOW THE STUDENT LOAN BORROWER PREFERS THE LICENSEE TO APPLY A NONCONFORMING PAYMENT;

(II) APPLY THE NONCONFORMING PAYMENT IN THE MANNER PREFERRED BY THE STUDENT LOAN BORROWER; AND

(III) UNTIL THE STUDENT LOAN BORROWER INDICATES OTHERWISE, APPLY ANY FUTURE NONCONFORMING PAYMENTS IN THE SAME MANNER PREFERRED BY THE BORROWER UNDER ITEM (I) OF THIS PARAGRAPH.

(E) (1) THIS SUBSECTION APPLIES TO THE SALE, ASSIGNMENT, OR OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN THAT RESULTS IN A CHANGE IN THE IDENTITY OF THE PERSON TO WHOM A STUDENT LOAN BORROWER IS REQUIRED TO:

(I) SEND PAYMENTS; OR

(II) DIRECT ANY COMMUNICATIONS CONCERNING THE STUDENT EDUCATION LOAN.

(2) AS A CONDITION OF A SALE, AN ASSIGNMENT, OR ANY OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN, A LICENSEE SHALL REQUIRE THE NEW STUDENT LOAN SERVICER TO:

(I) HONOR ALL BENEFITS ORIGINALLY REPRESENTED AS AVAILABLE TO A STUDENT LOAN BORROWER DURING THE REPAYMENT OF THE STUDENT EDUCATION LOAN; AND

(II) PRESERVE THE AVAILABILITY OF THE BENEFITS UNDER ITEM (I) OF THIS PARAGRAPH, INCLUDING ANY BENEFITS FOR WHICH THE STUDENT LOAN BORROWER HAS NOT YET QUALIFIED.

(3) A LICENSEE SHALL TRANSFER TO THE NEW STUDENT LOAN SERVICER SERVICING THE STUDENT EDUCATION LOAN ALL INFORMATION REGARDING:

(I) THE STUDENT LOAN BORROWER;

(II) THE ACCOUNT OF THE STUDENT LOAN BORROWER; AND

(III) THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.

(4) THE INFORMATION REQUIRED UNDER PARAGRAPH (3) OF THIS SUBSECTION INCLUDES:

(I) THE REPAYMENT STATUS OF THE STUDENT LOAN BORROWER; AND

(II) ANY BENEFITS ASSOCIATED WITH THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.

(5) A LICENSEE SHALL COMPLETE THE TRANSFER OF INFORMATION REQUIRED UNDER PARAGRAPH (3) OF THIS SUBSECTION WITHIN 45 DAYS AFTER THE SALE, ASSIGNMENT, OR OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN.

(6) THE SALE, ASSIGNMENT, OR OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN SHALL BE COMPLETED AT LEAST 7 DAYS BEFORE THE NEXT PAYMENT ON THE LOAN IS DUE.

(F) (1) THIS SUBSECTION APPLIES TO A LICENSEE WHO OBTAINS THE RIGHT TO SERVICE A STUDENT EDUCATION LOAN.

(2) A LICENSEE SHALL ADOPT POLICIES AND PROCEDURES TO VERIFY THAT THE LICENSEE HAS RECEIVED ALL INFORMATION REGARDING:

(I) THE STUDENT LOAN BORROWER;

(II) THE ACCOUNT OF THE STUDENT LOAN BORROWER; AND

(III) THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.

(3) THE INFORMATION REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION INCLUDES:

(I) THE REPAYMENT STATUS OF THE STUDENT LOAN BORROWER; AND

(II) ANY BENEFITS ASSOCIATED WITH THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.".

On page 45, in line 32, strike "**12–1114.**" and substitute "**12–1117.**".

On page 46, strike beginning with the colon in line 1 down through "**RETAIN**" in line 2 and substitute "**RETAIN**"; in line 3, strike "**EXAMINERS, AUDITORS, OR**"; in line 4, strike the semicolon and substitute a period; strike in their entirety lines 5 through 22, inclusive; in line 23, strike "**12–1115.**" and substitute "**12–1118.**"; in lines 24 and 25, strike "**AND EXAMINATIONS**"; and strike beginning with the colon in line 25 down through "**AND**" in line 29.

On page 47, in line 1, strike "**(3) DISCOVERING**" and substitute "**DISCOVERING**"; and after line 1, insert:

"**(B) A LICENSEE SHALL PAY TO THE COMMISSIONER A PER–DAY FEE SET BY THE COMMISSIONER FOR EACH OF THE COMMISSIONER'S EMPLOYEES ENGAGED IN THE INVESTIGATION AND OTHER COSTS ASSOCIATED WITH THE INVESTIGATION.**".

On pages 47 and 48, strike in their entirety the lines beginning with line 2 on page 47 through line 18 on page 48, inclusive.

On page 48, in line 19, strike "**12–1116.**" and substitute "**12–1119.**"; in line 20, before "**THE**" insert "**(A)**"; in lines 20 and 21, strike "**A STUDENT LOAN SERVICER**" and substitute "**ANY PERSON**"; in line 23, after "**OR**" insert "**IS NOT**"; and after line 25, insert:

"**(B) THIS SECTION APPLIES TO ANY PERSON WHO IS ENGAGED IN THE BUSINESS OF SERVICING STUDENT EDUCATION LOANS IN THE STATE ACTUALLY OR THROUGH SUBTERFUGE.**".

On pages 48 and 49, strike in their entirety the lines beginning with line 26 on page 48 through line 24 on page 49, inclusive, and substitute:

"**12–1120.**

(A) SUBJECT TO THE HEARING PROVISIONS OF § 12–1121 OF THIS SUBTITLE, THE COMMISSIONER MAY SUSPEND OR REVOKE THE LICENSE OF ANY LICENSEE IF THE LICENSEE OR ANY OWNER, DIRECTOR, OFFICER, MEMBER, PARTNER, STOCKHOLDER, EMPLOYEE, OR AGENT OF THE LICENSEE:

(1) MAKES ANY MATERIAL MISSTATEMENT IN AN APPLICATION FOR A LICENSE;

(2) IS CONVICTED UNDER THE LAWS OF THE UNITED STATES OR OF ANY STATE OF:

(I) A FELONY; OR

(II) A MISDEMEANOR THAT IS DIRECTLY RELATED TO THE FITNESS AND QUALIFICATION OF THE PERSON TO ENGAGE IN STUDENT LOAN SERVICING;

(3) IN CONNECTION WITH ANY STUDENT EDUCATION LOAN:

(I) COMMITS ANY FRAUD;

(II) ENGAGES IN ANY ILLEGAL OR DISHONEST ACTIVITIES; OR

(III) MISREPRESENTS OR FAILS TO DISCLOSE ANY MATERIAL FACTS TO ANYONE ENTITLED TO THAT INFORMATION;

(4) VIOLATES ANY PROVISION OF THIS SUBTITLE OR ANY RULE OR REGULATION ADOPTED UNDER IT OR ANY OTHER LAW REGULATING STUDENT LOAN SERVICERS IN THE STATE; OR

(5) OTHERWISE DEMONSTRATES UNWORTHINESS, BAD FAITH, DISHONESTY, OR ANY OTHER QUALITY THAT INDICATES THAT THE BUSINESS OF THE LICENSEE HAS NOT BEEN OR WILL NOT BE CONDUCTED HONESTLY, FAIRLY, EQUITABLY, AND EFFICIENTLY.

(B) IN DETERMINING WHETHER THE LICENSE OF A LICENSEE SHOULD BE SUSPENDED OR REVOKED FOR A REASON DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION, THE COMMISSIONER SHALL CONSIDER:

(1) THE NATURE OF THE CRIME;

(2) THE RELATIONSHIP OF THE CRIME TO THE ACTIVITIES AUTHORIZED BY THE LICENSE;

(3) WITH RESPECT TO A MISDEMEANOR, THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE LICENSEE TO ENGAGE IN STUDENT LOAN SERVICING;

(4) THE LENGTH OF TIME SINCE THE CONVICTION; AND

(5) THE BEHAVIOR AND ACTIVITIES OF THE LICENSEE SINCE THE CONVICTION.

(C) (1) THE COMMISSIONER MAY ENFORCE THE PROVISIONS OF THIS SUBTITLE AND REGULATIONS ADOPTED UNDER THIS SUBTITLE BY:

(I) ISSUING AN ORDER:

1. TO CEASE AND DESIST FROM THE VIOLATION AND ANY FURTHER SIMILAR VIOLATIONS; AND

2. REQUIRING THE VIOLATOR TO TAKE AFFIRMATIVE ACTION TO CORRECT THE VIOLATION, INCLUDING THE RESTITUTION OF MONEY OR PROPERTY TO ANY PERSON AGGRIEVED BY THE VIOLATION; AND

(II) IMPOSING A CIVIL PENALTY NOT EXCEEDING $5,000 FOR EACH VIOLATION.

(D) IF A VIOLATOR FAILS TO COMPLY WITH AN ORDER ISSUED UNDER SUBSECTION (C)(1)(I) OF THIS SECTION, THE COMMISSIONER MAY IMPOSE A CIVIL PENALTY NOT EXCEEDING $100,000 FOR EACH VIOLATION FROM WHICH THE VIOLATOR FAILED TO CEASE AND DESIST OR FOR WHICH THE VIOLATOR FAILED TO TAKE AFFIRMATIVE ACTION TO CORRECT.

(E) THE COMMISSIONER MAY FILE A PETITION IN THE CIRCUIT COURT FOR ANY COUNTY SEEKING ENFORCEMENT OF AN ORDER ISSUED UNDER THIS SECTION.

(F) IN DETERMINING THE AMOUNT OF A FINANCIAL PENALTY TO BE IMPOSED UNDER SUBSECTION (C) OF THIS SECTION, THE COMMISSIONER SHALL CONSIDER:

(1) THE SERIOUSNESS OF THE VIOLATION;

(2) THE GOOD FAITH OF THE VIOLATOR;

(3) THE VIOLATOR'S HISTORY OF PREVIOUS VIOLATIONS;

(4) THE DELETERIOUS EFFECT OF THE VIOLATION ON THE PUBLIC AND STUDENT LOAN SERVICER INDUSTRY;

(5) THE ASSETS OF THE VIOLATOR; AND

(6) ANY OTHER FACTORS RELEVANT TO THE DETERMINATION OF THE FINANCIAL PENALTY.

12–1121.

(A) BEFORE THE COMMISSIONER TAKES ANY ACTION UNDER § 12–1120 OF THIS SUBTITLE, THE COMMISSIONER SHALL GIVE THE LICENSEE AN OPPORTUNITY FOR A HEARING.

(B) NOTICE OF THE HEARING SHALL BE GIVEN AND THE HEARING SHALL BE HELD IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

(C) THE HEARING NOTICE TO THE LICENSEE SHALL BE SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, TO THE PRINCIPAL PLACE OF BUSINESS OF THE LICENSEE AT LEAST 30 DAYS BEFORE THE HEARING.

12–1122.

(A) A LICENSEE WHO WILLFULLY FAILS TO COMPLY WITH ANY REQUIREMENT IMPOSED UNDER THIS SUBTITLE WITH RESPECT TO A STUDENT LOAN BORROWER IS LIABLE TO THE BORROWER IN AN AMOUNT EQUAL TO THE SUM OF:

(1) ANY ACTUAL DAMAGES SUSTAINED BY THE BORROWER AS A RESULT OF THE FAILURE;

(2) A MONETARY AWARD EQUAL TO 3 TIMES THE TOTAL AMOUNT THE LICENSEE COLLECTED FROM THE BORROWER, AS DETERMINED BY THE COMMISSIONER;

(3) PUNITIVE DAMAGES AS THE COURT MAY ALLOW; AND

(4) IF A BORROWER PREVAILS IN AN ACTION UNDER THIS SUBSECTION:

(I) THE COSTS OF THE ACTION; AND

(II) REASONABLE ATTORNEY'S FEES AS DETERMINED BY THE COURT.

(B) A LICENSEE WHO NEGLIGENTLY FAILS TO COMPLY WITH ANY REQUIREMENT IMPOSED UNDER THIS SUBTITLE WITH RESPECT TO A STUDENT LOAN BORROWER IS LIABLE TO THAT BORROWER IN AN AMOUNT EQUAL TO THE SUM OF:

(1) ANY ACTUAL DAMAGES SUSTAINED BY THE CONSUMER AS A RESULT OF THE FAILURE; AND

(2) IF A BORROWER PREVAILS IN AN ACTION UNDER THIS SUBSECTION:

(I) THE COSTS OF THE ACTION; AND

(II) REASONABLE ATTORNEY'S FEES AS DETERMINED BY THE COURT.".

On page 49, in line 25, strike "**12–1118.**" and substitute "**12–1123.**"; and in line 27, after "**ASSEMBLY**" insert "**, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE,**".

On page 50, in line 2, after the semicolon insert "**AND**"; strike beginning with the semicolon in line 4 down through "**SERVICERS**" in line 6; in line 7, strike "**12–1119.**" and substitute "**12–1124.**"; in line 8, before "**THE**" insert "**(A)**"; in line 9, after "**SUBTITLE**" insert "**THAT ARE:**

(1) CONSISTENT WITH THE PURPOSES OF THIS SUBTITLE; AND

(2) APPROPRIATE FOR THE EFFECTIVE ADMINISTRATION OF THIS SUBTITLE.

(B) REGULATIONS THAT THE COMMISSIONER ADOPTS UNDER THIS SUBTITLE SHALL INCLUDE REGULATIONS:

(1) REGARDING THE ACTIVITIES OF STUDENT LOAN SERVICERS THAT ARE NECESSARY AND APPROPRIATE FOR THE PROTECTION OF STUDENT LOAN BORROWERS IN THE STATE;

(2) NECESSARY AND APPROPRIATE TO DEFINE UNFAIR AND DECEPTIVE PRACTICES BY STUDENT LOAN SERVICERS;

(3) DEFINING THE TERMS USED IN THIS SUBTITLE;

(4) NECESSARY AND APPROPRIATE TO INTERPRET AND IMPLEMENT THIS SUBTITLE; AND

(5) NECESSARY FOR THE ENFORCEMENT OF THIS SUBTITLE";

and before line 10, insert:

"**12–1125.**

(A) ALL REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER THIS SUBTITLE AND ANY OTHER FEE, INVESTIGATION FEE OR ASSESSMENT, OR REVENUE RECEIVED BY THE COMMISSIONER UNDER THIS SUBTITLE SHALL BE:

(1) CREDITED TO THE NONDEPOSITORY SPECIAL FUND ESTABLISHED UNDER TITLE 11, SUBTITLE 6 OF THIS ARTICLE; AND

(2) USED IN ACCORDANCE WITH § 11–610 OF THIS ARTICLE.

(B) NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, THE COMMISSIONER SHALL PAY ALL FINES AND PENALTIES COLLECTED BY THE COMMISSIONER UNDER THIS SUBTITLE INTO THE GENERAL FUND OF THE STATE.".

AMENDMENT NO. 8

On page 50, in lines 10, 20, 26, and 31, strike "3.", "4.", "5.", and "6.", respectively, and substitute "5.", "6.", "7.", and "8.", respectively; in line 23, after "study" insert ":

(i)";

in the same line, after "cryptocurrencies" insert ", initial coin offerings, cryptocurrency exchanges,";

in the same line, strike the second "and"; after line 23, insert:

"(ii) the Consumer Financial Protection Bureau arbitration rule and the Model State Consumer and Employee Justice Enforcement Act, including reviewing similar laws adopted in other states;

(iii) the possible exemption of retailers of manufactured homes from the definition of "mortgage originator" in federal law; and

(iv) the U.S. Department of Labor rule and any Securities and Exchange Commission actions in addressing conflicts of interest of broker–dealers offering of investment advice by aligning the standard of care for broker–dealers with that of the fiduciary duty of investment advisors; and";

in line 24, strike "for State actions to regulate cryptocurrencies"; in line 25, after "and" insert ", in accordance with § 2–1246 of the State Government Article,"; and in the same line, after "Assembly" insert "regarding:

(i) State action to regulate cryptocurrencies, initial coin offerings, and cryptocurrency exchanges;

(ii) changes to State law to provide the protection intended by the Model State Consumer and Employee Justice Enforcement Act;

(iii) changes to State law to provide the protection intended by the U.S. Department of Labor conflicts of interest rule addressing fiduciary duty standards of care; and

(iv) clarification of State law to ensure that Maryland buyers of

manufactured homes are protected in their homebuying transaction".

On page 51, after line 4, insert:

"SECTION 9. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect January 1, 2019.";

in line 5, strike "7." and substitute "10."; and in the same line, after "That" insert ", except as provided in Section 9 of this Act,".

The preceding 8 amendments were read only.

Senator Cassilly moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

BUDGET AND TAXATION COMMITTEE REPORT NO. 17

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 186 – The President (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2018, and the Maryland Consolidated Capital Bond Loans of 2007, 2010, 2011, 2012, 2013, 2014, 2015, 2016, and 2017

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE
TO THE SENATE OF MARYLAND – 2018 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO SENATE BILL 186 – THE CAPITAL BUDGET

(See Exhibit O of Appendix III)

SENATE BUDGET AND TAXATION
COMMITTEE REPRINT TO SENATE BILL 186 – THE CAPITAL BUDGET

(See Exhibit P of Appendix III)

The preceding 94 amendments were read only.

Senator DeGrange moved to make the Bill and Amendments a Special Order for March 20, 2018.

The motion was adopted.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1064 – Chair, Budget and Taxation Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

Academic Facilities Bonding Authority

SB1064/169030/1
BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 1064
(First Reading File Bill)

On page 1, strike in their entirety lines 16 and 17 and substitute "University of Maryland, Baltimore County (Baltimore County): Interdisciplinary Life Sciences Building".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 18

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 740 – Senators Madaleno, Benson, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, King, Lee, Manno, McFadden, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

State Department of Education – Breakfast and Lunch Programs – Funding (Maryland Cares for Kids Act)

SB0740/809437/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 740
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "for" insert "reimbursing a county board of education or a nonprofit nonpublic school for certain portions of"; in the same line, after "meals" insert "in certain fiscal years"; in line 7, after "education" insert "or nonprofit nonpublic school"; in line 8, strike "a meal" and substitute "certain meals beginning in certain fiscal years"; and in line 9, after "education" insert "and nonprofit nonpublic schools".

AMENDMENT NO. 2

On page 2, in line 13, after "**FOR**" insert "**REIMBURSING A COUNTY BOARD OR A NONPROFIT NONPUBLIC SCHOOL FOR**"; in line 16, after "**PROGRAM**" insert "**ACCORDING TO THE FOLLOWING SCHEDULE:**

(I) FOR FISCAL YEAR 2020, 10 CENTS PER STUDENT;

(II) FOR FISCAL YEAR 2021, 20 CENTS PER STUDENT; AND

(III) FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, THE GREATER OF 30 CENTS PER STUDENT OR THE REQUIRED FEDERAL PER MEAL CHARGE TO STUDENTS";

in line 19, after "**PROGRAM**" insert "**ACCORDING TO THE FOLLOWING SCHEDULE:**

(I) FOR FISCAL YEAR 2020, 10 CENTS PER STUDENT;

(II) FOR FISCAL YEAR 2021, 20 CENTS PER STUDENT;

(III) FOR FISCAL YEAR 2022, 30 CENTS PER STUDENT; AND

(IV) FOR FISCAL YEAR 2023 AND EACH FISCAL YEAR THEREAFTER, THE GREATER OF 40 CENTS PER STUDENT OR THE REQUIRED FEDERAL PER MEAL CHARGE TO STUDENTS";

in line 20, strike "**A**" and substitute "**(1) BEGINNING IN FISCAL YEAR 2022, A**"; in the same line, after "**BOARD**" insert "**OR NONPROFIT NONPUBLIC SCHOOL**"; in line 21, strike "**OR LUNCH**"; and after line 22, insert:

"**(2) BEGINNING IN FISCAL YEAR 2023, A COUNTY BOARD OR NONPROFIT NONPUBLIC SCHOOL MAY NOT CHARGE A STUDENT WHO IS ELIGIBLE FOR A REDUCED PRICE LUNCH FOR ANY PORTION OF THE COST OF THE MEAL.**".

On page 4, in line 19, after "**EDUCATION**" insert "**OR A NONPROFIT NONPUBLIC SCHOOL**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 764 – Senator Mathias

AN ACT concerning

Local Governments – Income Tax Disparity Grants – Amounts

SB0764/999236/1
BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 764
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Mathias" and substitute "Senators Mathias, Currie, Eckardt, Hershey, McFadden, and Peters".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 900 – Senators King and DeGrange

AN ACT concerning

Gaming – Fantasy Competitions – Prohibition on Operation of Electronic Device

SB0900/289334/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 900
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Competitions –" insert "Regulation and"; in line 3, after "of" insert "transferring the authority to adopt certain regulations related to fantasy competitions from the Comptroller to the State Lottery and Gaming Control Commission;"; strike in their entirety lines 6 through 10, inclusive, and substitute:

"BY transferring
Article – Criminal Law
Section 12–114
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)
to be
Article – State Government
Section 9–1D–01
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1D–01 to be under the new subtitle "Subtitle 1D. Fantasy Competitions"

Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)
(As enacted by Section 1 of this Act)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 12–114 of Article – Criminal Law of the Annotated Code of Maryland be transferred to be Section(s) 9–1D–01 of Article – State Government of the Annotated Code of Maryland.";

in line 11, strike "1." and substitute "2."; and strike in their entirety lines 13 and 14 and substitute:

"Article – State Government

SUBTITLE 1D. FANTASY COMPETITIONS.

9–1D–01.".

AMENDMENT NO. 2

On page 2, in line 5, strike "this" and substitute "**TITLE 12 OF THE CRIMINAL LAW ARTICLE**"; in line 8, strike "**IN THE STATE**"; in line 9, strike "**PHYSICALLY LOCATED IN A PLACE OF BUSINESS**"; in line 10, after "**PUBLIC**" insert "**IN A PLACE OF BUSINESS PHYSICALLY LOCATED IN THE STATE**"; in line 11, strike "Comptroller" and substitute "**STATE LOTTERY AND GAMING CONTROL COMMISSION**"; and in line 13, strike "2." and substitute "3.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 954 – Senators Eckardt and Ferguson

AN ACT concerning

Property Tax – In Rem Foreclosure and Sale – Vacant and Abandoned Property

SB0954/439137/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 954
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike "tax collector" and substitute "county or municipal corporation"; in line 14, after "action;" insert "requiring a county or municipal corporation to obtain a certain lien release or make a certain payment before filing a certain action;"; and strike beginning with "authorizing" in line 20 down through "redemption;" in line 24.

On page 1 in lines 9, 10, 13, 14, 24, 28, and 30, and on page 2 in line 4, in each instance, strike "collector" and substitute "county or municipal corporation".

On pages 1 and 2, strike beginning with the comma in line 31 on page 1 down through "redemption" in line 1 on page 2.

On page 2, strike beginning with "authorizing" in line 1 down through "redeemed;" in line 3; and in line 19, strike "14–880" and substitute "14–878".

AMENDMENT NO. 2

On page 4 in lines 15, 22, 24, and 28, on page 5 in lines 2, 10, and 17, on page 8 in lines 7, 16, 21, and 27, and on page 9 in lines 18 and 22, in each instance, strike "**COLLECTOR**" and substitute "**COUNTY OR MUNICIPAL CORPORATION**".

On page 4, strike beginning with "**ON**" in line 16 down through "**CORPORATION**" in line 17; and in line 30, strike "**COLLECTOR'S**" and substitute "**COUNTY'S OR MUNICIPAL CORPORATION'S**".

On page 5, after line 9, insert:

"**(4) BEFORE FILING THE COMPLAINT UNDER SUBSECTION (D) OF THIS SECTION, THE COUNTY OR MUNICIPAL CORPORATION SHALL:**

(I) OBTAIN A LIEN RELEASE FROM THE STATE FOR ANY LIENS FOR UNPAID STATE PROPERTY TAXES, INTEREST, AND PENALTIES; OR

(II) PAY TO THE STATE, IN ACCORDANCE WITH § 4–202 OF THIS ARTICLE, ANY UNPAID STATE PROPERTY TAXES, INTEREST, AND PENALTIES.";

strike beginning with the colon in line 11 down through "**(1)**" in line 12; strike beginning with the semicolon in line 12 down through "**REPRESENTS**" in line 13; in line 16, strike "**THE COLLECTOR IS FILING**"; in the same line, after "**COMPLAINT**" insert "**IS FILED**"; in line 25, after "**AND**" insert "**LAST KNOWN**"; and in line 26, after "**PROPERTY**" insert "**AND, IF APPLICABLE, A STATEMENT THAT THE ADDRESS OF A PARTICULAR INTERESTED PARTY IN THE REAL PROPERTY IS UNKNOWN**".

On page 6, strike line 25 in its entirety; and in lines 26 and 28, strike "**(II)**" and "**(III)**", respectively, and substitute "**(I)**" and "**(II)**", respectively.

On page 7, strike beginning with the colon in line 1 down through "**(I)**" in line 2; strike beginning with the semicolon in line 3 down through "**FILED**" in line 15; and strike in their entirety lines 16 through 19, inclusive.

On pages 7 and 8, strike in their entirety the lines beginning with line 20 on page 7 through line 4 on page 8, inclusive.

On page 8, in line 5, strike "**14–878.**" and substitute "**14–877.**"; in line 12, strike "**THE REDEMPTION AMOUNT**" and substitute "**DETERMINED BY THE COUNTY OR MUNICIPAL CORPORATION**"; strike beginning with "**AFTER**" in line 25 down through "**SUBTITLE**" in line 26; and strike beginning with the comma in line 30 down through "**SUBTITLE**" in line 31.

On page 9, strike in their entirety lines 1 through 16, inclusive; and in line 17, strike "**14–880.**" and substitute "**14–878.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 961 – Calvert County Senators

AN ACT concerning

Calvert County – Youth Recreational Opportunities Fund and Distribution From Admissions and Amusement Tax Revenues

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 999 – Senators Peters and DeGrange

AN ACT concerning

Recordation Tax – Exemptions

SB0999/159235/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 999
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike "definition" and substitute "definitions"; and strike beginning with "to" in line 4 down through "exempt" in line 5 and substitute ", "owner", and "ownership interest" for purposes of provisions of law exempting".

AMENDMENT NO. 2

On page 1, in line 23, strike "**IS**" and substitute "**WAS**".

On page 2, in line 1, after "**UNDER**" insert "**SUBSECTION (P) OR (Y) OF**"; in line 32, after the first comma insert "**LIMITED**"; in the same line, strike "**BUSINESS**" and substitute "**STATUTORY**"; in line 33, strike "or" and substitute a comma; and in the same line, after "stockholder" insert "**, LIMITED PARTNER, OR BENEFICIAL OWNER**".

On page 3, in line 1, strike "or" and substitute a comma; and in the same line, after "stock" insert "**, LIMITED PARTNERSHIP INTEREST, OR BENEFICIAL INTEREST**".

On page 4, in line 5, strike "to another entity"; in line 6, strike "transferee" and substitute "**REAL PROPERTY**"; and strike beginning with "as" in line 7 down through the bracket in line 8 and substitute "**AFTER THE TRANSFER**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 1025 – Senators Madaleno, Ferguson, and Guzzone

AN ACT concerning

Department of Legislative Services – Study – Sales and Use Tax Collection by Out–of–State Vendors

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 1090 – Senators Peters and Guzzone

AN ACT concerning

Corporate Income Tax – Single Sales Factor Apportionment

SB1090/409330/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 1090
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "income;" insert "requiring certain corporations to apportion certain income from certain intangible investments in a certain manner; requiring the Public Service Commission to report to certain committees of the General Assembly on or before a certain date;".

AMENDMENT NO. 2

On page 1, in line 20, after "**(2)**" insert "**"BANKING ENTITY" MEANS:**

(I) A BANK, TRUST COMPANY, SAVINGS BANK, OR SAVINGS AND LOAN ASSOCIATION INCORPORATED OR CHARTED UNDER THE LAWS OF A STATE OR THE UNITED STATES; OR

(II) A COMPANY THAT CONTROLS, IS CONTROLLED BY, OR IS UNDER COMMON CONTROL WITH AN INSTITUTION DESCRIBED UNDER ITEM (I) OF THIS PARAGRAPH.

(3)".

AMENDMENT NO. 3

On page 2, in line 14, strike "**(3)**" and substitute "**(4)**".

AMENDMENT NO. 4

On page 3, in line 29, strike "**OR**"; in line 32, after "**YEAR**" insert "**; OR**

4. THE CORPORATION IS A BANKING ENTITY";

and in line 33, strike "**IF**" and substitute "**SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, IF**".

AMENDMENT NO. 5

On page 4, after line 3, insert:

"**(III) TO DETERMINE UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH THE MARYLAND MODIFIED INCOME OF A CORPORATION OR GROUP OF CORPORATIONS THAT IS A WORLDWIDE HEADQUARTERED COMPANY THAT FILED A FEDERAL CORPORATE INCOME TAX RETURN FOR THE TAXABLE YEAR, GROSS INCOME FROM INTANGIBLE INVESTMENTS, INCLUDING DIVIDENDS, INTEREST, ROYALTIES, AND CAPITAL GAINS FROM THE SALE OF INTANGIBLE PROPERTY, SHALL BE INCLUDED IN THE CALCULATION OF THE NUMERATOR BASED ON THE AVERAGE OF THE PROPERTY AND PAYROLL FACTORS.**";

in line 13, strike the brackets; and in the same line, strike "**WITHIN AND OUTSIDE**".

AMENDMENT NO. 6

On page 5, in line 21, strike "**(III)**" and substitute "**(IV)**".

AMENDMENT NO. 7

On page 6, after line 3, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31, 2018, the Public Service Commission shall report to the Senate Budget and Taxation Committee and the House Ways and Means Committee, in accordance with § 2–1246 of the State Government Article, on:

(1) the anticipated reduction in the corporate income tax liability of a corporation described under § 10–402(d)(2)(i)1 of the Tax – General Article making the election authorized under § 10–402(d)(2) of the Tax – General Article; and

(2) when and how Maryland public utility companies expect to pass the tax savings on to their customers.";

and in line 4, 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.

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 1143 – Senator Kasemeyer

AN ACT concerning

Property Tax Credit – Baltimore County – Leadership Through Athletics, Inc.

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 19

Senator Kasemeyer, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 928 – Senators Benson, Madaleno, and Oaks

AN ACT concerning

Prince George's County – Property Tax Credit – Supermarkets

SB0928/169635/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 928
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Supermarkets" and substitute "Grocery Stores"; in line 5, strike "supermarket" and substitute "grocery store"; in lines 6 and 7, in each instance, strike "food desert retail incentive area" and substitute "healthy food priority area"; and in line 12, strike "supermarkets" and substitute "grocery stores".

AMENDMENT NO. 2

On page 2, in lines 1, 2, 13, and 21, in each instance, strike "**SUPERMARKET**" and substitute "**GROCERY STORE**"; in line 3, strike "**SUPERMARKET**" and substitute "**GROCERY STORE**"; in the same line, strike "**GROCERY**"; in lines 15 and 17, in each instance, strike "**FOOD DESERT RETAIL INCENTIVE AREA**" and substitute "**HEALTHY FOOD PRIORITY AREA**"; and in line 28, strike "**SUPERMARKETS**" and substitute "**GROCERY STORES**".

On page 3, in line 1, strike "**SUPERMARKET**" and substitute "**GROCERY STORE**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 20

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 291 – Senators Madaleno, Benson, Brochin, Currie, Feldman, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Lee, Manno, McFadden, Muse, Norman, Ramirez, Ready, Robinson, Rosapepe, Salling, Smith, Young, and Zucker

AN ACT concerning

Family Law – Protecting the Resources of Children in State Custody

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 499 – Senators Simonaire, Brochin, Cassilly, Hough, Muse, Norman, Ready, and Smith

AN ACT concerning

Public Safety – Hit and Run Suspects – Yellow Alert Program

SB0499/268477/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 499
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 3 down through "agencies;" in line 5.

AMENDMENT NO. 2

On page 2, in line 15, strike "**IN FISCAL YEARS 2020, 2021, AND 2022,**"; in the same line, strike "**ANNUAL**"; in lines 16 and 18, in each instance, strike "**STATE AND**"; in lines 18 and 19, in each instance, strike the brackets; and in line 19, strike "**AGENCIES**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 629 – Senators Kelley, Benson, Brochin, Conway, Feldman, Ferguson, Guzzone, Kagan, King, Lee, Madaleno, Manno, Muse, Nathan–Pulliam, Oaks, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Correctional Facilities – Pregnant Inmates – Medical Care

SB0629/478977/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 629
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line strike "and Zucker" and substitute "Zucker, and Zirkin".

AMENDMENT NO. 2

On page 5, after line 13, insert:

"**(VI) ACCESS TO CHILD PLACEMENT RESOURCES, INCLUDING:**

1. INFORMATION ABOUT ADOPTION OR REFERRAL TO ADOPTION RESOURCES, INCLUDING KINSHIP ADOPTION, OPEN AND CLOSED ADOPTION, AND AGENCY AND PRIVATE ADOPTION;

2. FOSTER CARE; AND

3. KINSHIP CARE;";

and in lines 14 and 20, strike "**(VI)**" and "**(VII)**", respectively, and substitute "**(VII)**" and "**(VIII)**", respectively.

On page 6, in lines 3 and 6, strike "**(VIII)**" and "**(IX)**", respectively, and substitute "**(IX)**" and "**(X)**", respectively.

The preceding 2 amendments were read only.

Senator Reilly moved that the Bill and Amendments be laid over under the Rule.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 649 – Senator Kelley

AN ACT concerning

Estates and Trusts – Elective Share of Surviving Spouse

SB0649/788977/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 649
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 4, after "documentation;" insert "authorizing the orphans' court, or the court exercising jurisdiction of the orphans' court in a county, to pass orders that may be necessary to determine the value or sources of payment of a certain elective share;"; in line 7, strike "and"; in line 8, after "fees" insert ", pass certain orders requiring certain individuals to provide certain information to the court, and transmit certain issues of fact to a certain circuit court"; in line 19, strike "The" and substitute "Section 2–102(a), 7–603, 13–204(a), 17–202, and 17–203; and the"; and strike beginning with the semicolon in line 20 down through "17–203" in line 21.

AMENDMENT NO. 2

On page 3, after line 1, insert:

"2–102.

(a) **(1)** The court may **[**conduct judicial probate, direct the conduct of a personal representative, and pass orders which may be required in the course of the administration of an estate of a decedent. It may summon witnesses**]:**

(I) CONDUCT JUDICIAL PROBATE;

(II) DIRECT THE CONDUCT OF A PERSONAL REPRESENTATIVE;

(III) SUMMON WITNESSES; AND

(IV) PASS ORDERS THAT MAY BE:

1. REQUIRED IN THE COURSE OF THE ADMINISTRATION OF AN ESTATE OF A DECEDENT; OR

2. NECESSARY TO DETERMINE THE VALUE OR SOURCES OF PAYMENT OF AN ELECTIVE SHARE UNDER § 4–413 OF THIS ARTICLE.

(2) The court may not, under pretext of incidental power or constructive authority, exercise any jurisdiction not expressly conferred.".

On page 21, in line 9, strike "**AND**"; and in line 10, after "**FEES**" insert "**;**

(4) PASS ORDERS REQUIRING THE HOLDER OR RECIPIENT OF ANY PORTION OF AN AUGMENTED ESTATE, AN ESTATE SUBJECT TO ELECTION, OR SPOUSAL BENEFITS TO PROVIDE ANY INFORMATION THAT THE COURT CONSIDERS NECESSARY TO DETERMINE THE VALUE OR SOURCES OF PAYMENT OF AN ELECTIVE SHARE; AND

(5) TRANSMIT ISSUES OF FACT RELATING TO THE VALUE OR SOURCES OF PAYMENT OF AN ELECTIVE SHARE TO THE CIRCUIT COURT OF THE COUNTY IN WHICH THE ELECTION UNDER § 3–403 OF THIS SUBTITLE IS FILED".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 671 – Senator Zirkin

AN ACT concerning

Hate Crimes – Threats and Penalties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 838 – Senator Smith

AN ACT concerning

Criminal Procedure – Coram Nobis – Time for Filing

Favorable report adopted.

FLOOR AMENDMENT

SB0838/623022/1
BY: Senator Cassilly

AMENDMENTS TO SENATE BILL 838
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "nobis" insert "for a misdemeanor conviction".

AMENDMENT NO. 2

On page 1, in line 19, after "**NOBIS**" insert "**FOR A MISDEMEANOR CONVICTION**".

The preceding 2 amendments were read only.

Senator Cassilly moved to make the Bill and Amendments a Special Order for the end of today's business.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 32

Senate Bill 610 – Senators Young, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kelley, King, Lee, Madaleno, Nathan–Pulliam, Pinsky, Ramirez, Robinson, and Zucker

AN ACT concerning

Natural Resources – Forest Conservation Act – Standards and Requirements

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0610/994034/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 610
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 4 down through "authority" in line 13 and substitute "providing that a municipality may accomplish certain off–site afforestation or reforestation outside its boundaries through an agreement with a county; altering which trees, shrubs, plants, and specific areas shall be considered priority for retention and protection and shall be left undisturbed except under certain circumstances; authorizing State and local authorities to approve certain clearing if the authority affirms a written justification from an applicant stating certain reasons for the clearing; providing that money deposited in a certain fund may be spent on certain reasonable costs of the local jurisdiction subject to a certain exception"; in line 18, after "Council" insert "and representatives from certain entities and communities"; in line 20, strike beginning with "defining" through the second semicolon and substitute "providing for the application of this Act;"; and in line 25, strike "5–1601(a), 5–1608(b)," and substitute "5–1608(a) and (b)".

On page 2, in line 3, strike "5–1601(ff–1),"; in the same line, strike the second comma; in line 8, strike "5–1608(a)" and substitute "5–1607(a) and (c)"; and strike in their entirety lines 11 through 16, inclusive.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 20 on page 2 through line 21 on page 3, inclusive.

On page 5, after line 33, insert:

"(a) The preferred sequence for afforestation and reforestation shall be established by the State or local authority in accordance with the following after all techniques for retaining existing forest cover on–site have been exhausted:

(1) Those techniques that enhance existing forest and involve selective clearing or supplemental planting on–site;

(2) On–site afforestation or reforestation may be utilized where the retention options have been exhausted. In those cases, the method shall be selected in accordance with subsection (b) of this section, and the location shall be selected in accordance with subsection (d) of this section;

(3) (i) Off–site afforestation or reforestation in the same watershed or in accordance with an approved master plan may be utilized where the applicant has demonstrated that no reasonable on–site alternative exists, or where:

1. Any on–site priority areas for afforestation or reforestation have been planted in accordance with subsection (d) of this section; and

2. The applicant has justified to the satisfaction of the State or local jurisdiction that environmental benefits associated with off–site afforestation or reforestation would exceed those derived from on–site planting;

(ii) In these cases, the method shall be selected in accordance with subsection (b) of this section, and the location shall be selected in accordance with subsection (d) of this section; and

(iii) Off–site afforestation or reforestation may include the use of forest mitigation banks which have been so designated in advance by the State or local forest conservation program which is approved by the Department; **[**and**]**

(4) A MUNICIPALITY MAY ACCOMPLISH OFF–SITE AFFORESTATION OR REFORESTATION OUTSIDE THE MUNICIPALITY'S BOUNDARIES THROUGH AN AGREEMENT WITH A COUNTY; AND

[(4)**](5)** The State or local jurisdiction may allow an alternative sequence for a specific project if necessary to achieve the objectives of a local jurisdiction's land use plans or policies or to take advantage of opportunities to consolidate forest conservation efforts.".

On page 6, in line 1, strike "**(I)**"; in the same line, strike the bracket; in line 4, after "authority" insert "**IN ACCORDANCE WITH PARAGRAPH (2) OF THIS SUBSECTION**"; in line 7, after "their" insert "**100–FOOT**"; in line 8, strike "and"; in line 9, after "forest" insert "**OF 20 ACRES OR GREATER**"; in line 10, strike the period and substitute a semicolon; strike in their entirety lines 11 through 14, inclusive; after line 14, insert:

"**(III) OTHER CONTIGUOUS FOREST IDENTIFIED BY THE STATE OR LOCAL AUTHORITY AS A PRIORITY IN THE FOREST STAND DELINEATION REQUIRED UNDER THIS SUBTITLE;**";

in line 15, strike "(i)" and substitute "**(IV)**"; in line 17, strike "(ii) Trees" and substitute "**(V) AS DESIGNATED BY THE DEPARTMENT OR LOCAL AUTHORITY, TREES**"; in line 20, strike "(iii)" and substitute "**(VI)**"; and in the same line, after "Trees" insert "**IN GOOD CONDITION OR BETTER AND**".

On pages 6 and 7, strike beginning with the bracket in line 25 on page 6 down through "**SITE**" in line 20 on page 7; and after line 20, insert:

"**(2) THE STATE OR LOCAL AUTHORITY MAY APPROVE CLEARING OF TREES, SHRUBS, PLANTS, AND FOREST COVER IDENTIFIED AS A PRIORITY UNDER THIS SECTION IF THE AUTHORITY AFFIRMS A WRITTEN JUSTIFICATION FROM THE APPLICANT STATING THE REASONS THAT:**

(I) PUBLIC HEALTH OR SAFETY WOULD BE COMPROMISED;

(II) THE CLEARING IS NECESSARY TO FACILITATE A STREAM RESTORATION PROJECT; OR

(III) ALL OF THE FOLLOWING APPLY:

1. FOREST CONSERVATION BEST PRACTICES HAVE BEEN EXHAUSTED, INCLUDING CLUSTER DEVELOPMENT DESIGN AND SHARED DRIVEWAYS;

2. IN A PRIORITY FUNDING AREA AS DEFINED IN § 5–7B–02 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THE DEVELOPMENT PROJECT COULD NOT OTHERWISE ATTAIN THE DENSITY OR INTENSITY OF A USE PERMITTED BY THE ZONING FOR THE SITE;

3. CRITICAL TRANSPORTATION OR UTILITY INFRASTRUCTURE CANNOT BE RELOCATED;

4. SELECTIVE CLEARING AND GRADING OF THE SITE IS NOT FEASIBLE; AND

5. APPLICATIONS FOR LOCAL VARIANCES TO OTHER SITE DEVELOPMENT LAWS OR REGULATIONS ARE UNLIKELY TO SATISFY THE BURDEN OF APPROVAL.

(3) A STATE OR LOCAL AUTHORITY MAY NOT AFFIRM A WRITTEN JUSTIFICATION UNDER THIS SUBSECTION BASED SOLELY ON COST.".

On page 7, in lines 23 and 24, strike "**SKETCH OR CONCEPT PLANS, SITE DEVELOPMENT PLANS, OR PRELIMINARY REVIEW PLANS,**"; in line 24, strike the brackets; in the same line, strike "**PLANS**"; in line 25, strike the brackets; and in the same line, strike "**PERMITS**".

On page 9, in line 5, strike "reforestation" and substitute "**:**

1. REFORESTATION";

and in line 8, after "fund" insert "**; AND**

2. THE REASONABLE COSTS OF THE LOCAL JURISDICTION, NOT TO EXCEED 15% OF THE FUNDS DEPOSITED INTO THE SEPARATE ACCOUNT, TO:

A. IMPLEMENT AN EDUCATION AND OUTREACH PROGRAM TO LOCATE THE AREAS OF PUBLIC OR PRIVATE PROPERTY SUITABLE FOR REPLANTING EFFORTS;

B. DEVELOP, EXECUTE, AND RECORD AGREEMENTS WITH LANDOWNERS;

C. MANAGE CONTRACTORS, CONSULTANTS, OR VOLUNTEERS FOR INSPECTIONS AND SERVICES RELATED TO AFFORESTATION AND REFORESTATION ACTIVITIES; AND

D. SUPPORT A LICENSED TREE EXPERT, AS DEFINED IN § 5–415 OF THIS TITLE, OR A QUALIFIED PROFESSIONAL TO CARRY OUT THE DUTIES ENUMERATED UNDER THIS SECTION".

On page 10, in line 10, after "Council" insert "and representatives from local government, the environmental community, and the development community"; after line 13, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively to projects with preliminary plan approval or site plan approval on or after the effective date of this Act and may not be applied or interpreted to have any effect on or application to projects with preliminary plan approval or site plan approval before the effective date of this Act.";

and in line 14, strike "3." and substitute "4.".

The preceding 2 amendments were read only.

Senator Young moved to make the Bill and Amendments a Special Order for March 26, 2018.

The motion was adopted.

ADJOURNMENT

At 8:15 P.M. on motion of Senator Peters the Senate adjourned until 8:17 P.M. on Legislative Day March 17, 2018, Calendar Day, Monday, March 19, 2018.

AFTER RECESS
Annapolis, Maryland
Legislative Day: March 17, 2018
Calendar Day: Monday, March 19, 2018

At 8:17 P.M. the Senate resumed its session.

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 604)

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 23

House Bill 172 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Archery Hunting Safety Zone – Position of Archery Hunter

MC 24–18

FOR the purpose of repealing the requirement that an archery hunter in Montgomery County use a tree stand when hunting any wild bird or mammal within a certain distance of certain buildings; requiring that an archery hunter in Montgomery County be in a certain position when hunting any wild bird or mammal within a certain distance of certain buildings; and generally relating to the archery hunting safety zone in Montgomery County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–410(g)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 175 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Speed Monitoring Systems – Intersection of Old Fort Road and Maryland Route 210 (Indian Head Highway)

PG 302–18

FOR the purpose of authorizing local jurisdictions to use one speed monitoring ~~systems on~~ system at the intersection of Old Fort Road and Maryland Route 210 (Indian Head Highway) in Prince George's County, subject to certain placement and signage and device requirements; making a stylistic change; and generally relating to the use of speed monitoring systems in Prince George's County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–302(e)(4)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 11–819(a)(1)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–819(a)(2)
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–809(a), (b)(1)(i), and (c)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–809(b)(1)(vi) and (vii)
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 252 – Chair, Environment and Transportation Committee (By Request – Departmental – Agriculture) and Delegate Rey

AN ACT concerning

~~Department of Agriculture~~ Land Use – Agritourism

FOR the purpose of ~~defining the term "agritourism" in State law;~~ authorizing a local jurisdiction to adopt the definition of agritourism by local ordinance, resolution, law, or rule; providing for the application of this Act to charter counties; defining the term "agritourism"; and generally relating to agritourism.

~~BY adding to~~
~~Article – Agriculture~~
~~Section 10.5–101 and 10.5–201 to be under the new title "Title 10.5. Agritourism"~~
~~Annotated Code of Maryland~~
~~(2016 Replacement Volume and 2017 Supplement)~~

BY adding to
Article – Land Use
Section 1–401(b)(12) and 4–211
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Land Use
Section 1–401(b)(12) through (23)
Annotated Code of Maryland
(2012 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 275 – St. Mary's County Delegation

AN ACT concerning

St. Mary's County – Metropolitan Commission

FOR the purpose of authorizing the St. Mary's County Metropolitan Commission to offer a contract of employment for certain positions; altering certain requirements and procedures concerning the incurrence of debt by the Commission; altering certain requirements concerning a certain annual tax levied by the Commission; altering certain procurement requirements; authorizing the Commission to offer connection

incentive programs and other financing mechanisms to owners of existing residential properties under certain circumstances; authorizing the Commission to approve special benefit assessment charges or service extension fees for extensions, expansions and upgrades of water or sewerage systems to existing residential properties under certain circumstances; altering certain procedures concerning the determination for a required connection to a water main or sewer under certain circumstances; altering certain provisions concerning the assessment and payment of certain connection charges; altering certain provisions concerning the responsibility of the Commission in regard to unfit private water supply or sewerage systems; altering certain provisions concerning reimbursement by the Commissioners of St. Mary's County to the Commission for certain services or work under certain circumstances; altering certain provisions concerning system improvement charges under certain circumstances; altering certain provisions concerning the approval of certain amendments to the St. Mary's County Comprehensive Water and Sewerage Plan under certain circumstances; making stylistic changes; and generally relating to the St. Mary's County Metropolitan Commission.

BY repealing and reenacting, with amendments,
The Public Local Laws of St. Mary's County
Section 113–1C.
Article 19 – Public Local Laws of Maryland
(2007 Edition and October 2014 Supplement, as amended)
(As enacted by Chapters 296 and 297 of the Acts of the General Assembly of 2017)

BY repealing and reenacting, with amendments,
The Public Local Laws of St. Mary's County
Section 113–6
Article 19 – Public Local Laws of Maryland
(2007 Edition and October 2014 Supplement, as amended)
(As enacted by Chapter 284 of the Acts of the General Assembly of 2016, as amended by Chapter 424 of the Acts of the General Assembly of 2017)

BY repealing and reenacting, with amendments,
The Public Local Laws of St. Mary's County
Section 113–7, 113–8, 113–10, 113–12A., B., and C., 113–16C., 113–26, 113–29L., and 113–30
Article 19 – Public Local Laws of Maryland
(2007 Edition and October 2014 Supplement, as amended)

BY adding to
The Public Local Laws of St. Mary's County
Section 113–9
Article 19 – Public Local Laws of Maryland
(2007 Edition and October 2014 Supplement, as amended)

BY repealing

The Public Local Laws of St. Mary's County
Section 113–12E.
Article 19 – Public Local Laws of Maryland
(2007 Edition and October 2014 Supplement, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 395 – Delegate Dumais

AN ACT concerning

Criminal Procedure – Postconviction – DNA Testing and Petition for Writ of Actual Innocence

FOR the purpose of clarifying the group of persons who may file a certain petition for postconviction DNA testing or a database or log search; requiring a court to order a new trial or vacate a conviction under certain circumstances for certain classes of persons filing for postconviction DNA testing; ~~defining the term "conviction" as it relates to the standard required to file a writ of actual innocence by a person convicted at trial;~~ establishing a standard required to file a petition for writ of actual innocence by a person convicted as a result of a guilty plea, an Alford plea, or a plea of nolo contendere; ~~defining a certain term;~~ authorizing a court to order a new trial or vacate a conviction under certain circumstances for certain classes of persons who file a petition for writ of actual innocence; authorizing an appeal to be taken by certain persons under certain circumstances; and generally relating to postconviction DNA testing and petitions for writ of actual innocence.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 8–201
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)
(As enacted by Chapter 62 of the Acts of the General Assembly of 2017)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section ~~8–301(a)~~ 8–301
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 417 – Prince George's County Delegation and Montgomery County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Funding Accountability and Transparency Act

PG/MC 111–18

FOR the purpose of requiring the Washington Suburban Sanitary Commission to develop and operate a certain website that includes certain information about certain payees and certain payments; specifying certain requirements for the website; defining certain terms; and generally relating to the development and operation of a searchable website by the Washington Suburban Sanitary Commission.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 16–101(a) and (b)
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 17–401
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 418 – Prince George's County Delegation and Montgomery County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Indirect Customer Assistance Program

PG/MC 105–18

FOR the purpose of authorizing the Washington Suburban Sanitary Commission to establish an Indirect Customer Assistance Program for certain purposes; requiring the Commission to establish certain eligibility standards and processes for receiving certain assistance if the program is established; requiring the program to be funded from Commission revenues; requiring income eligibility standards for the program to be uniformly applied throughout the sanitary district; defining certain terms; and generally relating to customer assistance and rates of the Washington Suburban Sanitary Commission.

BY repealing and reenacting, with amendments,
Article – Public Utilities

Section 25–501
Annotated Code of Maryland
(2010 Replacement Volume and 2017 Supplement)

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

House Bill 425 – Delegate Otto

AN ACT concerning

Somerset County – Fire Companies – Appropriations

FOR the purpose of requiring the County Commissioners of Somerset County to appropriate to certain organized volunteer fire companies in the county certain amounts for certain fiscal years; requiring that the appropriations required for a certain fiscal year remain in effect for subsequent fiscal years unless altered by a future enactment; and generally relating to appropriations for organized volunteer fire companies in Somerset County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Somerset County
Section 2–304(a)
Article 20 – Public Local Laws of Maryland
(2015 Edition, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 433 – Delegate Otto

AN ACT concerning

Somerset County – Annual Financial Report and Annual Audit Report – Filing Date

FOR the purpose of altering the date by which Somerset County is required to file a certain financial report with the Department of Legislative Services and report the results of a certain audit with the Legislative Auditor; and generally relating to required filings in Somerset County.

BY repealing and reenacting, with amendments,
Article – Local Government
Section 16–304
Annotated Code of Maryland
(2013 Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,

Article – Local Government
Section 16–306
Annotated Code of Maryland
(2013 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 440 – Delegates McCray, Ali, Anderson, Clippinger, Conaway, Gibson, Glenn, Hayes, Haynes, R. Lewis, Lierman, McIntosh, Mosby, Rosenberg, and M. Washington

AN ACT concerning

Baltimore City – Police Districts – Redistricting

FOR the purpose of requiring the Police Commissioner of Baltimore City, following each decennial census of the United States, to prepare a plan for the adjustment of the geographic boundaries and composition of each Baltimore City police district and the reallocation of the resources and personnel of the Baltimore City Police Department among the districts using certain information; requiring the Commissioner to present the plan to the Mayor and City Council of Baltimore City within a certain time period; requiring the plan to be approved by resolution of the Mayor and City Council within a certain time frame; authorizing the Mayor to propose amendments to the plan; requiring any amendments proposed by the Mayor to be approved by resolution of the City Council; requiring the plan to go into effect without the approval of the Mayor and City Council under certain circumstances; requiring the Commissioner to implement any plan made effective under this Act; providing for the construction of this Act; and generally relating to the Baltimore City police districts.

BY repealing and reenacting, without amendments,
The Public Local Laws of Baltimore City
Section 16–1(1), (2), and (3) and 16–7(1), (2), and (4)
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

BY repealing and reenacting, without amendments,
The Public Local Laws of Baltimore City
Section 16–7(3)
Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)
(As enacted by Chapter 70 of the Acts of the General Assembly of 2012)

BY adding to
The Public Local Laws of Baltimore City
Section 16–55

Article 4 – Public Local Laws of Maryland
(1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 446 – Calvert County Delegation

AN ACT concerning

Calvert County – Fire and Rescue Commission – Membership

FOR the purpose of authorizing the Calvert County Volunteer Fire and Rescue Association to designate certain alternate members to the Calvert County Fire and Rescue Commission under certain circumstances; and generally relating to the membership of the Calvert County Fire and Rescue Commission.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 9–301(a)
Article 5 – Public Local Laws of Maryland
(2002 Edition and August 2017 Supplement, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 461 – Delegates Morales, Anderson, Angel, Conaway, Gibson, Gutierrez, Hettleman, Hill, C. Howard, Krimm, Lafferty, J. Lewis, R. Lewis, Lierman, Luedtke, Moon, Pena–Melnyk, Queen, Sanchez, Tarlau, Valderrama, M. Washington, Wilkins, and P. Young

AN ACT concerning

Victims and Witnesses – U Nonimmigrant Status – Certification of Victim Helpfulness

FOR the purpose of authorizing, for purposes of filing a certain petition for certain immigration status, a certain victim or victim's family member to request a certain certifying official to certify victim helpfulness on a Form I–918, Supplement B certification under certain circumstances; providing that, for the purpose of this Act, a victim shall be considered to be helpful, to have been helpful, or likely to be helpful under certain circumstances; requiring the certifying official to sign and complete the certification in a certain manner and within a certain period of time under certain circumstances; providing that certain conditions are not required in order to request or obtain the certification; authorizing the certifying official to withdraw the certification only under certain circumstances; authorizing a certifying entity to disclose the immigration status of a victim or person requesting the certification only

under certain circumstances; defining certain terms; and generally relating to certain certifications of victim helpfulness for U Nonimmigrant Status certification.

BY adding to
Article – Criminal Procedure
Section 11–930 and 11–931 to be under the new part "Part IV. Petition for U Nonimmigrant Status"
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 498 – Calvert County Delegation

AN ACT concerning

Calvert County – Salary of Assistant Sheriff

FOR the purpose of altering the salary of certain assistant sheriffs in Calvert County to be set by the County Commissioners of Calvert County; requiring the County Commissioners to include a certain cost of living adjustment in a certain assistant sheriff's salary under certain circumstances; prohibiting the County Commissioners from reducing a certain assistant sheriff's salary without cause; authorizing the Sheriff of Calvert County to negotiate a certain assistant sheriff's salary; and generally relating to the salary of assistant sheriffs in Calvert County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(f)(3)(iv)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 554 – Caroline County Delegation

AN ACT concerning

Caroline County, Dorchester County, and Kent County – ~~Sheriff – Salary~~ Sheriffs' Salaries

FOR the purpose of altering the ~~annual~~ salary of the Sheriff of Caroline County to be equal to a certain percentage of the annual salary of the State's Attorney for Caroline County; altering the salary of the Sheriff of Dorchester County to make it a certain percentage of the salary of the State's Attorney for Dorchester County; altering the salary of the Sheriff of Kent County to make it a certain percentage of the salary of the State's Attorney for Kent County; providing for the application of this Act; and

generally relating to the annual ~~salary~~ salaries of the Sheriff of Caroline County and the Sheriff of Dorchester County and the Sheriff of Kent County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(g)(1), (k)(1), and (p)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 600 – Delegates McComas, Afzali, Arentz, Buckel, Clark, Corderman, Folden, Ghrist, Glass, Hornberger, Kipke, Kittleman, Long, Malone, McConkey, McKay, Metzgar, W. Miller, Reilly, Saab, Shoemaker, Vogt, West, and Wivell

AN ACT concerning

Child Abuse and Neglect – Training

FOR the purpose of requiring ~~that each health practitioner, police officer, educator, and human service worker in this State receive periodic training on the obligation to report child abuse and neglect and on the identification of abused and neglected children;~~ the Maryland Department of Health to provide certain boards with a list of certain recommended courses; requiring certain boards to post a certain list prominently on the board's website, provide information about certain recommended courses to certain health care professionals at a certain time, and advertise the availability of certain recommended courses in certain media; defining certain terms; and generally relating to child abuse and neglect.

~~BY repealing and reenacting, with amendments,~~
~~Article – Family Law~~
~~Section 5–704~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

BY adding to
Article – Health Occupations
Section 1–224
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 627 – Calvert County Delegation

AN ACT concerning

Calvert County – Length of Service Award Program – Death Benefits

FOR the purpose of altering the availability of certain death benefits of a qualified volunteer of certain fire and rescue entities in Calvert County who is unmarried at the time of death under certain circumstances; providing for the termination of certain death benefits of a qualified volunteer of certain fire and rescue entities in Calvert County who is unmarried at the time of death under certain circumstances; making a clarifying change; providing for the application of this Act; and generally relating to the Length of Service Award Program in Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 14–102
Article 5 – Public Local Laws of Maryland
(2002 Edition and August 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 632 – Carroll County Delegation

AN ACT concerning

Carroll County – Unlicensed Junk Vehicles and Parts – Repeal

FOR the purpose of repealing certain provisions of law authorizing the removal and impoundment of certain unlicensed junk motor vehicles and parts in Carroll County under certain circumstances; repealing a certain prohibition and fine; and generally relating to unlicensed junk vehicles and parts in Carroll County.

BY repealing
The Public Local Laws of Carroll County
Section 7–102
Article 7 – Public Local Laws of Maryland
(2014 Edition and February 2017 Supplement, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 640 – Delegate Dumais

AN ACT concerning

Register of Wills – Salary

FOR the purpose of increasing the maximum salary of a register of wills; providing for the application of this Act; and generally relating to registers of wills.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–205
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 665 – Delegate Conaway

AN ACT concerning

Baltimore City – Department of Public Works – Frozen–Pipe Prevention Rebate Program

FOR the purpose of authorizing the Baltimore City Department of Public Works to establish a rebate program to assist customers with charges for increased water usage due to certain activities undertaken to prevent pipes from freezing on certain days; requiring, if the Department establishes a certain rebate program, that participation be at the option of the customer and rebates be provided on a per diem basis; and generally relating to frozen–pipe prevention in Baltimore City.

BY adding to
The Charter of Baltimore City
Article II – General Powers
Section (70)
(2007 Replacement Volume, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 696 – Carroll County Delegation

AN ACT concerning

Carroll County – Scenic River Advisory Board – Composition

FOR the purpose of altering the composition of a scenic river advisory board in Carroll County if the scenic or wild river for which the board was created flows through Carroll County and one or more other counties; making stylistic changes; and generally relating to scenic river advisory boards.

BY repealing and reenacting, with amendments,
Article – Natural Resources

Section 8–403
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 749 – Delegates R. Lewis, Angel, and Lierman

AN ACT concerning

Vehicle Laws – ~~Bus Lane Monitoring Cameras – Authorization~~ Dedicated Bus Lanes – Enforcement

FOR the purpose of ~~prohibiting a person from driving a motor vehicle in a dedicated bus lane unless authorized by a local jurisdiction, subject to certain exceptions; prohibiting the use of a bus lane monitoring camera in a local jurisdiction unless authorized by the governing body by local law enacted after reasonable notice and a public hearing; modifying the jurisdiction of the District Court to include certain proceedings related to bus lane monitoring cameras; providing for the payment of fines imposed and the distribution of revenues collected as a result of violations enforced by a bus lane monitoring camera; providing for the admissibility of recorded images produced by bus lane monitoring cameras; requiring a local jurisdiction, before using a bus lane monitoring camera, to publish notice of the use of the bus lane monitoring camera in a certain manner and install a certain sign identifying the use of a bus lane monitoring camera; prohibiting the issuance of a citation for a violation recorded by a bus lane monitoring camera for a certain period of time after the sign is installed; requiring a local jurisdiction that uses a bus lane monitoring camera in accordance with this Act to designate a certain official or employee as a bus lane monitoring camera operator; requiring the bus lane monitoring camera operator to investigate and respond to certain questions and review certain citations; requiring the bus lane monitoring camera operator to complete certain training and follow certain procedures; requiring the manufacturer of the bus lane monitoring camera to issue a certain certificate to the bus lane monitoring camera operator on completion of the training; requiring that the certificate of training be admitted as evidence in a certain court proceeding; requiring a bus lane monitoring camera to undergo a certain calibration check; requiring an independent calibration laboratory to issue a certain certificate of calibration after the calibration check that is kept on file and admitted as evidence in a certain court proceeding; providing that the driver of a motor vehicle recorded committing a certain violation is subject to a certain civil penalty under certain circumstances; providing that a civil penalty under this Act may not exceed a certain amount; requiring the District Court to prescribe a certain uniform citation form and civil penalty; requiring a law enforcement agency to mail a certain citation to the owner of a certain motor vehicle within a certain time period; specifying the contents of a certain citation; authorizing a law enforcement agency to mail a warning instead of a citation; requiring a law enforcement agency to mail a certain notice to a motor vehicle rental company liable under certain provisions of~~

~~this Act before mailing a certain citation to the motor vehicle rental company; specifying the contents of a certain notice; prohibiting a law enforcement agency from mailing a certain citation to a certain motor vehicle rental company if the motor vehicle rental company complies with certain provisions of this Act; authorizing a person receiving a certain citation to pay the civil penalty or elect to stand trial; providing that a certain certificate is admissible as evidence in a proceeding concerning a certain violation; providing that a certain adjudication of liability is based on a preponderance of evidence; establishing certain defenses, and requirements for proving the defenses, for a certain violation recorded by a bus lane monitoring camera; requiring the District Court to provide certain evidence to a law enforcement agency under certain circumstances; authorizing a law enforcement agency to mail a certain citation within a certain time period after receiving certain evidence; authorizing the Motor Vehicle Administration to refuse to register or reregister a motor vehicle or suspend the registration of a motor vehicle under certain circumstances; establishing that a violation for which a civil penalty may be imposed under this Act is not a moving violation for certain purposes, may be treated as a parking violation for certain purposes, and may not be considered for certain insurance purposes; requiring the Chief Judge of the District Court, in consultation with law enforcement agencies, to adopt certain procedures; requiring a certain local jurisdiction to submit a certain annual report on or before a certain date and make the report available to the public; specifying the contents of the report; defining certain terms; making certain conforming and stylistic changes; and generally relating to the use of bus lane monitoring cameras to enforce offenses relating to the operation of a motor vehicle in a designated bus lane~~ requiring the Maryland Transit Administration, in consultation with Baltimore City, to examine and analyze dedicated bus lane enforcement mechanisms in use by certain other transit agencies; requiring the analysis to include a certain examination of best practices and technologies, a review of certain potential capital and operating costs, and an evaluation of the most effective methods for ensuring compliance with and enforcement of existing law; requiring the Administration to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; and generally relating to the enforcement of dedicated bus lanes.

~~BY repealing and reenacting, with amendments,~~
~~Article – Courts and Judicial Proceedings~~
~~Section 4–401(13), 7–302(e), and 10–311~~
~~Annotated Code of Maryland~~
~~(2013 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, without amendments,~~
~~Article – Transportation~~
~~Section 21–101(a)~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

~~BY adding to~~
~~Article – Transportation~~

~~Section 21–101(i–1), 21–1132, and 21–1133~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 815 – Calvert County Delegation

AN ACT concerning

Calvert County – Procurement – Contracts and Bidding

FOR the purpose of increasing the minimum dollar amount of contracts for which the Calvert County Commissioners are required to undergo a formal bidding process; requiring a certain contract to be awarded to the most responsible offeror under certain circumstances; requiring certain emergency purchases by the County Commissioners to be published in certain newspapers for a certain amount of time; requiring certain contracts of duration longer than 1 year to be structured as a certain option contract; and generally relating to procurement in Calvert County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Calvert County
Section 6–101(a), 6–102, and 6–103
Article 5 – Public Local Laws of Maryland
(2002 Edition and August 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 855 – Delegates Brooks, Atterbeary, D. Barnes, Bromwell, Glenn, Hettleman, C. Howard, Jackson, Jalisi, Jones, Lafferty, J. Lewis, Lierman, Lisanti, Patterson, Pena–Melnyk, Queen, Sample–Hughes, Sanchez, Sydnor, Turner, Valderrama, Wilkins, ~~and P. Young~~ P. Young, Angel, Barron, Cullison, Hayes, Hill, Kelly, Kipke, Krebs, Metzgar, Miele, Morales, Morgan, Pendergrass, Platt, Rosenberg, Saab, Szeliga, West, and K. Young

AN ACT concerning

State Government – Regulations Impacting Small Businesses – Economic Impact Analyses

FOR the purpose of ~~requiring the Office of Legislative Audits to conduct a performance audit of certain units of State government periodically for certain purposes; requiring the performance audit to evaluate the reliability and efficacy of certain actions of certain units of State government;~~ requiring certain units to make a certain ~~determination~~ certification regarding certain local regulations; requiring that the units must include a certain statement in certain proposed regulations; requiring

the Department of Budget and Management to provide certain training regarding economic impact analyses to certain units; altering the period before a proposed regulation is submitted to the Maryland Register and to the Joint Committee on Administrative, Executive, and Legislative Review; requiring certain promulgating units to establish a certain electronic registry for certain purposes; requiring a promulgating unit to post a proposed regulation on the registry if the proposed regulation has a significant small business impact; requiring a certain unit to notify certain parties when a proposed regulation is posted on a certain electronic registry; requiring a certain unit to post a proposed regulation on a certain electronic registry by a certain date; requiring a certain unit to create a certain compliance guide to assist small businesses in complying with a certain proposed regulation; establishing certain conditions that must be considered and certain actions that may be taken by a State unit in assessing a civil penalty against a small business for a violation of a State statute or regulation; ~~providing that certain State regulations supersede certain local regulations under certain circumstances;~~ requiring the Governor to designate a certain unit to study certain matters and to submit a report to certain committees of the General Assembly on or before a certain date; and generally relating to regulations and small businesses in the State.

BY repealing and reenacting, with amendments,
Article – State Government
Section ~~2–1220,~~ 2–1505.2(d) and (e), 10–110, 10–224(b), and 10–1001
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 2–1505.2(a), (b), and (f) through (j) and 10–224(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Government
Section 2–1505.2(k)
Annotated Code of Maryland
(2014 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 877 – ~~Delegate Knotts~~ Delegates Knotts, Angel, Hill, Pena–Melnyk, and Pendergrass

AN ACT concerning

Burial Sites – Access, ~~Disinterment, Criminal Penalties~~ Required Consultation, and Tax Credit

FOR the purpose of ~~requiring a person who brings a certain action for sale of a burial ground to conduct a certain genealogical and historical search; authorizing a court to reject the sale of a burial ground under certain circumstances; prohibiting a person from desecrating human remains; authorizing the Office of Cemetery Oversight, rather than a certain State's Attorney, to authorize the removal or relocation of human remains under certain circumstances; authorizing the Office of Cemetery Oversight, rather than a certain State's Attorney, to determine that a person has a public interest in a burial site; requiring a person requesting authorization to remove human remains to conduct a certain genealogical and historical study of the burial site~~ requiring certain owners to grant access to certain burial sites under certain circumstances; establishing that a person who enters land for certain purposes is responsible for ensuring that the person's conduct does not cause certain damage and that the person is liable to the property owner for any damage caused as a result of the person's access; requiring the owner of a certain burial site to consult with the Director of the Maryland Historical Trust on certain issues; establishing that certain advice provided by the Maryland Historical Trust is not binding on the owner; ~~authorizing a county or municipal corporation to require the owner of a certain burial site to make arrangements for the repair or maintenance of the burial site under certain circumstances; requiring a county or municipal corporation to provide a certain notice to the owner of a certain burial site under certain circumstances; establishing that a certain notice may be satisfied in a certain manner under certain circumstances; authorizing a county or municipal corporation to maintain and preserve a certain burial site under certain circumstances; authorizing a county or municipal corporation to charge the owner of a burial site or impose a lien on a certain property to cover the cost of certain repairs;~~ authorizing the Mayor and City Council of Baltimore City and the governing body of a county or municipal corporation to provide a property tax credit against the county or municipal corporation property tax imposed on certain improvements to real property related to burial sites and provide for the amount and duration of, additional eligibility criteria for, certain regulations and procedures for, and certain other provisions relating to the property tax credit; defining certain terms; providing for the application of a certain provision of this Act; and generally relating to burial sites.

~~BY repealing and reenacting, with amendments,~~
~~Article – Business Regulation~~
~~Section 5–505~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2017 Supplement)~~

~~BY repealing and reenacting, with amendments,~~
~~Article – Criminal Law~~
~~Section 10–401 and 10–402~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Real Property
Section 14–121 ~~and 14–122~~
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Real Property
Section 14–121.1
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – Property
Section 9–261
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Finance and the Committee on Budget and Taxation.

House Bill 896 – Delegate Barkley

AN ACT concerning

Alcoholic Beverages – Class 6 Limited Wine Wholesaler's License – Production Amounts and Sales

FOR the purpose of increasing the amount of wine that a holder of a Class 6 limited wine wholesaler's license may produce annually; ~~limiting the amount of wine that a certain license holder may sell and deliver to the holder of a retail license or permit that is authorized to acquire the wine;~~ authorizing a certain license holder to sell its wine to a holder of a wholesaler's license; ~~requiring a certain license holder to sell the amount of wine that exceeds a certain amount to a holder of a wholesaler's license;~~ and generally relating to Class 6 limited wine wholesaler's licenses.

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 2–307
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 917 – Frederick County Delegation

AN ACT concerning

Frederick County – Scenic River Advisory Board – Composition

FOR the purpose of altering the composition of a scenic river advisory board in Frederick County if the scenic or wild river for which the board was created flows through Frederick County and one or more other counties; making stylistic changes; and generally relating to scenic river advisory boards.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–403
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 979 – Delegates Kramer and W. Miller

AN ACT concerning

Property and Casualty Insurance – Travel Insurance – Regulation

FOR the purpose of specifying that a certain insurer that offers or sells a travel insurance policy is required to pay a certain premium tax on certain premiums paid by certain persons; requiring a travel insurer to document the state of residence or principal place of business of the policyholder or certificate holder for certain purposes; specifying the state of residence for different types of policies; requiring travel insurance to be classified and filed as inland marine insurance; providing for the scope and construction of certain coverage; providing that eligibility and underwriting standards for travel insurance may be developed and provided based on certain travel protection plans and certain applicable provisions of law; providing that a travel protection plan may be offered for one price under certain circumstances; subjecting a person that offers or sells travel insurance to certain provisions of law concerning unfair trade practices, with certain exceptions; making it an unfair or deceptive trade practice for a person to offer or sell a travel insurance policy that could never result in a certain payment; requiring that documents provided to a consumer before the purchase of travel insurance be consistent with certain travel insurance policy documents; requiring that a travel insurance policy or certificate containing a certain preexisting condition exclusion clearly disclose the exclusion in a certain manner; providing that a certain policyholder or certificate holder has at least a certain number of days to review and cancel a certain travel insurance policy or certificate under certain circumstances; requiring an insurer, on the cancellation of the policy or certificate within a certain time period, to provide the policy or certificate holder a certain refund except under certain circumstances; requiring that certain material disclose whether the travel insurance is primary or secondary to other applicable insurance coverage; providing that travel insurance is

not subject to coordination of benefits for certain health insurance; providing that it is not an unfair or deceptive trade practice if travel insurance is marketed directly to a consumer through an insurer's website or by others through an aggregator site under certain circumstances; prohibiting a person from offering or selling travel insurance or a travel protection plan using a certain negative option or ~~opt–out~~ opt out provision; providing that it is not an unfair or deceptive trade practice for a person to include blanket travel insurance with the purchase of a trip under certain circumstances; ~~prohibiting a person from acting or representing itself as a travel administrator except under certain circumstances; exempting a travel administrator and certain employees from certain licensing requirements; authorizing the Maryland Insurance Commissioner to conduct certain investigations or examinations and take certain actions following notice and a hearing for certain purposes;~~ authorizing the Commissioner to adopt certain regulations; altering certain definitions; defining certain terms; providing for the construction of certain terms; providing for the application of this Act; and generally relating to the regulation of travel insurance.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 1–101(a) and 10–101(a), (k), and (p)
Annotated Code of Maryland
(2017 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Insurance
Section 1–101(z), 6–102, and 10–101(j) and (o)
Annotated Code of Maryland
(2017 Replacement Volume)

BY adding to
Article – Insurance
Section 11–801 to be under the new subtitle "Subtitle 8. Travel Insurance Premium Rating Review"; and 19–1001 through ~~19–1007~~ 19–1005 to be under the new subtitle "Subtitle 10. Travel Insurance"
Annotated Code of Maryland
(2017 Replacement Volume)

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

House Bill 984 – Carroll County Delegation

AN ACT concerning

Carroll County – Volunteer Fire, Rescue, and Emergency Medical Services

FOR the purpose of authorizing the County Commissioners of Carroll County to distribute certain funds to rescue and emergency medical services companies in addition to fire

companies, subject to a certain plan; authorizing the County Commissioners to award certain service award payments to members of rescue and emergency medical services companies in addition to fire companies; authorizing the County Commissioners to create an entity or body to administer certain affairs relating to volunteer fire, rescue, and emergency medical services companies; requiring the County Commissioners under certain circumstances to establish an Emergency Services Advisory Council for a certain purpose; making a technical correction; making conforming changes; defining a certain term; and generally relating to volunteer fire, rescue, and emergency medical services in Carroll County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Carroll County
Section 3–206
Article 7 – Public Local Laws of Maryland
(2014 Edition and February 2017 Supplement, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1225 – ~~Delegate Dumais~~ Delegates Dumais, Ali, Conaway, Gibson, Hayes, J. Lewis, Moon, Sanchez, and Vallario

AN ACT concerning

~~State Finance and Procurement – Grant~~ Compensation to Individual Erroneously Convicted, Sentenced, and Confined or Whose Conviction or Adjudication is Reversed

FOR the purpose of altering a provision of law to require, rather than authorize, the Board of Public Works to pay ~~a certain grant~~ certain compensation to a certain individual who has been erroneously convicted, sentenced, and confined; requiring ~~a certain grant~~ certain compensation made by the Board to include certain amounts; requiring certain compensation to include the amounts of certain fines, governmental fees, costs, and restitution; repealing a provision of law limiting eligibility for ~~a certain grant~~ certain compensation to certain situations in which a State's Attorney has certified that a conviction was in error under a certain provision of law; repealing a provision of law prohibiting the Board from paying a certain part of a certain grant to any individual other than an erroneously convicted individual; ~~repealing a provision of law prohibiting an individual from paying a certain part of a certain grant received to another person for certain services;~~ providing that certain provisions do not prohibit an individual from contracting for legal services to obtain certain compensation; establishing certain reporting requirements; requiring the Board to direct a certain person to provide certain services to an individual who receives ~~a certain grant~~ certain compensation; requiring the Board to contact a certain individual within a certain period of time to develop a certain plan for providing certain services; establishing the purpose of a plan developed under this Act; requiring the Board to pay certain compensation to an individual if a court

reverses finally the conviction or adjudication of the individual; allowing an individual a subtraction modification under the Maryland income tax for the amount of ~~a certain grant~~ certain compensation to and the value of certain services received by a person erroneously convicted, sentenced, and confined under State law; making conforming changes; providing for the application of this Act; and generally relating to ~~grants~~ compensation to individuals erroneously convicted, sentenced, and confined and individuals whose convictions or adjudications are reversed by a court.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 10–501
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY adding to
Article – State Finance and Procurement
Section 10–502, 10–503, and 10–504
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–207(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

BY adding to
Article – Tax – General
Section 10–207(gg)
Annotated Code of Maryland
(2016 Replacement Volume and 2017 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings and the Committee on Budget and Taxation.

House Bill 1243 – Delegates Morales, Barkley, Brooks, Impallaria, Kramer, J. Lewis, Pena–Melnyk, Valderrama, Waldstreicher, ~~and Wilson~~ Wilson, and Glenn

AN ACT concerning

Prevailing Wage Rates – Public Work Contracts – Suits by Employees

FOR the purpose of authorizing certain employees to sue to recover the difference between certain prevailing wage rates and certain amounts under certain circumstances; providing that a certain determination by the Commissioner of Labor and Industry does not preclude certain employees from filing a certain action; ~~requiring a court to~~

~~order the payment of certain damages under certain circumstances;~~ providing for the liability of certain contractors and subcontractors under certain circumstances; and generally relating to private rights of action under the State prevailing wage law.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 17–224
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)

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

House Bill 1723 – Charles County Delegation

AN ACT concerning

Charles County – Work Release – Collection of Inmate Earnings

FOR the purpose of requiring an inmate participating in a work–release arrangement in Charles County to pay certain costs; requiring the Charles County Sheriff to establish certain per diem rates and designate an agent for a certain purpose; requiring the Sheriff's designee to deliver certain amounts collected to the county treasurer; providing for the application of this Act; and generally relating to work release in Charles County.

BY adding to
Article – Correctional Services
Section 11–710
Annotated Code of Maryland
(2017 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

SENATE THIRD READING CALENDAR NO. 55 (GENERAL SENATE BILLS)
CONSENT NO. 5

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 885	Sen. Middleton	Maryland Agricultural Land Preservation Foundation – Condemnation of Land Under Easement	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 1032	Sen. Hough	Frederick County – Scenic River Advisory Board – Composition	EHE
SB 1045	Sen. Kagan	State Government – Grants and Contracts – Reimbursement of Indirect Costs	EHE

By Order,
William B. C. Addison, Jr., Secretary

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 605)

The Bills were then sent to the House of Delegates.

Senate Bill 821 – Senators Madaleno, Ferguson, Guzzone, and Peters

AN ACT concerning

Community Development Program Act of 2018

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

Affirmative – 35 Negative – 11 (See Roll Call No. 606)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 56 (GENERAL SENATE BILLS)
CONSENT NO. 6

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 150	Sen. Astle	City of Annapolis – Alcoholic Beverages – Bookstore License	EHE
SB 306 (Emerg)	Sen. Kasemeyer	Baltimore County – Alcoholic Beverages – License Transfers	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 322	Washington County Senators	Washington County – Alcoholic Beverages – Per Diem Licenses	EHE
SB 395	Sen. Conway	Baltimore City – Alcoholic Beverages License – Residency and Registered Voter Requirements	EHE
SB 441	Harford County Senators	Harford County – Alcoholic Beverages – Limit on Class DBR Licenses	EHE
SB 809 (Emerg)	Sen. Oaks	Baltimore City – Alchlc Bevs – Hours of Sale – References to Park Heights Redevelopment Area	EHE

By Order,
William B. C. Addison, Jr., Secretary

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 607)

The Bills were then sent to the House of Delegates.

Senate Bill 114 – Senator Norman

AN ACT concerning

Harford County – Board of License Commissioners – Temporary License Application

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

Affirmative – 47 Negative – 0 (See Roll Call No. 608)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 57 (GENERAL SENATE BILLS)

Senate Bill 46 – Senator Reilly

SECOND PRINTING

AN ACT concerning

Natural Resources – State Boat Act – Carbon Monoxide Safety (Matthew's Law)

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

Affirmative – 47 Negative – 0 (See Roll Call No. 609)

The Bill was then sent to the House of Delegates.

Senate Bill 204 – ~~**Senator Simonaire**~~ **Senators Simonaire and Lee**

AN ACT concerning

Higher Education – Cybersecurity Public Service Scholarship Program

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

Affirmative – 47 Negative – 0 (See Roll Call No. 610)

The Bill was then sent to the House of Delegates.

Senate Bill 236 – Senators Robinson and Smith

AN ACT concerning

State Board of Education – Financial Literacy and Entrepreneurship Curriculum – Development and Implementation

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

Affirmative – 46 Negative – 0 (See Roll Call No. 611)

The Bill was then sent to the House of Delegates.

Senate Bill 299 – The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Klausmeier, Mathias, Ready, Reilly, Salling, Serafini, ~~**and Simonaire**~~ **Simonaire, DeGrange, Guzzone, Manno, McFadden, and Peters**

AN ACT concerning

~~Income Tax Subtraction Modification – Correctional Officers (Hometown Heroes Act of 2018)~~
Correctional Officers' Retirement System – Membership

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

Affirmative – 47 Negative – 0 (See Roll Call No. 612)

The Bill was then sent to the House of Delegates.

Senate Bill 354 – Senator Middleton

AN ACT concerning

Local Government – Agricultural Land Preservation Fee

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

Affirmative – 33 Negative – 14 (See Roll Call No. 613)

The Bill was then sent to the House of Delegates.

Senate Bill 450 – Senators Waugh and Miller

AN ACT concerning

State Designations – State Paleontology Collection and Research Center – Calvert Marine Museum

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

Affirmative – 46 Negative – 0 (See Roll Call No. 614)

The Bill was then sent to the House of Delegates.

Senate Bill 508 – Senators Waugh and Conway

AN ACT concerning

Interaction With Law Enforcement Officers – Development and Implementation of Curriculum Content

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

Affirmative – 47 Negative – 0 (See Roll Call No. 615)

The Bill was then sent to the House of Delegates.

Senate Bill 597 – Senators King, Ferguson, Guzzone, Mathias, McFadden, Middleton, Pinsky, Robinson, Young, and Zucker

AN ACT concerning

Community Colleges – Supplemental Services and Supports for Students With Disabilities Grant Program

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

Affirmative – 46 Negative – 0 (See Roll Call No. 616)

The Bill was then sent to the House of Delegates.

Senate Bill 615 – ~~Senator Robinson~~ Senators Robinson, Conway, Pinsky, Bates, Nathan–Pulliam, Salling, Simonaire, Waugh, and Young

AN ACT concerning

~~Coppin State University and Morgan State University~~ Higher Education – Cyber Warrior Diversity Program – Established

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

Affirmative – 47 Negative – 0 (See Roll Call No. 617)

The Bill was then sent to the House of Delegates.

Senate Bill 636 – Cecil County Senators

AN ACT concerning

Cecil County – Office of the Sheriff – Employees and Collective Bargaining

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

Affirmative – 47 Negative – 0 (See Roll Call No. 618)

The Bill was then sent to the House of Delegates.

Senate Bill 639 – Senators Guzzone, Benson, Feldman, Kagan, Kasemeyer, King, Madaleno, Manno, Middleton, Nathan–Pulliam, Pinsky, Ramirez, Robinson, Smith, Young, and Zucker

AN ACT concerning

Education – Public School Personnel – Disciplinary Hearing Procedures

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

Affirmative – 34 Negative – 13 (See Roll Call No. 619)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 58 (GENERAL SENATE BILLS)

Senate Bill 665 – Senators Bates, Salling, Simonaire, and Waugh

AN ACT concerning

Education – Robotics Grant Program – Nonprofit Robotics Clubs

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

Affirmative – 45 Negative – 2 (See Roll Call No. 620)

The Bill was then sent to the House of Delegates.

Senate Bill 699 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Alternate Contributory Pension Selection – Former Members – Member Contributions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 621)

The Bill was then sent to the House of Delegates.

Senate Bill 729 – Senators King, Benson, DeGrange, Feldman, Ferguson, Guzzone, and Zucker

AN ACT concerning

County Boards of Education – Length of School Year – Adjustments

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

Affirmative – 47 Negative – 0 (See Roll Call No. 622)

The Bill was then sent to the House of Delegates.

Senate Bill 784 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

Pensions – Administrative and Operational Expenses – Limitation and Calculation

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

Affirmative – 47 Negative – 0 (See Roll Call No. 623)

The Bill was then sent to the House of Delegates.

Senate Bill 848 – Senator Serafini

AN ACT concerning

Income Tax Credit – Wineries and Vineyards – Procedures to Claim Credit and Sunset Extension

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

Affirmative – 47 Negative – 0 (See Roll Call No. 624)

The Bill was then sent to the House of Delegates.

Senate Bill 851 – ~~Senator Klausmeier~~ Senators Klausmeier, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Reilly, and Rosapepe

AN ACT concerning

Maryland Jockey Injury Compensation Fund, Inc. – Designation as Employer and Membership

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

Affirmative – 47 Negative – 0 (See Roll Call No. 625)

The Bill was then sent to the House of Delegates.

Senate Bill 853 – Senators Klausmeier, Benson, Feldman, and Rosapepe

AN ACT concerning

Labor and Employment – General Contractor Liability for Unpaid Wages

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

Affirmative – 33 Negative – 14 (See Roll Call No. 626)

The Bill was then sent to the House of Delegates.

Senate Bill 856 – Senators Middleton and Reilly

AN ACT concerning

Maryland Automobile Insurance Fund – Uninsured Division – Uninsured Motorists

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

Affirmative – 47 Negative – 0 (See Roll Call No. 627)

The Bill was then sent to the House of Delegates.

Senate Bill 858 – ~~Senator Rosapepe~~ Senators Rosapepe, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, and Reilly

AN ACT concerning

Health Insurance – Access to Local Health Departments

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

Affirmative – 47 Negative – 0 (See Roll Call No. 628)

The Bill was then sent to the House of Delegates.

Senate Bill 874 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – ~~Secure Transportation Companies~~ Immunity

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

Affirmative – 47 Negative – 0 (See Roll Call No. 629)

The Bill was then sent to the House of Delegates.

Senate Bill 899 – Senator Guzzone (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Investment Division

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

Affirmative – 47 Negative – 0 (See Roll Call No. 630)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 59 (GENERAL SENATE BILLS)

Senate Bill 904 – Senators Waugh and Miller

AN ACT concerning

Public Schools – Social Media Use by Educators

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

Affirmative – 47 Negative – 0 (See Roll Call No. 631)

The Bill was then sent to the House of Delegates.

Senate Bill 934 – Senators Nathan–Pulliam, Robinson, and Young

AN ACT concerning

State Board of Dental Examiners – Licensure – Faculty Members at the University of Maryland School of Dentistry

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

Affirmative – 47 Negative – 0 (See Roll Call No. 632)

The Bill was then sent to the House of Delegates.

Senate Bill 947 – Senator Rosapepe

AN ACT concerning

Mental Health Law – Involuntary Admissions – ~~Requirements and~~ Procedures

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

Affirmative – 47 Negative – 0 (See Roll Call No. 633)

The Bill was then sent to the House of Delegates.

Senate Bill 960 – Senator Edwards

AN ACT concerning

Maryland Historical Trust – Property Subject to Historic Preservation Easement – Application for Change or Alteration

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

Affirmative – 47 Negative – 0 (See Roll Call No. 634)

The Bill was then sent to the House of Delegates.

Senate Bill 977 – Senator Klausmeier

AN ACT concerning

Behavioral Health Services and Voluntary Placement Agreements – Children and Young Adults – Reports

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

Affirmative – 46 Negative – 0 (See Roll Call No. 635)

The Bill was then sent to the House of Delegates.

Senate Bill 991 – Senator Jennings

AN ACT concerning

Higher Education – Maryland Loan Assistance Repayment Program – Farmers

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

Affirmative – 46 Negative – 0 (See Roll Call No. 636)

The Bill was then sent to the House of Delegates.

Senate Bill 998 – Senators Peters, Benson, Currie, Feldman, Guzzone, King, Madaleno, ~~and Muse~~ Muse, and Nathan–Pulliam

AN ACT concerning

State Department of Education – REAL School Gardens Pilot Program – Established

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

Affirmative – 47 Negative – 0 (See Roll Call No. 637)

The Bill was then sent to the House of Delegates.

Senate Bill 1117 – Senator Klausmeier

AN ACT concerning

Electric Universal Service Program – Funds – Arrearage Prevention

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

Affirmative – 47 Negative – 0 (See Roll Call No. 638)

The Bill was then sent to the House of Delegates.

Senate Bill 1122 – ~~Senator Conway~~ Senators Conway, Currie, DeGrange, Ferguson, Guzzone, Kasemeyer, King, McFadden, Madaleno, Manno, ~~and Peters~~ Peters, Middleton, Muse, Hershey, Simonaire, Robinson, Kelley, Pinsky, Lee, Klausmeier, Kagan, Feldman, and Smith

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Education – Commercial Gaming Revenues – Constitutional Amendment

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

Affirmative – 47 Negative – 0 (See Roll Call No. 639)

The Bill was then sent to the House of Delegates.

Senate Bill 1131 – Senator Middleton

AN ACT concerning

Motor Vehicle Insurance – Commercial Policies – Insurance Identification Card

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

Affirmative – 47 Negative – 0 (See Roll Call No. 640)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 60 (GENERAL SENATE BILLS)
CONSENT NO. 7

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 1072	Caroline County Senators	Caroline County – Alcoholic Beverages – Bed and Breakfast License	EHE
SB 1084	Sen. Conway	Baltimore Cty – Cntng the Creating Opportunities for Rnwl and Enterprise (CORE) Prtnrshp Fnd	EHE
SB 1140	Sen. Middleton	Maryland Agricultural Land Preservation Foundation – Definition of Child	EHE
SB 1144	Sen. Kasemeyer	Baltimore County – Alcoholic Beverages – Education Conference Facility/Dining Service License	EHE
SB 1176	Anne Arundel County Senators	Housing Commission of Anne Arundel County – Terms	EHE
SB 1200	Sen. Conway	Baltimore City – Board of License Commissioners – Notice of Legislative Proposals	EHE
SB 1201	Sen. Conway	Agriculture – Industrial Hemp Pilot Program – Establishment	EHE

By Order,
William B. C. Addison, Jr., Secretary

All of the above listed bills on the Third Reading Consent Calendar were read the third time and passed by yeas and nays as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 641)

The Bills were then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 61 (GENERAL SENATE BILLS)

Senate Bill 4 – Senator Nathan–Pulliam

AN ACT concerning

~~Department of Aging – Study of Nursing Home Quality of Care~~
Oversight Committee on Quality of Care in Nursing Homes and Assisted Living Facilities – Revisions

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

Affirmative – 45 Negative – 2 (See Roll Call No. 642)

The Bill was then sent to the House of Delegates.

Senate Bill 127 – Senator Zirkin

AN ACT concerning

Criminal Law and Vehicle Laws – ~~Possession of~~ Marijuana – Criminal Threshold and Smoking in Vehicles

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

Affirmative – 36 Negative – 11 (See Roll Call No. 643)

The Bill was then sent to the House of Delegates.

Senate Bill 379 – Senators King, Astle, Benson, Conway, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Miller, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Education – Child Care Subsidies – Mandatory Funding Levels

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

Affirmative – 44 Negative – 3 (See Roll Call No. 644)

The Bill was then sent to the House of Delegates.

Senate Bill 394 – Senator Conway

AN ACT concerning

Baltimore City – Property Tax Credit – School Public Safety Officers

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

Affirmative – 47 Negative – 0 (See Roll Call No. 645)

The Bill was then sent to the House of Delegates.

Senate Bill 407 – Senators Guzzone, Astle, Benson, Currie, Ferguson, Madaleno, Ramirez, Young, ~~and Zucker~~ Zucker, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe

AN ACT concerning

Transportation – Complete Streets Program – Establishment

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

Affirmative – 47 Negative – 0 (See Roll Call No. 646)

The Bill was then sent to the House of Delegates.

Senate Bill 492 – Senators Zucker, Conway, Kagan, Madaleno, Nathan–Pulliam, Pinsky, Ramirez, Robinson, and Young

AN ACT concerning

Procurement – ~~Responsible Workforce Development Percentage Price Preference Act~~ Board of Public Works – Workforce Health Care Study

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

Affirmative – 47 Negative – 0 (See Roll Call No. 647)

The Bill was then sent to the House of Delegates.

Senate Bill 532 – Senators Pinsky, Conway, Currie, Kagan, King, Lee, Manno, Ramirez, Robinson, Rosapepe, Smith, Young, ~~and Zucker~~ Zucker, Ferguson, and Nathan–Pulliam

AN ACT concerning

Higher Education – Financial Aid – In–State Students
(The Jill Wrigley Memorial Scholarship Expansion Act)

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

Affirmative – 31 Negative – 16 (See Roll Call No. 648)

The Bill was then sent to the House of Delegates.

Senate Bill 552 – Chair, Education, Health, and Environmental Affairs Committee

EMERGENCY BILL

AN ACT concerning

State Board of Professional Counselors and Therapists – Sunset Extension and Program Evaluation

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

Affirmative – 46 Negative – 0 (See Roll Call No. 649)

The Bill was then sent to the House of Delegates.

Senate Bill 566 – ~~Senator Serafini~~ Senators Serafini, Middleton, Hershey, Jennings, Klausmeier, and Mathias

AN ACT concerning

Credit Regulation – Mortgage Brokers – Finder's Fee

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

Affirmative – 46 Negative – 0 (See Roll Call No. 650)

The Bill was then sent to the House of Delegates.

Senate Bill 595 – Senators King, Guzzone, Mathias, McFadden, Middleton, Pinsky, Robinson, Young, ~~and Zucker~~ Zucker, and Peters

AN ACT concerning

Community Colleges – Facilities Renewal Grant Program – Established

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

Affirmative – 46 Negative – 0 (See Roll Call No. 651)

The Bill was then sent to the House of Delegates.

Senate Bill 606 – Senators Edwards and Serafini

AN ACT concerning

Off–Highway Recreational Vehicles – Excise Titling Tax – Off–Highway Recreational Vehicle Trail Fund

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

Affirmative – 46 Negative – 0 (See Roll Call No. 652)

The Bill was then sent to the House of Delegates.

Senate Joint Resolution 11 – Senators Mathias, Miller, Astle, Bates, Benson, Brochin, Conway, Currie, DeGrange, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Jennings, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, McFadden, Middleton, Muse, Nathan–Pulliam, Norman, Oaks, Peters, Pinsky, Ramirez, Reilly, Robinson, Rosapepe, Salling, Simonaire, Smith, Young, Zirkin, and Zucker

A Senate Joint Resolution concerning

Coastal Area – Protection From Offshore Oil and Gas Drilling

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

Affirmative – 47 Negative – 0 (See Roll Call No. 653)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 62 (GENERAL SENATE BILLS)

Senate Bill 670 – Senator Zirkin

AN ACT concerning

Family Law – Marriage – Age Requirements

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

Affirmative – 46 Negative – 0 (See Roll Call No. 654)

The Bill was then sent to the House of Delegates.

Senate Bill 693 – ~~Senator Feldman~~ Senators Feldman, Jennings, Klausmeier, and Mathias

AN ACT concerning

Commercial Law – Consumer Protection – Ticket Website Domain Names

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

Affirmative – 47 Negative – 0 (See Roll Call No. 655)

The Bill was then sent to the House of Delegates.

Senate Bill 765 – ~~Senator Mathias~~ Senators Mathias, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Reilly, and Rosapepe

AN ACT concerning

Maryland ~~Medical Assistance Program~~ Department of Health – ~~Clinical~~ Reimbursement for Services Provided by Certified Peer Recovery Specialists – Workgroup and Report

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

Affirmative – 47 Negative – 0 (See Roll Call No. 656)

The Bill was then sent to the House of Delegates.

Senate Bill 795 – Senators Pinsky, Conway, Kagan, Nathan–Pulliam, Robinson, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Higher Education – Private Career Schools ~~and~~, For–Profit Institutions of Higher Education, and For–Profit Online Distance Education Programs – Regulation

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

Affirmative – 44 Negative – 0 (See Roll Call No. 657)

The Bill was then sent to the House of Delegates.

Senate Bill 810 – Senators Zucker, Ferguson, Benson, DeGrange, Feldman, Guzzone, Jennings, Kasemeyer, King, Miller, Oaks, Peters, Robinson, Serafini, Simonaire, and Smith

AN ACT concerning

Job Reinvestment Act of 2018

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

Affirmative – 47 Negative – 0 (See Roll Call No. 658)

The Bill was then sent to the House of Delegates.

Senate Bill 861 – Senator Ferguson

AN ACT concerning

Juvenile Law – Witnesses – Body Attachment

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

Affirmative – 43 Negative – 3 (See Roll Call No. 659)

The Bill was then sent to the House of Delegates.

Senate Bill 906 – ~~Senator Waugh~~ Senators Waugh, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe

AN ACT concerning

Construction of a Highway or County Road – Commercial Property – Access Roads

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

Affirmative – 47 Negative – 0 (See Roll Call No. 660)

The Bill was then sent to the House of Delegates.

Senate Bill 912 – Senators Ferguson, Madaleno, Rosapepe, Young, and Zucker

AN ACT concerning

Maryland Prenatal and Infant Care Coordination Services Grant Program Fund (Thrive by Three Fund)

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

Affirmative – 47 Negative – 0 (See Roll Call No. 661)

The Bill was then sent to the House of Delegates.

Senate Bill 925 – Senator Kasemeyer

AN ACT concerning

Property Tax – Liability for Payment of Tax on Leased Property

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

Affirmative – 47 Negative – 0 (See Roll Call No. 662)

The Bill was then sent to the House of Delegates.

Senate Bill 929 – Senator Benson

AN ACT concerning

State Policies, Guidelines, and Regulations – Mitigation of Disparate Impacts

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

Affirmative – 32 Negative – 14 (See Roll Call No. 663)

The Bill was then sent to the House of Delegates.

Senate Bill 1123 – Senator Edwards

AN ACT concerning

Garrett County – Regulation of Animals – Enforcement

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

Affirmative – 46 Negative – 0 (See Roll Call No. 664)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 63 (GENERAL SENATE BILLS)

Senate Bill 951 – Senators Eckardt and Ferguson

AN ACT concerning

Tax Sales – Vacant and Abandoned Property

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

Affirmative – 46 Negative – 0 (See Roll Call No. 665)

The Bill was then sent to the House of Delegates.

Senate Bill 952 – Senators Eckardt and Ferguson

AN ACT concerning

Tax Sales – Homeowner Protections

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

Affirmative – 47 Negative – 0 (See Roll Call No. 666)

The Bill was then sent to the House of Delegates.

Senate Bill 956 – ~~Senator Eckardt~~ Senators Eckardt, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

AN ACT concerning

Alcoholic Beverages – Maryland Beer and Brewery Promotion Program – Establishment

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

Affirmative – 47 Negative – 0 (See Roll Call No. 667)

The Bill was then sent to the House of Delegates.

Senate Bill 986 – Senator Kelley

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – Contraceptive Drugs and Devices and Male Sterilization

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

Affirmative – 45 Negative – 0 (See Roll Call No. 668)

The Bill was then sent to the House of Delegates.

Senate Bill 1014 – Senator Ready

AN ACT concerning

Estates and Trusts – Breach of Trust Action – Limitation Period

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

Affirmative – 47 Negative – 0 (See Roll Call No. 669)

The Bill was then sent to the House of Delegates.

Senate Bill 1021 – Senator Conway

AN ACT concerning

Community Colleges – Baccalaureate Degrees – Prohibition

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

Affirmative – 25 Negative – 19 (See Roll Call No. 670)

The Bill was then sent to the House of Delegates.

Senate Bill 1037 – Senator Smith

AN ACT concerning

Montgomery County – Fire and Explosive Investigator – Definition

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

Affirmative – 45 Negative – 0 (See Roll Call No. 671)

The Bill was then sent to the House of Delegates.

Senate Bill 1038 – Senators Smith, Benson, Brochin, Cassilly, Guzzone, Madaleno, Manno, Muse, Ramirez, Ready, and Zucker

AN ACT concerning

Criminal Law – Animal Cruelty – Sentencing Conditions ~~and Selling Ban~~

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

Affirmative – 46 Negative – 0 (See Roll Call No. 672)

The Bill was then sent to the House of Delegates.

Senate Bill 1069 – Senator Mathias

AN ACT concerning

Motor Vehicles – Gross Vehicle Weight – Agricultural Products

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

Affirmative – 46 Negative – 0 (See Roll Call No. 673)

The Bill was then sent to the House of Delegates.

Senate Bill 1165 – Senator Waugh

AN ACT concerning

Procurement – Veteran–Owned Small Business Enterprise Participation

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

Affirmative – 47 Negative – 0 (See Roll Call No. 674)

The Bill was then sent to the House of Delegates.

Senate Bill 1202 – Senators Peters, Miller, DeGrange, Guzzone, Kasemeyer, ~~and Serafini~~ Serafini, Conway, Pinsky, Bates, Kagan, Nathan–Pulliam, Robinson, Salling, Simonaire, Waugh, Young, ~~and Zucker~~ Zucker, Zirkin, Kelley, Brochin, Cassilly, Hough, Lee, Muse, Ramirez, Ready, Smith, Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, Rosapepe, Madaleno, Currie, Eckardt, Edwards, Ferguson, King, Manno, McFadden, and Oaks

AN ACT concerning

Higher Education – Richard W. Collins III Leadership With Honor Scholarship – Establishment

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

Affirmative – 47 Negative – 0 (See Roll Call No. 675)

The Bill was then sent to the House of Delegates.

Senate Bill 1206 – ~~Senator Kasemeyer~~ Senators Kasemeyer, Currie, Eckardt, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden, Peters, and Serafini

AN ACT concerning

Transportation – Pride of Baltimore II – Funding

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

Affirmative – 47 Negative – 0 (See Roll Call No. 676)

The Bill was then sent to the House of Delegates.

RECONSIDERATION

Senate Bill 1021 – Senator Conway

AN ACT concerning

Community Colleges – Baccalaureate Degrees – Prohibition

Senator Miller moved to reconsider the vote by which **Senate Bill 1021** passed Third Reading.

The motion was adopted.

STATUS OF BILL: BILL ON THIRD READING AND OPEN TO AMENDMENT.

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

Affirmative – 25 Negative – 22 (See Roll Call No. 677)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 64 (GENERAL SENATE BILLS)

Senate Bill 652 – Senator Middleton

AN ACT concerning

Property and Casualty Insurance – Travel Insurance – Regulation

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

Affirmative – 47 Negative – 0 (See Roll Call No. 678)

The Bill was then sent to the House of Delegates.

Senate Bill 707 – Senators Ramirez, Lee, Benson, Brochin, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Madaleno, Manno, McFadden, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Robinson, Rosapepe, Smith, Young, Zirkin, and Zucker

AN ACT concerning

Criminal Law – Firearm Crimes – Rapid Fire Trigger Activator

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

Affirmative – 36 Negative – 11 (See Roll Call No. 679)

The Bill was then sent to the House of Delegates.

Senate Bill 728 – Senators King, Benson, Feldman, Guzzone, Peters, Robinson, Young, and Zucker

AN ACT concerning

Public Safety – Battery Operated Smoke Alarms

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

Affirmative – 46 Negative – 0 (See Roll Call No. 680)

The Bill was then sent to the House of Delegates.

Senate Bill 747 – Senator Astle

AN ACT concerning

Wildlife Management – Shooting at Nighttime

Read the third time and failed for want of a constitutional majority:

Affirmative – 14 Negative – 33 (See Roll Call No. 681)

Senate Bill 788 – Senators Kagan, Bates, Feldman, Guzzone~~, Kelley~~, King, Klausmeier, Lee, Madaleno, Ready, Smith, and Young

AN ACT concerning

Public Information Act – Revisions

Senator Smith moved to make the Bill a Special Order for March 20, 2018.

The motion was adopted.

Senate Bill 818 – Senators Madaleno, Kasemeyer, Currie, DeGrange, Feldman, Ferguson, Guzzone, Kagan, King, Lee, Manno, McFadden, Peters, Smith, and Zucker

AN ACT concerning

Education – Maryland Meals for Achievement In–Classroom Breakfast Program – Eligibility and Annual Appropriation

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

Affirmative – 47 Negative – 0 (See Roll Call No. 682)

The Bill was then sent to the House of Delegates.

Senate Bill 859 – Senators Ferguson, Benson, Currie, Madaleno, Rosapepe, Smith, ~~and Zucker~~ Zucker, Middleton, Klausmeier, Feldman, and Mathias

AN ACT concerning

State Employees – Parental Leave

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

Affirmative – 36 Negative – 11 (See Roll Call No. 683)

The Bill was then sent to the House of Delegates.

Senate Bill 872 – Senator Mathias

EMERGENCY BILL

AN ACT concerning

Vehicle Laws – Special Event Zones – Worcester County

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

Affirmative – 46 Negative – 0 (See Roll Call No. 684)

The Bill was then sent to the House of Delegates.

Senate Bill 877 – The President (By Request – Administration) and Senators Cassilly, Edwards, Feldman, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Mathias, Middleton, Serafini, Smith, and Zucker

AN ACT concerning

Promoting ext–Raordinary Innovation in Maryland's Economy (PRIME Act)

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

Affirmative – 34 Negative – 12 (See Roll Call No. 685)

The Bill was then sent to the House of Delegates.

Senate Bill 933 – ~~Senator Kasemeyer~~ Senators Kasemeyer, Currie, DeGrange, Eckardt, Edwards, Ferguson, Guzzone, King, Madaleno, Manno, McFadden, Peters, and Serafini

AN ACT concerning

~~Maryland College Investment Plan – State Match Requirement~~
College Affordability – Maryland 529 Plans and Student Loan Debt Relief Tax Credit – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 686)

The Bill was then sent to the House of Delegates.

Senate Bill 966 – Senators Ferguson and Rosapepe

AN ACT concerning

RISE Zones – Expansion and Income Tax Credit

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

Affirmative – 46 Negative – 0 (See Roll Call No. 687)

The Bill was then sent to the House of Delegates.

Senate Bill 967 – Senators Ferguson, Eckardt, Madaleno, Middleton, ~~and Young~~ Young, McFadden, and Muse

AN ACT concerning

Heritage Structure Rehabilitation Tax Credit – Commercial Rehabilitations – Transferability and Affordable Housing

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

Affirmative – 47 Negative – 0 (See Roll Call No. 688)

The Bill was then sent to the House of Delegates.

Senate Bill 972 – Senators Manno, Feldman, Guzzone, ~~and Young~~ Young, Peters, Madaleno, and Muse

AN ACT concerning

Income Tax – Subtraction Modification – First–Time Homebuyer Savings Accounts

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

Affirmative – 47 Negative – 0 (See Roll Call No. 689)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 65 (GENERAL SENATE BILLS)

Senate Bill 13 – ~~Senator Rosapepe~~ Senators Rosapepe, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, and Reilly

AN ACT concerning

Maryland Health Care Commission – Electronic Prescription Records ~~Cost Saving Act of 2018~~ System – Assessment and Report

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

Affirmative – 47 Negative – 0 (See Roll Call No. 690)

The Bill was then sent to the House of Delegates.

Senate Bill 134 – The President (By Request – Administration)

AN ACT concerning

Small Business Relief Tax Credit

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

Affirmative – 47 Negative – 0 (See Roll Call No. 691)

The Bill was then sent to the House of Delegates.

Senate Bill 228 – ~~Senator Guzzone~~ Senators Guzzone, Eckardt, Edwards, and Serafini

AN ACT concerning

Cybersecurity ~~Investment~~ Incentive Tax ~~Credit – Eligibility, Appropriation, and Sunset Extension~~ Credits

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

Affirmative – 47 Negative – 0 (See Roll Call No. 692)

The Bill was then sent to the House of Delegates.

Senate Bill 284 – Senators Middleton ~~and Guzzone~~, Guzzone, Astle, Benson, Feldman, Hershey, Jennings, Mathias, Reilly, and Rosapepe

AN ACT concerning

Maryland Medical Assistance Program – Dental Coverage for Adults – Pilot Program

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

Affirmative – 46 Negative – 0 (See Roll Call No. 693)

The Bill was then sent to the House of Delegates.

Senate Bill 387 – Senator Middleton

EMERGENCY BILL

AN ACT concerning

Health Insurance – ~~Health Care Access Program – Establishment~~ Individual Market Stabilization
(Maryland Health Care Access Act of 2018)

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

Affirmative – 42 Negative – 5 (See Roll Call No. 694)

The Bill was then sent to the House of Delegates.

Senate Bill 516 – Senators Madaleno, Manno, Edwards, Astle, Cassilly, Currie, Eckardt, Feldman, Guzzone, Hershey, Hough, Jennings, Kagan, King, Lee~~,~~ ~~Manno~~, Mathias, McFadden, Norman, Peters, Ready, Rosapepe, Serafini, Smith, Young, and Zucker

AN ACT concerning

Transportation – Highway User Revenues – Distribution

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

Affirmative – 47 Negative – 0 (See Roll Call No. 695)

The Bill was then sent to the House of Delegates.

Senate Bill 522 – Senators Klausmeier, DeGrange, Middleton, Simonaire, Smith, Young, ~~and Zucker~~ Zucker, Bates, Kagan, Robinson, Salling, and Muse

AN ACT concerning

Health Care Providers – Opioid Prescriptions – ~~Discussion of Information~~ Advice Regarding Benefits and Risks

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

Affirmative – 47 Negative – 0 (See Roll Call No. 696)

The Bill was then sent to the House of Delegates.

Senate Bill 555 – ~~Senator Hough~~ Senators Hough and Cassilly

AN ACT concerning

Safe Neighborhoods Act

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

Affirmative – 26 Negative – 21 (See Roll Call No. 697)

The Bill was then sent to the House of Delegates.

Senate Bill 599 – ~~Senator Nathan–Pulliam~~ Senators Nathan–Pulliam, Brochin, Jennings, Kasemeyer, Kelley, Klausmeier, Salling, and Zirkin

AN ACT concerning

Baltimore County – Property Tax – Credit for Individuals at Least 70 Years Old

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

Affirmative – 47 Negative – 0 (See Roll Call No. 698)

The Bill was then sent to the House of Delegates.

Senate Bill 607 – Senators Conway, Zucker, Benson, Guzzone, Jennings, King, Madaleno, Manno, Middleton, Muse, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, and Young

SECOND PRINTING

AN ACT concerning

Higher Education – Sexual Assault Policy – Disciplinary Proceedings ~~Policy~~ Provisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 699)

The Bill was then sent to the House of Delegates.

Senate Bill 611 – Senators Conway, McFadden, Ferguson, Madaleno, Manno~~,~~ ~~McFadden~~, Nathan–Pulliam, Rosapepe, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Education – Healthy School Facility Fund – Established

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

Affirmative – 36 Negative – 11 (See Roll Call No. 700)

The Bill was then sent to the House of Delegates.

Senate Bill 618 – Senators Klausmeier, Rosapepe, Ferguson, Guzzone, Kelley, Middleton, Peters, Ramirez, Robinson, Smith, and Young

AN ACT concerning

Career Youth and Public Sector Apprenticeship Act

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

Affirmative – 46 Negative – 0 (See Roll Call No. 701)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 66 (GENERAL SENATE BILLS)

Senate Bill 978 – Senators Klausmeier, Rosapepe, Benson, Currie, Ferguson, Guzzone, Kelley, Madaleno, Middleton, Muse, Peters, Ramirez, Smith, and Young

AN ACT concerning

Career Preparation Expansion Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 702)

The Bill was then sent to the House of Delegates.

Senate Bill 989 – Senators Edwards, Eckardt, Ferguson, Madaleno, Mathias, McFadden, Peters, and Serafini

AN ACT concerning

One Maryland Economic Development Tax Credits – Simplification and Alteration

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

Affirmative – 47 Negative – 0 (See Roll Call No. 703)

The Bill was then sent to the House of Delegates.

Senate Bill 996 – Senators Peters, Astle, Benson, Cassilly, Currie, DeGrange, Edwards, Feldman, Guzzone, Kagan, Kelley, King, Klausmeier, Madaleno, Manno, Mathias, Middleton, Muse, Norman, Rosapepe, Serafini, Simonaire, Smith, Young, ~~and Zucker~~ Zucker, Eckardt, and Kasemeyer

AN ACT concerning

Income Tax – Subtraction Modification – ~~Military Retirement Income – Individuals at Least 65 Years Old~~ Retirement Income (Hometown Heroes and Veterans Act of 2018)

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

Affirmative – 47 Negative – 0 (See Roll Call No. 704)

The Bill was then sent to the House of Delegates.

Senate Bill 1001 – Senators Peters and Rosapepe

AN ACT concerning

Maryland Small Business Retirement Savings Program – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 705)

The Bill was then sent to the House of Delegates.

Senate Bill 1006 – Senator Pinsky

AN ACT concerning

Sea Level Rise Inundation and Coastal Flooding – Construction, Adaptation, Mitigation, and Disclosure

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

Affirmative – 40 Negative – 7 (See Roll Call No. 706)

The Bill was then sent to the House of Delegates.

Senate Bill 1114 – Senator Conway

AN ACT concerning

Maryland Licensure of Direct–Entry Midwives Act – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 707)

The Bill was then sent to the House of Delegates.

Senate Bill 1128 – ~~Senator Mathias~~ Senators Mathias, Brochin, Kelley, Lee, Ramirez, Smith, and Zirkin

AN ACT concerning

Offshore Drilling Liability Act

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

Affirmative – 47 Negative – 0 (See Roll Call No. 708)

The Bill was then sent to the House of Delegates.

Senate Bill 1148 – Washington County Senators

EMERGENCY BILL

AN ACT concerning

Washington County – Advisory School Design Review Committee – Repeal

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

Affirmative – 47 Negative – 0 (See Roll Call No. 709)

The Bill was then sent to the House of Delegates.

Senate Bill 1154 – Senators Peters, Currie, DeGrange, Kasemeyer, King, Madaleno, Manno, ~~and McFadden~~ McFadden, and Young

AN ACT concerning

Income Tax – Film Production Activity Tax Credit – Alterations

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

Affirmative – 45 Negative – 1 (See Roll Call No. 710)

The Bill was then sent to the House of Delegates.

Senate Bill 1162 – Washington County Senators

AN ACT concerning

Washington County – Superintendent of Schools – Appointment and Reappointment

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

Affirmative – 47 Negative – 0 (See Roll Call No. 711)

The Bill was then sent to the House of Delegates.

Senate Bill 1251 – Caroline County Senators

EMERGENCY BILL

AN ACT concerning

Property Tax – Municipal Corporations – Electricity Generation Facilities – Negotiated Payments in Lieu of Taxes

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

Affirmative – 47 Negative – 0 (See Roll Call No. 712)

The Bill was then sent to the House of Delegates.

Senate Bill 1252 – Senators Peters and Jennings

AN ACT concerning

Employees' and Teachers' Retirement and Pension Systems – Reemployment Earnings Limitation

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

Affirmative – 47 Negative – 0 (See Roll Call No. 713)

The Bill was then sent to the House of Delegates.

Senate Bill 1267 – ~~Senator Middleton~~ Senators Middleton, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Reilly, and Rosapepe

EMERGENCY BILL

AN ACT concerning

Maryland Health Benefit Exchange – Establishment of a Reinsurance Program

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

Affirmative – 43 Negative – 4 (See Roll Call No. 714)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 3 (GENERAL HOUSE BILLS)

House Bill 677 – Delegates Pena–Melnyk, Adams, Anderton, Arentz, Beidle, Cullison, Fraser–Hidalgo, Ghrist, Gilchrist, Healey, Holmes, Hornberger, Jacobs, R. Lewis, Mautz, Otto, Robinson, Sample–Hughes, Sydnor, Tarlau, Valentino–Smith, ~~and Wivell~~ Wivell, Angel, Barron, Bromwell, Hayes, Hill, Kelly, Kipke, Krebs, McDonough, Miele, Morales, Morgan, Pendergrass, Platt, Rosenberg, Saab, West, and K. Young

EMERGENCY BILL

AN ACT concerning

Public Information Act – Required Denials – Physical Addresses, E–Mail Addresses, and Telephone Numbers

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

Affirmative – 45 Negative – 0 (See Roll Call No. 715)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 4 (GENERAL HOUSE BILLS)

House Bill 874 – The Speaker (By Request – Department of Legislative Services)

AN ACT concerning

General Assembly – Department of Legislative Services – Reorganization and Duties

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

Affirmative – 47 Negative – 0 (See Roll Call No. 716)

The Bill was then returned to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 67 (GENERAL SENATE BILLS)

Senate Bill 632 – Senator Rosapepe

AN ACT concerning

Maryland Smart Growth Investment Fund

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

Affirmative – 47 Negative – 0 (See Roll Call No. 717)

The Bill was then sent to the House of Delegates.

Senate Bill 764 – ~~Senator Mathias~~ Senators Mathias, Currie, Eckardt, Hershey, McFadden, and Peters

AN ACT concerning

Local Governments – Income Tax Disparity Grants – Amounts

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

Affirmative – 47 Negative – 0 (See Roll Call No. 718)

The Bill was then sent to the House of Delegates.

Senate Bill 850 – ~~Senator Mathias~~ Senators Mathias, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Middleton, Reilly, and Rosapepe

AN ACT concerning

Transportation – Complete Streets Policy – Adoption

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

Affirmative – 46 Negative – 0 (See Roll Call No. 719)

The Bill was then sent to the House of Delegates.

Senate Bill 866 – ~~Senator Feldman~~ Senators Feldman, Astle, Benson, Hershey, Jennings, Klausmeier, Mathias, Middleton, Reilly, and Rosapepe

AN ACT concerning

Commercial Law – Maryland Uniform Electronic Transactions Act – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 720)

The Bill was then sent to the House of Delegates.

Senate Bill 900 – Senators King and DeGrange

AN ACT concerning

Gaming – Fantasy Competitions – Regulation and Prohibition on Operation of Electronic Device

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

Affirmative – 47 Negative – 0 (See Roll Call No. 721)

The Bill was then sent to the House of Delegates.

Senate Bill 1010 – Senators Zucker, Middleton, Astle, Benson, Conway, Feldman, Guzzone, King, Lee, and Peters

AN ACT concerning

~~Labor and Employment – Sexual Harassment – Contractual Waivers and Reporting Requirements~~
Disclosing Sexual Harassment in the Workplace Act of 2018

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

Affirmative – 47 Negative – 0 (See Roll Call No. 722)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 68 (GENERAL SENATE BILLS)

Senate Bill 291 – Senators Madaleno, Benson, Brochin, Currie, Feldman, Ferguson, Guzzone, Jennings, Kagan, Kelley, King, Lee, Manno, McFadden,

Muse, Norman, Ramirez, Ready, Robinson, Rosapepe, Salling, Smith, Young, and Zucker

AN ACT concerning

Family Law – Protecting the Resources of Children in State Custody

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

Affirmative – 47 Negative – 0 (See Roll Call No. 723)

The Bill was then sent to the House of Delegates.

Senate Bill 649 – Senator Kelley

AN ACT concerning

Estates and Trusts – Elective Share of Surviving Spouse

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

Affirmative – 45 Negative – 2 (See Roll Call No. 724)

The Bill was then sent to the House of Delegates.

Senate Bill 671 – Senator Zirkin

AN ACT concerning

Hate Crimes – Threats and Penalties

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

Affirmative – 47 Negative – 0 (See Roll Call No. 725)

The Bill was then sent to the House of Delegates.

Senate Bill 740 – Senators Madaleno, Benson, DeGrange, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, King, Lee, Manno, McFadden, Peters, Pinsky, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

State Department of Education – Breakfast and Lunch Programs – Funding (Maryland Cares for Kids Act)

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

Affirmative – 47 Negative – 0 (See Roll Call No. 726)

The Bill was then sent to the House of Delegates.

Senate Bill 954 – Senators Eckardt and Ferguson

AN ACT concerning

Property Tax – In Rem Foreclosure and Sale – Vacant and Abandoned Property

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

Affirmative – 46 Negative – 0 (See Roll Call No. 727)

The Bill was then sent to the House of Delegates.

Senate Bill 964 – Senator Lee

AN ACT concerning

Social Services – ~~Safe Harbor Child~~ Youth Victims of Human Trafficking ~~Victim Service Pilot Program~~ – Workgroup Revisions and Reports

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

Affirmative – 47 Negative – 0 (See Roll Call No. 728)

The Bill was then sent to the House of Delegates.

Senate Bill 1090 – Senators Peters and Guzzone

AN ACT concerning

Corporate Income Tax – Single Sales Factor Apportionment

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

Affirmative – 42 Negative – 5 (See Roll Call No. 729)

The Bill was then sent to the House of Delegates.

Senate Bill 1143 – Senator Kasemeyer

AN ACT concerning

Property Tax Credit – Baltimore County – Leadership Through Athletics, Inc.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 730)

The Bill was then sent to the House of Delegates.

SPECIAL ORDERS

Senate Bill 838 – Senator Smith

AN ACT concerning

Criminal Procedure – Coram Nobis – Time for Filing

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0838/623022/1
BY: Senator Cassilly

AMENDMENTS TO SENATE BILL 838
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 3, after "nobis" insert "for a misdemeanor conviction".

AMENDMENT NO. 2
On page 1, in line 19, after "**NOBIS**" insert "**FOR A MISDEMEANOR CONVICTION**".

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

Affirmative – 19 Negative – 27 (See Roll Call No. 731)

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF BILLS

Senator Brochin moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill.

The motion was rejected by roll call vote as follows:

Affirmative – 28 Negative – 19 (See Roll Call No. 732)

Senator Smith moved to suspend Rules 32(a) and 32(b) to comply with the Constitutional requirements in order to introduce a Bill, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

Senate Bill 1268 – Senator Middleton

AN ACT concerning

Criminal Procedure – Lifetime Sexual Offender Supervision – Violations and Petitions for Discharge

FOR the purpose of requiring a sexual offender management team to report a certain violation of a condition of lifetime sexual offender supervision to the office of a certain State's Attorney; requiring a certain judge to conduct a certain hearing; authorizing a certain judge to act in a certain matter under certain circumstances; requiring a certain sentencing court to adjudicate rather than hear and adjudicate a certain petition; altering the time period before a certain petition may be renewed after being denied; requiring a certain victim or victim's representative to be given a certain notice; altering the requirements for a petition for discharge; prohibiting a court from granting a petition for discharge from lifetime sexual offender supervision without making a certain finding; requiring the court to notify the State's Attorney of a certain determination; requiring the court to hold a certain hearing under certain circumstances; clarifying that a certain judge shall adjudicate rather than hear a petition for discharge; and generally relating to sexual offenders.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–724
Annotated Code of Maryland
(2008 Replacement Volume and 2017 Supplement)

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

QUORUM CALL

The presiding officer announced a quorum call, showing 46 Members present.

(See Roll Call No. 733)

ADJOURNMENT

At 10:14 P.M. on motion of Senator Peters the Senate adjourned until 10:00 A.M. on Legislative Day March 18, 2018, Calendar Day, Tuesday, March 20, 2018.

Annapolis, Maryland
Legislative Day: March 18, 2018
Calendar Day: Tuesday, March 20, 2018
10:00 A.M. Session

The Senate met at 10:15 A.M.

Prayer by Bishop Larry Lee Thomas, Empowering Believers Church, guest of Senator DeGrange.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 736)

On motion of Senator Peters it was ordered that Senators Guzzone and Muse be excused from today's session.

The Journal of March 19, 2018 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 553 – Senator Ulysses Currie:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Henry A. Wise, Jr. High School
Varsity Football Team
in recognition of
winning the Maryland Class 4A Football State Championship. We applaud your
outstanding season and wish you many more. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 12th day of March 2018.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 737)

MESSAGE FROM THE HOUSE OF DELEGATES NO. 3
SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 572	Sen. Benson	Prevailing Wage Rates – Public Work Contracts – Suits by Employees

By Order,
William B. C. Addison, Jr., Secretary

Endorsed as having been read the third time and passed by yeas and nays in the House of Delegates.

LETTERS OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

March 20, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 816 Delegate Lierman, et al

Public–Private Partnership Agreements – Compensation Provisions and Noncompete Clauses – Alterations

Reassigned to Budget and Taxation

Read and ordered journalized.

ANNOUNCEMENT BY THE PRESIDENT

March 20, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 948 Delegate Morgan, et al

Estates and Trusts – Transfer From Revocable Trust – Exemption From Taxes and Fees

Reassigned to Budget and Taxation

Read and ordered journalized.

ANNOUNCEMENT BY THE PRESIDENT

March 20, 2018

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 1181 Delegate P. Young, et al

State Personnel – Disabled Veterans – Interviews for Noncompetitive Appointment

Reassigned to Finance

Read and ordered journalized.

SPECIAL ORDER CALENDAR NO. 33

Senate Bill 186 – The President (By Request – Administration)

AN ACT concerning

Creation of a State Debt – Maryland Consolidated Capital Bond Loan of 2018, and the Maryland Consolidated Capital Bond Loans of 2007, 2010, 2011, 2012, 2013, 2014, 2015, 2016, and 2017

REPORT OF THE SENATE BUDGET AND TAXATION COMMITTEE
TO THE SENATE OF MARYLAND – 2018 SESSION –
RECOMMENDATIONS, REDUCTIONS, AND SUMMARY OF ACTION
PERTAINING TO SENATE BILL 186 – THE CAPITAL BUDGET

(See Exhibit O of Appendix III)

SENATE BUDGET AND TAXATION
COMMITTEE REPRINT TO SENATE BILL 186 – THE CAPITAL BUDGET

(See Exhibit P of Appendix III)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (94) AND THE FAVORABLE REPORT.

Committee amendments 1 were read and adopted.

Committee amendments 2 through 10 were read and adopted.

Committee amendments 11 through 16 were read and adopted.

Committee amendments 17 through 44 were read and adopted.

Committee amendments 45 were read and adopted.

Committee amendments 46 through 85 were read and adopted.

Committee amendments 86 through 94 were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

LAID OVER CALENDAR NO. 11

Senate Bill 1068 – Senators Rosapepe, Benson, Conway, Currie, Feldman, Ferguson, Guzzone, Kagan, Kasemeyer, Kelley, King, Klausmeier, Lee, Madaleno, Manno, Mathias, McFadden, Middleton, Muse, Nathan–Pulliam, Oaks, Peters, Pinsky, Ramirez, Robinson, Smith, Young, and Zucker

AN ACT concerning

Financial Consumer Protection Act of 2018

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (8) AND THE FAVORABLE REPORT.

SB1068/717373/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 1068

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "of" insert "authorizing a lender to elect to make a certain loan to a borrower under certain circumstances; providing that certain provisions of law do not apply to certain loans under certain circumstances;"; strike beginning with "receiving" in line 5 down through "compensation" in line 6 and substitute "collecting or attempting to collect in a certain manner certain money or enforcing or attempting to enforce a certain contract in a certain manner"; in line 8, after "loans" insert "under certain circumstances"; in line 10, strike "specified" and substitute "certain"; in line 16, after "borrower;" insert "repealing a certain prohibition against a lender taking certain actions;"; in line 21, after "Act" insert "or State financial laws"; in the same line, strike "consumer reporting agencies" and substitute "collection agencies, mortgage lenders"; in line 22, after "mortgage" insert "loan"; in the same line, after "cashers," insert "money transmitters,"; and strike beginning with "requiring" in line 22 down through "information;" in line 25 and substitute "prohibiting a certain collector from engaging in a certain unlicensed debt collection activity and certain conduct under certain circumstances;".

On page 2, in line 2, after "actions" insert "or proceedings under certain circumstances"; strike beginning with "providing" in line 4 down through "home;" in line 16 and substitute "providing that certain revenues received from licensing of certain individuals is deposited in the Nondepository Special Fund; expanding the uses and purpose of the Fund;"; strike beginning with "requiring" in line 23 down through "applications" in line 33 and substitute "specifying certain qualifications for an applicant to qualify for a certain license; requiring a certain applicant to provide certain information to the Nationwide Mortgage Licensing System and Registry; specifying the application requirement process, including the license and investigation fees; requiring a certain applicant to file a certain surety bond; requiring the Commissioner to conduct a certain investigation under certain circumstances; requiring the process for when an applicant does not meet certain requirements; establishing the term of a certain license"; and strike beginning with "requiring" in line 36 down through "circumstances;" in line 37.

On pages 2 and 3, strike beginning with "authorizing" in line 40 on page 2 down through "fees" in line 13 on page 3 and substitute "requiring a certain licensee to preserve certain records and communications with certain borrowers; requiring a licensee to comply with certain federal laws; specifying the process when a licensee receives a certain nonconforming payment on a certain loan; prohibiting a certain licensee from certain actions; authorizing the Commissioner to hire certain individuals; authorizing the Commissioner to conduct certain investigations; authorizing the Commissioner to enforce certain provisions of law against certain persons; authorizing the Commissioner to suspend or revoke a certain license under certain circumstances; requiring the Commissioner to provide a certain licensee an opportunity for a certain hearing before taking certain action;

providing that a certain licensee that fails to comply with certain requirements is liable to a certain borrower for certain damages".

On page 3, in line 14, after "regulations;" insert "requiring that certain revenue received for licensing certain persons be credited to the Fund;"; strike beginning with "study" in line 17 down through "technologies" in line 18 and substitute "conduct certain studies"; in line 25, after "changes;" insert "providing for a delayed effective date for certain provisions of this Act; providing for the application of certain provisions of this Act;"; after line 25, insert:

"BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 7–101(i), 7–102, and 7–205(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2017 Supplement)";

in line 28, after "12–114," insert "12–301,"; in the same line, after "12–314," insert "12–401(c),"; in line 29, strike "14–1206, 14–1208,"; in line 30, after the fourth comma insert "and"; in the same line, strike ", and 14–1218(a)"; in line 35, strike "12–114.1" and substitute "12–101.1, 12–114.1, and 12–402.1"; in line 41, after "Section" insert "12–401(a) and (b),"; and in the same line, after "12–601(f)" insert a comma.

On page 4, strike in their entirety lines 1 through 10, inclusive, and substitute:

"BY repealing
Article – Commercial Law
Section 12–313
Annotated Code of Maryland
(2013 Replacement Volume and 2017 Supplement)";

in line 13, strike "2–105.1(b), 11–303, 11–601(q)" and substitute "2–115(b), 2–116(b), 11–219, 11–517(c), 11–610"; in the same line, after "12–126," insert "12–426(e)(2),"; in line 18, after "Section" insert "11–303, 11–504,"; in the same line, after "12–105(a)," insert "12–405(a),"; and in line 23, strike "12–1119" and substitute "12–1125".

AMENDMENT NO. 2

On page 6, after line 14, insert:

"Article – Business Regulation

7–101.

(i) "Licensed collection agency" means a person who is **[**licensed by the Board to do business as a collection agency**]** **REQUIRED TO BE LICENSED UNDER THIS SUBTITLE, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED**.

7–102.

(a) (1) In this section the following words have the meanings indicated.

(2) "Common ownership" means direct or indirect ownership of more than 50% of a person.

(3) "Principal business" means a business activity of a person that comprises more than 50% of the total business activities of the person.

(b) This title does not apply to:

(1) a bank;

(2) a federal or State credit union;

(3) a mortgage lender;

(4) a person acting under an order of a court of competent jurisdiction;

(5) a licensed real estate broker, or an individual acting on behalf of the real estate broker, in the collection of rent or allied charges for property;

(6) a savings and loan association;

(7) a title company as to its escrow business;

(8) a trust company;

(9) a lawyer who is collecting a debt for a client, unless the lawyer has an employee who:

(i) is not a lawyer; and

(ii) is engaged primarily to solicit debts for collection or primarily makes contact with a debtor to collect or adjust a debt through a procedure identified with the operation of a collection agency; **[**or**]**

(10) a person who is collecting a debt for another person if:

(i) both persons are related by common ownership;

(ii) the person who is collecting a debt does so only for those persons to whom it is related by common ownership;

(iii) the principal business of the person who is collecting a debt is not the collection of debts; and

(iv) before collecting a debt, the person files with the Board:

1. the correct name of the person;

2. an address and telephone number of a contact person; and

3. the name of the person's resident agent**; OR**

(11) A LICENSED STUDENT LOAN SERVICER.

7–205.

(b) If a violator fails to comply with a lawful order issued by the Board, the Board may impose a penalty **[**of up to $500**] NOT EXCEEDING $10,000** for each violation cited in the order, not to exceed **[**$5,000**] $25,000**, from which the violator failed to cease and desist or for which the violator failed to take affirmative action to correct, as ordered by the Board.".

AMENDMENT NO. 3

On page 6, before line 15, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:";

in line 30, after "means" insert "**A LICENSEE OR**"; in the same line, strike "under" and substitute "**SUBJECT TO**"; in line 31, after "**(G)**" insert "**"LICENSEE" MEANS A PERSON THAT IS REQUIRED TO BE LICENSED TO MAKE LOANS SUBJECT TO THIS SUBTITLE, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED.**

(H)";

and in line 33, after "**CREDIT**" insert "**IS OR**".

On page 7, in line 1, strike "**A**" and substitute "**:**

(I) A";

in the same line, after "**LOAN**" insert "**OR ADVANCE OF MONEY OR CREDIT**"; in line 2, after "**TITLE**" insert "**, UNLESS A WRITTEN ELECTION IS MADE UNDER § 12–101.1 OF THIS SUBTITLE;**

(II) A PLAN OR LOAN FOR WHICH A WRITTEN ELECTION IS MADE UNDER SUBTITLE 3, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE; OR

(III) AN INSTALLMENT SALE AGREEMENT AS DEFINED IN § 12–601 OF THIS TITLE";

in lines 3, 6, 10, 12, 15, and 17, strike "**(H)**", "**(I)**", "**(J)**", "**(K)**", "**(L)**", and "**(M)**", respectively, and substitute "**(I)**", "**(J)**", "**(K)**", "**(L)**", "**(M)**", and "**(N)**", respectively; in line 17, strike "his" and substitute "**THE EMPLOYEE'S**"; and after line 19, insert:

"**12–101.1.**

(A) ON OR AFTER JANUARY 1, 2019, A LENDER MAY, AT THE LENDER'S OPTION, ELECT TO MAKE A LOAN TO ANY BORROWER EITHER UNDER THIS SUBTITLE OR AS OTHERWISE AUTHORIZED BY APPLICABLE LAW.

(B) IF A LENDER MAKES A WRITTEN ELECTION IN THE AGREEMENT, NOTE, OR OTHER EVIDENCE OF THE LOAN SPECIFYING THAT THIS SUBTITLE WILL GOVERN

THE LOAN, SUBTITLES 3, 4, 5, 6, 9, AND 10 OF THIS TITLE DO NOT APPLY TO THE LOAN.

(C) IF A LENDER THAT MAKES OR CONTRACTS TO MAKE A LOAN DOES NOT MAKE A WRITTEN ELECTION UNDER THIS SUBTITLE OR SUBTITLE 3, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE, THIS SUBTITLE STILL APPLIES TO THE LOAN IF THE LOAN IS:

(1) FOR AN AMOUNT OVER $25,000; OR

(2) (I) FOR AN AMOUNT OF $25,000 OR LESS; AND

(II) NOT SUBJECT TO SUBTITLE 3 OF THIS TITLE.".

On page 8, in line 25, after the comma insert "**MADE FOR PERSONAL, FAMILY, OR HOUSEHOLD PURPOSES,**"; and strike beginning with "**A**" in line 27 down through "**TITLE**" in line 28 and substitute "**:**

1. A LOAN OR AN ADVANCE OF MONEY OR CREDIT SUBJECT TO SUBTITLE 3 OF THIS TITLE, UNLESS A WRITTEN ELECTION IS MADE UNDER § 12–101.1 OF THIS SUBTITLE;

2. A PLAN OR LOAN FOR WHICH A WRITTEN ELECTION HAS BEEN MADE UNDER SUBTITLE 3, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE; OR

3. AN INSTALLMENT SALE AGREEMENT AS DEFINED IN §12–601 OF THIS TITLE".

On page 9, strike in their entirety lines 1 through 3, inclusive; in line 4, strike "**(4)**" and substitute "**(3)**"; strike beginning with "**BY**" in line 7 down through "**STATE**" in line 9 and substitute "**TO ANY PERSON**"; in line 17, strike "**EXCEPT AS PROVIDED IN PARAGRAPH (6) OF THIS SUBSECTION, A**" and substitute "**A**"; strike beginning with "**PARAGRAPH**" in line 19 down through "**AND**" in line 20; and in line 29, strike "**ANY PAYMENT IS RECEIVED**" and substitute "**THE FIRST PAYMENT IS DUE**".

On page 10, strike in their entirety lines 3 through 12, inclusive, and substitute:

"**(4) WITH RESPECT TO A LOAN THAT IS VOID AND UNENFORCEABLE UNDER THIS SECTION, A PERSON MAY NOT:**

(I) COLLECT OR ATTEMPT TO COLLECT, DIRECTLY OR INDIRECTLY, ANY AMOUNT FROM THE BORROWER;

(II) ENFORCE OR ATTEMPT TO ENFORCE THE CONTRACT AGAINST ANY PROPERTY SECURING THE LOAN; OR

(III) SELL, ASSIGN, OR OTHERWISE TRANSFER THE LOAN TO ANOTHER PERSON.

12–301.

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

(b) "Commissioner" means the Commissioner of Financial Regulation.

(c) "Lender" means a **LICENSEE OR A** person who makes a loan **[**under**] SUBJECT TO** this subtitle.

(d) "Licensee" means a person who is **REQUIRED TO BE** licensed under Title 11, Subtitle 2 of the Financial Institutions Article, the Maryland Consumer Loan Law — Licensing Provisions**, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED**.

(e) **(1)** "Loan" means any loan or advance of money or credit **[**made under**] SUBJECT TO** this subtitle**, REGARDLESS OF WHETHER THE LOAN OR ADVANCE OF MONEY OR CREDIT IS OR PURPORTS TO BE MADE UNDER THIS SUBTITLE**.

(2) "LOAN" DOES NOT INCLUDE AN INSTALLMENT SALE AGREEMENT AS DEFINED IN § 12–601 OF THIS TITLE.

(f) "Person" includes an individual, corporation, business trust, statutory trust, estate, trust, partnership, association, two or more persons having a joint or common interest, or any other legal or commercial entity.

(g) "Wages" means all remuneration paid to any employee for [his] **THE EMPLOYEE'S** employment, including the cash value of all remuneration paid in any medium other than cash.";

after line 13, insert:

"**(A) (1) THIS SUBTITLE APPLIES TO A LOAN OF $25,000 OR LESS MADE FOR PERSONAL, FAMILY, OR HOUSEHOLD PURPOSES.**

(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, THIS SUBTITLE APPLIES REGARDLESS OF:

(I) WHETHER THE TRANSACTION IS OR PURPORTS TO BE MADE UNDER THIS SUBTITLE;

(II) WHETHER THE TRANSACTION IS OR PURPORTS TO BE AN INSTALLMENT LOAN;

(III) THE DURATION OF THE REPAYMENT PERIOD;

(IV) WHETHER THE TRANSACTION IS OR PURPORTS TO BE NONRECOURSE OR CONTINGENT; AND

(V) WHETHER THE TRANSACTION PURPORTS TO BE THE PURCHASE OF WAGES, PENSIONS, GOVERNMENTAL BENEFITS, OR OTHER SIMILAR FUTURE PAYMENT STREAMS.

(3) THIS SUBTITLE DOES NOT APPLY TO:

(I) A PLAN OR LOAN FOR WHICH A WRITTEN ELECTION HAS BEEN MADE UNDER SUBTITLE 1, SUBTITLE 4, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE;

(II) A LOAN MADE BY AN INDIVIDUAL PROVIDED THE INDIVIDUAL:

1. DOES NOT MAKE MORE THAN THREE LOANS IN A CALENDAR YEAR; AND

2. DOES NOT ENGAGE IN THE BUSINESS OF MAKING LOANS; OR

(III) A LOAN BETWEEN AN EMPLOYER AND AN EMPLOYEE.";

in lines 14, 16, and 28, strike "(a)", "(b)", and "(c)", respectively, and substitute "**(B)**", "**(C)**", and "**(D)**", respectively; in lines 15 and 19, in each instance, strike "**$12,000**" and substitute "**$25,000**"; and in line 14, strike "under" and substitute "**SUBJECT TO**".

On page 11, strike in their entirety lines 3 through 15, inclusive; and in lines 17 and 21, in each instance, strike "**$12,000**" and substitute "**$25,000**".

On page 12, after line 6, insert:

"**[**12–313.

(a) With respect to any loan, a lender may not:

(1) Directly or indirectly contract for, charge, or receive any interest, discount, fee, fine, commission, charge, brokerage, or other consideration in excess of that permitted by this subtitle;

(2) Divide into separate parts any contract made for the purpose or with the effect of obtaining charges in excess of those permitted by this subtitle; or

(3) Enforce a contract of surety or guarantee unless the loan contract with the borrower is executed also by the surety or guarantor.

(b) If any amount in excess of the charges permitted by this subtitle is directly or indirectly contracted for, charged, or received by a licensee or a person who is exempt from licensing, and (1) if the excess charge was made willfully for the benefit of the lender, then the lender may not receive or retain any interest or compensation with respect to the loan; or (2) if the excess charge was not made willfully for the benefit of the lender, and if the lender does not correct the error before the borrower makes the next payment on the loan, then the lender is liable to the borrower for an amount equal to three times the excess

amount, but the lender may continue to receive principal, interest, or compensation with respect to the loan.**]**";

and in lines 8 and 17, in each instance, strike "**$12,000**" and substitute "**$25,000**".

On page 13, in line 5, strike "**OR BEFORE** any payment is received under the loan"; in line 9, strike "a licensee or who is"; and strike in their entirety lines 18 through 22, inclusive, and substitute:

"**(D) WITH RESPECT TO A LOAN THAT IS VOID AND UNENFORCEABLE UNDER THIS SECTION, A PERSON MAY NOT:**

(1) COLLECT OR ATTEMPT TO COLLECT, DIRECTLY OR INDIRECTLY, ANY AMOUNT FROM THE BORROWER;

(2) ENFORCE OR ATTEMPT TO ENFORCE THE CONTRACT AGAINST ANY PROPERTY SECURING THE LOAN; OR

(3) SELL, ASSIGN, OR OTHERWISE TRANSFER THE LOAN TO ANOTHER PERSON.

12–401.

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

(b) "Lender" means:

(1) A licensee; or

(2) A person who makes a secondary mortgage loan but is exempt expressly from the licensing requirements of the Maryland Mortgage Lender Law.

(c) "Licensee" means a person who is **REQUIRED TO BE** licensed under the Maryland Mortgage Lender Law**, REGARDLESS OF WHETHER THE PERSON IS ACTUALLY LICENSED**.

12–402.1.

(A) (1) ON OR AFTER JANUARY 1, 2019, A LENDER MAY, AT THE LENDER'S OPTION, ELECT TO MAKE A LOAN TO ANY BORROWER EITHER UNDER THIS SUBTITLE OR AS OTHERWISE AUTHORIZED BY APPLICABLE LAW.

(2) IN ORDER TO MAKE A LOAN UNDER THIS SUBTITLE, A LENDER SHALL MAKE A WRITTEN ELECTION IN THE AGREEMENT, NOTE, OR OTHER EVIDENCE OF THE LOAN SPECIFYING THAT THIS SUBTITLE WILL GOVERN THE LOAN.

(B) (1) IF A LENDER ELECTS TO MAKE A LOAN UNDER THIS SUBTITLE IN ACCORDANCE WITH THIS SECTION, SUBTITLES 1, 3, 9, AND 10 OF THIS TITLE DO NOT APPLY TO THE LOAN.

(2) IF A LENDER WHO MAKES OR CONTRACTS TO MAKE A LOAN DOES NOT MAKE A WRITTEN ELECTION UNDER THIS SUBTITLE OR SUBTITLE 1, SUBTITLE 3, SUBTITLE 9, OR SUBTITLE 10 OF THIS TITLE:

(I) SUBTITLE 1 OF THIS TITLE WILL APPLY TO THE LOAN IF THE LOAN IS:

1. FOR AN AMOUNT OVER $25,000; OR

2. A. FOR AN AMOUNT OF $25,000 OR LESS; AND

B. NOT SUBJECT TO SUBTITLE 3 OF THIS TITLE; OR

(II) SUBTITLE 3 OF THIS TITLE WILL APPLY TO THE LOAN IF THE LOAN IS:

1. FOR AN AMOUNT OF $25,000 OR LESS; AND

2. SUBJECT TO SUBTITLE 3 OF THIS TITLE.".

AMENDMENT NO. 4

On page 13, after line 29, insert:

"SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Commercial Law".

On page 19, in line 22, strike "**PROHIBITED UNDER**" and substitute "**THAT VIOLATES**".

On pages 19 through 23, strike in their entirety the lines beginning with line 24 on page 19 through line 11 on page 23, inclusive.

On page 27, strike in their entirety lines 4 through 29, inclusive.

On page 28, in line 14, strike "**THE**" and substitute "**WHENEVER THE OFFICE AND THE COMMISSIONER CONSIDER IT APPROPRIATE, THE**"; and in line 16, after "**ACTIONS**" insert "**OR OTHER APPROPRIATE PROCEEDINGS**".

On pages 29 and 30, strike in their entirety the lines beginning with line 15 on page 29 through line 25 on page 30, inclusive.

AMENDMENT NO. 5

On pages 30 and 31, strike in their entirety the lines beginning with line 27 on page 30 through line 5 on page 31, inclusive, and substitute:

"2–115.

(b) When the Commissioner determines after notice and a hearing, unless the right to notice and a hearing is waived, that a person has engaged in an act or practice constituting a violation of a law, regulation, rule or order over which the Commissioner has jurisdiction, the Commissioner may in the Commissioner's discretion and in addition to taking any other action authorized by law:

(1) Issue a final cease and desist order against the person;

(2) Suspend or revoke the license of the person;

(3) Issue a penalty order against the person imposing a civil penalty **[**up to the maximum amount of $1,000**]** **NOT EXCEEDING:**

(I) **$2,500** for a first violation**;** and

(II) **[**a maximum amount of $5,000**]** **$10,000** for each subsequent violation; or

(4) Take any combination of the actions specified in this subsection.

2–116.

(b) When it appears to the Commissioner that a person has engaged in an act or practice constituting a violation of a law, regulation, rule, or order over which the Commissioner has jurisdiction, the Commissioner may bring an action in the circuit court of the county in which the person resides or transacts business to obtain one or more of the following remedies:

(1) A temporary restraining order;

(2) A temporary or permanent injunction;

(3) A civil penalty **[**up to a maximum amount of $1,000**]** **NOT EXCEEDING:**

(I) **$2,500** for a first violation**;** and

(II) **[**a maximum amount of $5,000**]** **$10,000** for each subsequent violation;

(4) A declaratory judgment;

(5) An order preventing access to the violator's assets;

(6) Rescission;

(7) Restitution; and

(8) Any other relief as the court deems just.

11–219.

(a) A **[**licensee**]** **PERSON** may not sell a loan account to any person who is not licensed under this subtitle.

(b) A loan account that is acquired by a person who is not licensed under this subtitle is not enforceable.".

On page 31, in line 7, strike "**(A)**"; and strike in their entirety lines 10 through 30, inclusive.

On page 32, before line 1, insert:

"11–504.

A person may not act as a mortgage lender unless the person is:

(1) A licensee; or

(2) A person exempted from licensing under this subtitle.

11–517.

(c) (1) The Commissioner may enforce the provisions of this subtitle, regulations adopted under § 11–503 of this subtitle, and the applicable provisions of Title 12 of the Commercial Law Article by:

(i) Issuing an order:

1. To cease and desist from the violation and any further similar violations; and

2. Requiring the violator to take affirmative action to correct the violation including the restitution of money or property to any person aggrieved by the violation; and

(ii) Imposing a civil penalty not exceeding **[**$5,000**]** **$10,000** for each violation.

(2) If a violator fails to comply with an order issued under paragraph (1)(i) of this subsection, the Commissioner may impose a civil penalty not exceeding **[**$5,000**]**

$25,000 for each violation from which the violator failed to cease and desist or for which the violator failed to take affirmative action to correct.";

strike in their entirety lines 1 through 16, inclusive; and after line 20 insert:

"11–610.

(a) There is a Nondepository Special Fund that consists of:

(1) Revenue received for the licensing of individuals under this subtitle;

(2) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER SUBTITLE 2 OF THIS TITLE;

(3) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER SUBTITLE 3 OF THIS TITLE;

(4) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER SUBTITLE 4 OF THIS TITLE;

[(2)**](5)** Revenue received for the licensing of persons under Subtitle 5 of this title;

(6) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 12, SUBTITLE 1 OF THIS ARTICLE;

[(3)**] (7)** Revenue received for the licensing of persons under Title 12, Subtitle 4 of this article;

[(4)**] (8)** Revenue received for the licensing of persons under Title 12, Subtitle 9 of this article;

[(5)**] (9)** Revenue received for the registration of persons under Title 12, Subtitle 10 of this article;

(10) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 12, SUBTITLE 11 OF THIS ARTICLE;

(11) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 7 OF THE BUSINESS REGULATION ARTICLE;

(12) REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE;

[(6)**] (13)** Income from the investments that the State Treasurer makes for the Fund; and

[(7)**] (14)** Any other fee, examination assessment, or revenue received by the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** under **TITLE 2, SUBTITLE 1 OF THIS ARTICLE,** this subtitle, **[**Subtitle**] SUBTITLES 2, 3, 4, AND** 5 of this title, **[**and**]** Title 12, Subtitles **1,** 4, 9, **[**and**]** 10**, AND 11** of this article**, TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE, AND TITLE 7 OF THE BUSINESS REGULATION ARTICLE**.

(b) Notwithstanding subsection (a) of this section, the Commissioner shall pay all fines and penalties collected by the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** under **TITLE 2, SUBTITLE 1 OF THIS ARTICLE,** this subtitle, **[**Subtitle**] SUBTITLES 2, 3, 4, AND** 5 of this title, **[**and**]** Title 12, Subtitles **1,** 4, 9, **[**and**]** 10**, AND 11** of this article**, TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE, AND TITLE 7 OF THE BUSINESS REGULATION ARTICLE** into the General Fund of the State.

(c) The purpose of the Fund is to cover the direct and indirect costs of fulfilling the statutory and regulatory duties of the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** related to:

(1) **TITLE 2, SUBTITLE 1 OF THIS ARTICLE;**

(2) This subtitle;

(3) SUBTITLE 2 OF THIS TITLE;

(4) SUBTITLE 3 OF THIS TITLE;

(5) SUBTITLE 4 OF THIS TITLE;

[(2)]**(6)** Subtitle 5 of this title;

(7) TITLE 12, SUBTITLE 1 OF THIS ARTICLE;

[(3)]**(8)** Title 12, Subtitle 4 of this article;

[(4)]**(9)** Title 12, Subtitle 9 of this article;

[(5)]**(10)** Title 12, Subtitle 10 of this article; [and]

(11) TITLE 12, SUBTITLE 11 OF THIS ARTICLE;

(12) TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE;

(13) TITLE 7 OF THE BUSINESS REGULATION ARTICLE; AND

[(6)]**(14)** Any other expense authorized in the State budget.

(d) (1) The annual State budget shall include the costs and expenses of the Commissioner relating to the [regulation] **SUPERVISION** of **CONSUMER LENDING, INSTALLMENT LENDING, SALES FINANCE COMPANIES,** mortgage lending, mortgage origination, **CHECK CASHING SERVICES,** money transmission, debt management services, [and] debt settlement services**, STUDENT LOAN SERVICERS, AND CREDIT SERVICES BUSINESSES, AND THE STATE COLLECTION AGENCY LICENSING BOARD RELATING TO COLLECTION AGENCIES**.

(2) Any expenditures from the Fund to cover costs and expenses of the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** may be made only:

(i) With an appropriation from the Fund approved by the General Assembly in the annual State budget; or

(ii) By the budget amendment procedure provided for in § 7–209 of the State Finance and Procurement Article.

(3) If, in any fiscal year, the amount of the revenue collected by the Commissioner **AND THE STATE COLLECTION AGENCY LICENSING BOARD** and deposited into the Fund exceeds the actual appropriation for the Commissioner to **[**regulate**] SUPERVISE CONSUMER LENDING UNDER SUBTITLE 2 OF THIS TITLE; INSTALLMENT LENDING UNDER SUBTITLE 3 OF THIS TITLE; SALES FINANCE COMPANIES UNDER SUBTITLE 4 OF THIS TITLE;** mortgage lending under Subtitle 5 of this title; mortgage origination under this subtitle; **CHECK CASHING SERVICES UNDER TITLE 12, SUBTITLE 1 OF THIS ARTICLE;** money transmission under Title 12, Subtitle 4 of this article; debt management services under Title 12, Subtitle 9 of this article; **[**and**]** debt settlement services under Title 12, Subtitle 10 of this article**; STUDENT LOAN SERVICERS UNDER TITLE 12, SUBTITLE 11 OF THIS ARTICLE; CREDIT SERVICES BUSINESSES UNDER TITLE 14, SUBTITLE 19 OF THE COMMERCIAL LAW ARTICLE; AND COLLECTION AGENCIES UNDER TITLE 7 OF THE BUSINESS REGULATION ARTICLE**, the excess amount shall be carried forward within the Fund.

(e) (1) The State Treasurer is the custodian of the Fund.

(2) The State Treasurer shall deposit payments received from the Commissioner into the Fund.

(f) (1) (i) The Fund is a special, nonlapsing fund that is not subject to § 7–302 of the State Finance and Procurement Article.

(ii) The Fund may not be deemed a part of the General Fund of the State.

(2) Unless otherwise provided by law, no part of the Fund may revert or be credited to:

(i) The General Fund of the State; or

(ii) Any other special fund of the State.”.

On page 33, after line 23, insert:

“12–405.

(a) A person may not engage in the business of money transmission if that person, or the person with whom that person engages in the business of money transmission, is located in the State unless that person:

(1) Is licensed by the Commissioner;

(2) Is an authorized delegate of a licensee under whose name the business of money transmission occurs; or

(3) Is a person exempted from licensing under this subtitle.

12–426.

(e) (2) If a violator fails to comply with an order issued under paragraph (1) of this subsection, the Commissioner may impose a civil penalty **[**of up to $1,000**] NOT EXCEEDING:**

(I) **$10,000** for the first violation**;** and

(II) **[**$5,000**] $25,000** for each subsequent violation from which the violator failed to cease and desist or for which the violator failed to take affirmative action.".

On page 34, in line 27, strike "2." and substitute "4.".

AMENDMENT NO. 6

On page 37, in line 21, strike "**MAINLY**"; in the same line, after "**FINANCING**" insert "**POST–SECONDARY**"; in the same line, after "**OTHER**" insert "**POST–SECONDARY**"; and in line 25, strike "**AN INDIVIDUAL**" and substitute "**A RESIDENT**".

On page 38, strike beginning with the colon in line 4 down through "**A**" in line 5 and substitute "**A**"; strike beginning with the semicolon in line 6 down through "**STATE**" in line 8; and in line 18, strike "**EDUCATION**".

On pages 38 through 42, strike in their entirety the lines beginning with line 22 on page 38 through line 15 on page 42, inclusive, and substitute:

"**12–1104.**

(A) TO QUALIFY FOR A LICENSE, AN APPLICANT SHALL SATISFY THE COMMISSIONER THAT THE APPLICANT IS OF GOOD MORAL CHARACTER, AND HAS SUFFICIENT FINANCIAL RESPONSIBILITY, BUSINESS EXPERIENCE, AND GENERAL FITNESS TO:

(1) ENGAGE IN THE BUSINESS OF STUDENT LOAN SERVICER;

(2) WARRANT THE BELIEF THAT THE BUSINESS WILL BE CONDUCTED LAWFULLY, HONESTLY, FAIRLY, AND EFFICIENTLY; AND

(3) COMMAND THE CONFIDENCE OF THE PUBLIC.

(B) THE COMMISSIONER MAY DENY AN APPLICATION FOR A LICENSE TO ANY PERSON WHO HAS BEEN OFFICIALLY REPRIMANDED OR HAS COMMITTED ANY ACT THAT WOULD BE GROUNDS FOR SUSPENSION OR REVOCATION OF A LICENSE UNDER THIS SUBTITLE.

12–1105.

(A) THIS SECTION DOES NOT APPLY TO ANY CORPORATION IF SECURITIES OF THE CORPORATION ARE EXEMPT FROM REGISTRATION UNDER § 11–601(8) OR (12) OF THE CORPORATIONS AND ASSOCIATIONS ARTICLE.

(B) IN CONNECTION WITH AN INITIAL APPLICATION FOR A LICENSE UNDER § 12–1106 OF THIS SUBTITLE, AND AT ANY OTHER TIME THE COMMISSIONER REQUESTS, AN APPLICANT OR LICENSEE SHALL PROVIDE TO THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY INFORMATION CONCERNING THE APPLICANT'S IDENTITY, AS WELL AS OTHER INFORMATION THAT THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY REQUIRES, INCLUDING:

(1) FINGERPRINTS FOR SUBMISSION TO THE FEDERAL BUREAU OF INVESTIGATION, AND ANY OTHER GOVERNMENTAL AGENCY OR ENTITY AUTHORIZED TO RECEIVE THE INFORMATION, FOR A STATE, NATIONAL, OR INTERNATIONAL CRIMINAL HISTORY BACKGROUND CHECK; AND

(2) PERSONAL HISTORY AND EXPERIENCE IN A FORM PRESCRIBED BY THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY, INCLUDING THE SUBMISSION OF AUTHORIZATION FOR THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY AND THE COMMISSIONER TO OBTAIN:

(I) AN INDEPENDENT CREDIT REPORT FROM A CONSUMER REPORTING AGENCY DESCRIBED IN THE FEDERAL FAIR CREDIT REPORTING ACT, 15 U.S.C. § 1681A(P); AND

(II) INFORMATION RELATED TO ANY ADMINISTRATIVE, CIVIL, OR CRIMINAL FINDINGS BY ANY GOVERNMENTAL JURISDICTION.

(C) THE COMMISSIONER MAY REQUEST FROM THE FEDERAL BUREAU OF INVESTIGATION OR THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY, AS APPLICABLE, FOR EACH APPLICANT OR LICENSEE WHO IS REQUIRED TO PROVIDE FINGERPRINTS UNDER SUBSECTION (B) OF THIS SECTION:

(1) (I) THE STATE, NATIONAL, OR INTERNATIONAL CRIMINAL HISTORY RECORDS OF THE APPLICANT OR LICENSEE; AND

(II) A PRINTED STATEMENT LISTING ANY CONVICTION OR OTHER DISPOSITION OF, AND ANY PLEA OF GUILTY OR NOLO CONTENDERE TO, ANY CRIMINAL CHARGE;

(2) (I) AN UPDATE OF THE INITIAL CRIMINAL HISTORY RECORDS CHECK OR CRIMINAL HISTORY BACKGROUND CHECK OF THE APPLICANT OR LICENSEE; AND

(II) A REVISED STATEMENT LISTING ANY CONVICTION OR OTHER DISPOSITION OF, AND ANY PLEA OF GUILTY OR NOLO CONTENDERE TO, ANY CRIMINAL CHARGE OCCURRING AFTER THE DATE OF THE INITIAL CRIMINAL HISTORY RECORDS CHECK OR CRIMINAL HISTORY BACKGROUND CHECK; AND

(3) AN ACKNOWLEDGED RECEIPT OF THE APPLICATION FOR A CRIMINAL HISTORY RECORDS CHECK OR CRIMINAL HISTORY BACKGROUND CHECK OF THE APPLICANT OR LICENSEE.

(D) AN APPLICANT OR LICENSEE WHO IS REQUIRED TO PROVIDE FINGERPRINTS UNDER SUBSECTION (B) OF THIS SECTION SHALL PAY ANY PROCESSING OR OTHER FEES REQUIRED BY THE FEDERAL BUREAU OF INVESTIGATION AND THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY.

(E) TO IMPLEMENT THIS SUBTITLE, THE COMMISSIONER MAY USE THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY AS A CHANNELING AGENT TO REQUEST INFORMATION FROM AND DISTRIBUTE INFORMATION TO THE DEPARTMENT OF JUSTICE, ANY OTHER GOVERNMENTAL AGENCY WITH SUBJECT MATTER JURISDICTION, AND ANY OTHER STATE LICENSING ENTITY THAT HAS LOAN ORIGINATORS REGISTERED WITH THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY.

12–1106.

(A) TO APPLY FOR A LICENSE, AN APPLICANT SHALL:

(1) COMPLETE, SIGN, AND SUBMIT TO THE COMMISSIONER AN APPLICATION MADE UNDER OATH IN THE FORM, AND IN ACCORDANCE WITH THE PROCESS, THAT THE COMMISSIONER REQUIRES; AND

(2) PROVIDE ALL INFORMATION THAT THE COMMISSIONER REQUESTS.

(B) THE APPLICANT SHALL COMPLY WITH ALL CONDITIONS AND PROVISIONS OF THE APPLICATION FOR LICENSURE AND BE ISSUED A LICENSE BEFORE ACTING AS A STUDENT LOAN SERVICER.

(C) WITH EACH APPLICATION, THE APPLICANT SHALL PAY THE FOLLOWING FEES TO THE COMMISSIONER:

(1) A NONREFUNDABLE LICENSE FEE OF $1,000; AND

(2) A NONREFUNDABLE INVESTIGATION FEE OF $800.

(D) IN ADDITION TO THE LICENSE FEE REQUIRED UNDER SUBSECTION (C) OF THIS SECTION, AN APPLICANT FOR AN INITIAL LICENSE SHALL PAY TO THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY ANY FEES THAT THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY IMPOSES IN CONNECTION WITH THE APPLICATION.

(E) FOR EACH LICENSE FOR WHICH AN APPLICANT APPLIES, THE APPLICANT SHALL:

(1) SUBMIT A SEPARATE APPLICATION; AND

(2) PAY ALL FEES REQUIRED UNDER THIS SECTION.

(F) A PERSON WHO KNOWINGLY MAKES A FALSE STATEMENT UNDER OATH ON AN APPLICATION FILED WITH THE COMMISSIONER UNDER THIS SECTION IS GUILTY OF PERJURY AND ON CONVICTION IS SUBJECT TO THE PENALTIES OF § 9–101 OF THE CRIMINAL LAW ARTICLE.

(G) THE COMMISSIONER MAY ADOPT REGULATIONS THAT REQUIRE AN APPLICANT THAT SERVICES LESS THAN 100 BORROWERS TO INCLUDE IN AN APPLICATION UNDER SUBSECTION (A) OF THIS SECTION A NONREFUNDABLE LICENSE FEE OR NONREFUNDABLE INVESTIGATION FEE THAT IS LOWER THAN THE FEES UNDER SUBSECTION (C) OF THIS SECTION.

12–1107.

(A) WITH THE APPLICATION FOR A NEW LICENSE, AN APPLICANT SHALL FILE A SURETY BOND WITH THE COMMISSIONER.

(B) (1) THE BOND SHALL RUN TO THE COMMISSIONER, AS OBLIGEE, FOR THE BENEFIT OF:

(I) THE STATE; AND

(II) ANY STUDENT LOAN BORROWER WHO HAS BEEN DAMAGED BY A VIOLATION COMMITTED BY A LICENSEE OF ANY LAW OR REGULATION GOVERNING THE ACTIVITIES OF STUDENT LOAN SERVICES.

(2) THE BOND SHALL BE:

(I) IN AN AMOUNT DETERMINED BY THE COMMISSIONER;

(II) ISSUED BY A SURETY COMPANY THAT:

1. IS AUTHORIZED TO DO BUSINESS IN THE STATE; AND

2. HOLDS A CERTIFICATE OF AUTHORITY ISSUED BY THE MARYLAND INSURANCE COMMISSIONER; AND

(III) CONDITIONED THAT THE LICENSEE SHALL COMPLY WITH ALL MARYLAND AND FEDERAL LAWS REGULATING THE STUDENT LOAN SERVICERS.

(3) THE LIABILITY OF THE SURETY:

(I) SHALL BE CONTINUOUS;

(II) MAY NOT BE AGGREGATED OR CUMULATIVE, WHETHER OR NOT THE BOND IS RENEWED, CONTINUED, REPLACED, OR MODIFIED;

(III) MAY NOT BE DETERMINED BY ADDING TOGETHER THE PENAL SUM OF THE BOND, OR ANY PART OF THE PENAL SUM OF THE BOND, IN EXISTENCE AT ANY TWO OR MORE POINTS IN TIME;

(IV) SHALL BE CONSIDERED TO BE ONE CONTINUOUS OBLIGATION, REGARDLESS OF INCREASES OR DECREASES IN THE PENAL SUM OF THE BOND;

(V) MAY NOT BE AFFECTED BY:

1. THE INSOLVENCY OR BANKRUPTCY OF THE LICENSEE;

2. ANY MISREPRESENTATION, BREACH OF WARRANTY, FAILURE TO PAY A PREMIUM, OR ANY OTHER ACT OR OMISSION OF THE LICENSEE OR AN AGENT OF THE LICENSEE; OR

3. THE SUSPENSION OF THE LICENSEE'S LICENSE;

(VI) MAY NOT REQUIRE AN ADMINISTRATIVE ENFORCEMENT ACTION BY THE COMMISSIONER AS A PREREQUISITE TO LIABILITY; AND

(VII) SHALL CONTINUE FOR 3 YEARS AFTER THE LATER OF THE DATE ON WHICH:

1. THE BOND IS CANCELED; OR

2. THE LICENSEE, FOR ANY REASON, CEASES TO BE LICENSED.

(4) (I) A BOND MAY BE CANCELED BY THE SURETY OR THE LICENSEE BY GIVING NOTICE OF CANCELLATION TO THE COMMISSIONER.

(II) NOTICE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL:

1. BE IN WRITING; AND

2. BE SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

(III) A CANCELLATION OF A BOND UNDER THIS PARAGRAPH IS NOT EFFECTIVE UNTIL 90 DAYS AFTER RECEIPT OF A NOTICE OF CANCELLATION BY THE COMMISSIONER.

(5) A CLAIM AGAINST THE BOND MAY BE FILED WITH THE SURETY BY:

(I) A CLAIMANT; OR

(II) THE COMMISSIONER FOR THE BENEFIT OF A CLAIMANT OR THE STATE.

(6) IF THE AMOUNT OF CLAIMS AGAINST A BOND EXCEEDS THE AMOUNT OF THE BOND, THE SURETY:

(I) SHALL PAY THE AMOUNT OF THE BOND TO THE COMMISSIONER FOR PRO RATA DISTRIBUTION TO CLAIMANTS; AND

(II) IS RELIEVED OF LIABILITY UNDER THE BOND.

(7) IF THE PENAL AMOUNT OF A BOND IS REDUCED BY PAYMENT OF A CLAIM OR JUDGMENT, THE LICENSEE SHALL FILE A NEW OR ADDITIONAL BOND WITH THE COMMISSIONER.

(8) A PENALTY IMPOSED AGAINST A LICENSEE UNDER §12–1120 OF THIS SUBTITLE MAY BE COLLECTED AND PAID FROM THE PROCEEDS OF A BOND REQUIRED UNDER THIS SECTION.

12–1108.

(A) WHEN AN APPLICANT FOR A LICENSE FILES A COMPLETED APPLICATION AND PAYS THE FEES REQUIRED BY § 12–1106 OF THIS SUBTITLE, THE COMMISSIONER SHALL CONDUCT AN INVESTIGATION TO DETERMINE IF THE APPLICANT MEETS THE REQUIREMENTS OF § 12–1104 OF THIS SUBTITLE.

(B) THE COMMISSIONER SHALL APPROVE OR DENY AN APPLICATION WITHIN 60 DAYS AFTER THE COMMISSIONER RECEIVES A COMPLETED APPLICATION.

12–1109.

(A) IF AN APPLICANT DOES NOT MEET THE REQUIREMENTS § 12–1104 OF OF THIS SUBTITLE, THE COMMISSIONER SHALL:

(1) IMMEDIATELY NOTIFY THE APPLICANT IN WRITING OF THIS FACT; AND

(2) RETURN THE BOND FILED UNDER § 12–1107 OF THIS SUBTITLE.

(B) WITHIN 30 DAYS AFTER THE COMMISSIONER DENIES AN APPLICATION, THE COMMISSIONER SHALL:

(1) FILE IN THE COMMISSIONER'S OFFICE A WRITTEN DECISION CONTAINING THE FINDINGS AND CONCLUSIONS ON WHICH THE DENIAL WAS BASED;

(2) SEND A COPY OF THE DECISION TO THE APPLICANT; AND

(3) NOTIFY THE APPLICANT BY CERTIFIED MAIL OF THE APPLICANT'S RIGHT TO A HEARING TO BE HELD IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

(C) (1) AN APPLICANT WHO SEEKS A HEARING ON A LICENSE APPLICATION DENIAL SHALL FILE A WRITTEN REQUEST FOR A HEARING WITHIN 45 DAYS FOLLOWING RECEIPT OF THE NOTICE TO THE APPLICANT OF THE APPLICANT'S RIGHT TO A HEARING.

(2) A HEARING DATE ESTABLISHED IN RESPONSE TO THE FILING OF A REQUEST FOR A HEARING UNDER THIS SUBSECTION MAY BE POSTPONED ONLY ONCE FOR A PERIOD OF UP TO 30 DAYS AFTER THE INITIAL HEARING DATE.

12–1110.

(A) AN INITIAL LICENSE TERM SHALL:

(1) BEGIN ON THE DAY THE LICENSE IS ISSUED; AND

(2) EXPIRE ON DECEMBER 31 OF THE YEAR:

(I) THE LICENSE IS ISSUED, IF THE LICENSE IS ISSUED BEFORE NOVEMBER 1; OR

(II) SUCCEEDING THE YEAR THAT THE LICENSE WAS ISSUED, IF THE LICENSE IS ISSUED ON OR AFTER NOVEMBER 1.

(B) AT LEAST 60 DAYS BEFORE ITS EXPIRATION, A LICENSE MAY BE RENEWED IF THE LICENSEE:

(1) OTHERWISE IS ENTITLED TO BE LICENSED;

(2) PAYS TO THE COMMISSIONER A NONREFUNDABLE RENEWAL FEE SET BY THE COMMISSIONER; AND

(3) SUBMITS TO THE COMMISSIONER A RENEWAL APPLICATION ON THE FORM THAT THE COMMISSIONER REQUIRES.

(C) SUBJECT TO ANY REGULATIONS THE COMMISSIONER ADOPTS IN CONNECTION WITH THE NATIONWIDE MORTGAGE LICENSING SYSTEM AND REGISTRY, A RENEWAL TERM SHALL:

(1) BE FOR A PERIOD OF 1 YEAR;

(2) BEGIN ON JANUARY 1 OF EACH YEAR AFTER THE INITIAL TERM; AND

(3) EXPIRE ON DECEMBER 31 OF THE YEAR THE RENEWAL TERM BEGINS.".

On page 42, in line 16, strike "**12–1109.**" and substitute "**12–1111.**".

On page 43, strike in their entirety lines 3 through 6, inclusive; in lines 7 and 17, strike "**12–1110.**" and "**12–1111.**", respectively, and substitute "**12–1112.**" and "**12–1113.**", respectively; in line 11, strike "**AND**"; in line 13, after the second "**ADDRESS**" insert "**; AND**

(3) NOTIFY THE COMMISSIONER IN WRITING OF ANY CHANGE IN CONTROL AND RECEIVE WRITTEN APPROVAL FROM THE COMMISSIONER FOR THE CHANGE IN CONTROL BEFORE THE LICENSEE UNDERGOES THE CHANGE IN CONTROL";

and strike beginning with "**EXCEPT**" in line 18 down through the second "**A**" in line 20 and substitute "**A**".

AMENDMENT NO. 7

On page 44, strike beginning with "**THE**" in line 4 down through "**(2)**" in line 6; in lines 12 and 15, strike "**(3)**" and "**(4)**", respectively, and substitute "**(2)**" and "**(3)**", respectively; in lines 20 and 24, strike "**12–1112.**" and "**12–1113.**", respectively, and substitute "**12–1114.**" and "**12–1116.**", respectively; strike beginning with the comma in line 22 down through "**ACT**" in line 23; and after line 23, insert:

"**12–1115.**

(A) IN THIS SECTION, "NONCONFORMING PAYMENT" MEANS A PAYMENT ON A STUDENT EDUCATION LOAN OF A STUDENT LOAN BORROWER THAT IS MORE OR LESS THAN THE REQUIRED PAYMENT.

(B) EXCEPT AS OTHERWISE PROVIDED IN FEDERAL LAW, FEDERAL STUDENT EDUCATION LOAN AGREEMENTS, OR A CONTRACT BETWEEN THE FEDERAL GOVERNMENT AND A LICENSEE, A LICENSEE SHALL TAKE THE ACTIONS UNDER THIS SECTION.

(C) A LICENSEE SHALL RESPOND TO A WRITTEN INQUIRY FROM A STUDENT LOAN BORROWER OR THE REPRESENTATIVE OF A STUDENT LOAN BORROWER WITHIN 30 DAYS AFTER RECEIVING THE INQUIRY.

(D) (1) IF A LICENSEE RECEIVES A NONCONFORMING PAYMENT ON A STUDENT EDUCATION LOAN OF A STUDENT LOAN BORROWER, A LICENSEE SHALL ASK THE STUDENT LOAN BORROWER HOW THE BORROWER PREFERS THE LICENSEE TO APPLY THE NONCONFORMING PAYMENT.

(2) A LICENSEE SHALL:

(I) NOTE HOW THE STUDENT LOAN BORROWER PREFERS THE LICENSEE TO APPLY A NONCONFORMING PAYMENT;

(II) APPLY THE NONCONFORMING PAYMENT IN THE MANNER PREFERRED BY THE STUDENT LOAN BORROWER; AND

(III) UNTIL THE STUDENT LOAN BORROWER INDICATES OTHERWISE, APPLY ANY FUTURE NONCONFORMING PAYMENTS IN THE SAME MANNER PREFERRED BY THE BORROWER UNDER ITEM (I) OF THIS PARAGRAPH.

(E) (1) THIS SUBSECTION APPLIES TO THE SALE, ASSIGNMENT, OR OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN THAT RESULTS IN A CHANGE IN THE IDENTITY OF THE PERSON TO WHOM A STUDENT LOAN BORROWER IS REQUIRED TO:

(I) SEND PAYMENTS; OR

(II) DIRECT ANY COMMUNICATIONS CONCERNING THE STUDENT EDUCATION LOAN.

(2) AS A CONDITION OF A SALE, AN ASSIGNMENT, OR ANY OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN, A LICENSEE SHALL REQUIRE THE NEW STUDENT LOAN SERVICER TO:

(I) HONOR ALL BENEFITS ORIGINALLY REPRESENTED AS AVAILABLE TO A STUDENT LOAN BORROWER DURING THE REPAYMENT OF THE STUDENT EDUCATION LOAN; AND

(II) PRESERVE THE AVAILABILITY OF THE BENEFITS UNDER ITEM (I) OF THIS PARAGRAPH, INCLUDING ANY BENEFITS FOR WHICH THE STUDENT LOAN BORROWER HAS NOT YET QUALIFIED.

(3) A LICENSEE SHALL TRANSFER TO THE NEW STUDENT LOAN SERVICER SERVICING THE STUDENT EDUCATION LOAN ALL INFORMATION REGARDING:

(I) THE STUDENT LOAN BORROWER;

(II) THE ACCOUNT OF THE STUDENT LOAN BORROWER; AND

(III) THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.

(4) THE INFORMATION REQUIRED UNDER PARAGRAPH (3) OF THIS SUBSECTION INCLUDES:

(I) THE REPAYMENT STATUS OF THE STUDENT LOAN BORROWER; AND

(II) ANY BENEFITS ASSOCIATED WITH THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.

(5) A LICENSEE SHALL COMPLETE THE TRANSFER OF INFORMATION REQUIRED UNDER PARAGRAPH (3) OF THIS SUBSECTION WITHIN 45 DAYS AFTER THE SALE, ASSIGNMENT, OR OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN.

(6) THE SALE, ASSIGNMENT, OR OTHER TRANSFER OF THE SERVICING OF A STUDENT EDUCATION LOAN SHALL BE COMPLETED AT LEAST 7 DAYS BEFORE THE NEXT PAYMENT ON THE LOAN IS DUE.

(F) (1) THIS SUBSECTION APPLIES TO A LICENSEE WHO OBTAINS THE RIGHT TO SERVICE A STUDENT EDUCATION LOAN.

(2) A LICENSEE SHALL ADOPT POLICIES AND PROCEDURES TO VERIFY THAT THE LICENSEE HAS RECEIVED ALL INFORMATION REGARDING:

(I) THE STUDENT LOAN BORROWER;

(II) THE ACCOUNT OF THE STUDENT LOAN BORROWER; AND

(III) THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.

(3) THE INFORMATION REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION INCLUDES:

(I) THE REPAYMENT STATUS OF THE STUDENT LOAN BORROWER; AND

(II) ANY BENEFITS ASSOCIATED WITH THE STUDENT EDUCATION LOAN OF THE STUDENT LOAN BORROWER.".

On page 45, in line 32, strike "**12–1114.**" and substitute "**12–1117.**".

On page 46, strike beginning with the colon in line 1 down through "**RETAIN**" in line 2 and substitute "**RETAIN**"; in line 3, strike "**EXAMINERS, AUDITORS, OR**"; in line 4, strike the semicolon and substitute a period; strike in their entirety lines 5 through 22, inclusive; in line 23, strike "**12–1115.**" and substitute "**12–1118.**"; in lines 24 and 25, strike "**AND EXAMINATIONS**"; and strike beginning with the colon in line 25 down through "**AND**" in line 29.

On page 47, in line 1, strike "**(3) DISCOVERING**" and substitute "**DISCOVERING**"; and after line 1, insert:

"**(B) A LICENSEE SHALL PAY TO THE COMMISSIONER A PER–DAY FEE SET BY THE COMMISSIONER FOR EACH OF THE COMMISSIONER'S EMPLOYEES ENGAGED IN THE INVESTIGATION AND OTHER COSTS ASSOCIATED WITH THE INVESTIGATION.**".

On pages 47 and 48, strike in their entirety the lines beginning with line 2 on page 47 through line 18 on page 48, inclusive.

On page 48, in line 19, strike "**12–1116.**" and substitute "**12–1119.**"; in line 20, before "**THE**" insert "**(A)**"; in lines 20 and 21, strike "**A STUDENT LOAN SERVICER**" and substitute "**ANY PERSON**"; in line 23, after "**OR**" insert "**IS NOT**"; and after line 25, insert:

"**(B) THIS SECTION APPLIES TO ANY PERSON WHO IS ENGAGED IN THE BUSINESS OF SERVICING STUDENT EDUCATION LOANS IN THE STATE ACTUALLY OR THROUGH SUBTERFUGE.**".

On pages 48 and 49, strike in their entirety the lines beginning with line 26 on page 48 through line 24 on page 49, inclusive, and substitute:

"**12–1120.**

(A) SUBJECT TO THE HEARING PROVISIONS OF § 12–1121 OF THIS SUBTITLE, THE COMMISSIONER MAY SUSPEND OR REVOKE THE LICENSE OF ANY LICENSEE IF THE LICENSEE OR ANY OWNER, DIRECTOR, OFFICER, MEMBER, PARTNER, STOCKHOLDER, EMPLOYEE, OR AGENT OF THE LICENSEE:

(1) MAKES ANY MATERIAL MISSTATEMENT IN AN APPLICATION FOR A LICENSE;

(2) IS CONVICTED UNDER THE LAWS OF THE UNITED STATES OR OF ANY STATE OF:

(I) A FELONY; OR

(II) A MISDEMEANOR THAT IS DIRECTLY RELATED TO THE FITNESS AND QUALIFICATION OF THE PERSON TO ENGAGE IN STUDENT LOAN SERVICING;

(3) IN CONNECTION WITH ANY STUDENT EDUCATION LOAN:

(I) COMMITS ANY FRAUD;

(II) ENGAGES IN ANY ILLEGAL OR DISHONEST ACTIVITIES; OR

(III) MISREPRESENTS OR FAILS TO DISCLOSE ANY MATERIAL FACTS TO ANYONE ENTITLED TO THAT INFORMATION;

(4) VIOLATES ANY PROVISION OF THIS SUBTITLE OR ANY RULE OR REGULATION ADOPTED UNDER IT OR ANY OTHER LAW REGULATING STUDENT LOAN SERVICERS IN THE STATE; OR

(5) OTHERWISE DEMONSTRATES UNWORTHINESS, BAD FAITH, DISHONESTY, OR ANY OTHER QUALITY THAT INDICATES THAT THE BUSINESS OF THE LICENSEE HAS NOT BEEN OR WILL NOT BE CONDUCTED HONESTLY, FAIRLY, EQUITABLY, AND EFFICIENTLY.

(B) IN DETERMINING WHETHER THE LICENSE OF A LICENSEE SHOULD BE SUSPENDED OR REVOKED FOR A REASON DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION, THE COMMISSIONER SHALL CONSIDER:

(1) THE NATURE OF THE CRIME;

(2) THE RELATIONSHIP OF THE CRIME TO THE ACTIVITIES AUTHORIZED BY THE LICENSE;

(3) WITH RESPECT TO A MISDEMEANOR, THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE LICENSEE TO ENGAGE IN STUDENT LOAN SERVICING;

(4) THE LENGTH OF TIME SINCE THE CONVICTION; AND

(5) THE BEHAVIOR AND ACTIVITIES OF THE LICENSEE SINCE THE CONVICTION.

(C) (1) THE COMMISSIONER MAY ENFORCE THE PROVISIONS OF THIS SUBTITLE AND REGULATIONS ADOPTED UNDER THIS SUBTITLE BY:

(I) ISSUING AN ORDER:

1. TO CEASE AND DESIST FROM THE VIOLATION AND ANY FURTHER SIMILAR VIOLATIONS; AND

2. REQUIRING THE VIOLATOR TO TAKE AFFIRMATIVE ACTION TO CORRECT THE VIOLATION, INCLUDING THE RESTITUTION OF MONEY OR PROPERTY TO ANY PERSON AGGRIEVED BY THE VIOLATION; AND

(II) IMPOSING A CIVIL PENALTY NOT EXCEEDING $5,000 FOR EACH VIOLATION.

(D) IF A VIOLATOR FAILS TO COMPLY WITH AN ORDER ISSUED UNDER SUBSECTION (C)(1)(I) OF THIS SECTION, THE COMMISSIONER MAY IMPOSE A CIVIL PENALTY NOT EXCEEDING $100,000 FOR EACH VIOLATION FROM WHICH THE VIOLATOR FAILED TO CEASE AND DESIST OR FOR WHICH THE VIOLATOR FAILED TO TAKE AFFIRMATIVE ACTION TO CORRECT.

(E) THE COMMISSIONER MAY FILE A PETITION IN THE CIRCUIT COURT FOR ANY COUNTY SEEKING ENFORCEMENT OF AN ORDER ISSUED UNDER THIS SECTION.

(F) IN DETERMINING THE AMOUNT OF A FINANCIAL PENALTY TO BE IMPOSED UNDER SUBSECTION (C) OF THIS SECTION, THE COMMISSIONER SHALL CONSIDER:

(1) THE SERIOUSNESS OF THE VIOLATION;

(2) THE GOOD FAITH OF THE VIOLATOR;

(3) THE VIOLATOR'S HISTORY OF PREVIOUS VIOLATIONS;

(4) THE DELETERIOUS EFFECT OF THE VIOLATION ON THE PUBLIC AND STUDENT LOAN SERVICER INDUSTRY;

(5) THE ASSETS OF THE VIOLATOR; AND

(6) ANY OTHER FACTORS RELEVANT TO THE DETERMINATION OF THE FINANCIAL PENALTY.

12–1121.

(A) BEFORE THE COMMISSIONER TAKES ANY ACTION UNDER § 12–1120 OF THIS SUBTITLE, THE COMMISSIONER SHALL GIVE THE LICENSEE AN OPPORTUNITY FOR A HEARING.

(B) NOTICE OF THE HEARING SHALL BE GIVEN AND THE HEARING SHALL BE HELD IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

(C) THE HEARING NOTICE TO THE LICENSEE SHALL BE SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, TO THE PRINCIPAL PLACE OF BUSINESS OF THE LICENSEE AT LEAST 30 DAYS BEFORE THE HEARING.

12–1122.

(A) A LICENSEE WHO WILLFULLY FAILS TO COMPLY WITH ANY REQUIREMENT IMPOSED UNDER THIS SUBTITLE WITH RESPECT TO A STUDENT LOAN BORROWER IS LIABLE TO THE BORROWER IN AN AMOUNT EQUAL TO THE SUM OF:

(1) ANY ACTUAL DAMAGES SUSTAINED BY THE BORROWER AS A RESULT OF THE FAILURE;

(2) A MONETARY AWARD EQUAL TO 3 TIMES THE TOTAL AMOUNT THE LICENSEE COLLECTED FROM THE BORROWER, AS DETERMINED BY THE COMMISSIONER;

(3) PUNITIVE DAMAGES AS THE COURT MAY ALLOW; AND

(4) IF A BORROWER PREVAILS IN AN ACTION UNDER THIS SUBSECTION:

(I) THE COSTS OF THE ACTION; AND

(II) REASONABLE ATTORNEY'S FEES AS DETERMINED BY THE COURT.

(B) A LICENSEE WHO NEGLIGENTLY FAILS TO COMPLY WITH ANY REQUIREMENT IMPOSED UNDER THIS SUBTITLE WITH RESPECT TO A STUDENT LOAN BORROWER IS LIABLE TO THAT BORROWER IN AN AMOUNT EQUAL TO THE SUM OF:

(1) ANY ACTUAL DAMAGES SUSTAINED BY THE CONSUMER AS A RESULT OF THE FAILURE; AND

(2) IF A BORROWER PREVAILS IN AN ACTION UNDER THIS SUBSECTION:

(I) THE COSTS OF THE ACTION; AND

(II) REASONABLE ATTORNEY'S FEES AS DETERMINED BY THE COURT.".

On page 49, in line 25, strike "**12–1118.**" and substitute "**12–1123.**"; and in line 27, after "**ASSEMBLY**" insert "**, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE,**".

On page 50, in line 2, after the semicolon insert "**AND**"; strike beginning with the semicolon in line 4 down through "**SERVICERS**" in line 6; in line 7, strike "**12–1119.**" and substitute "**12–1124.**"; in line 8, before "**THE**" insert "**(A)**"; in line 9, after "**SUBTITLE**" insert "**THAT ARE:**

(1) CONSISTENT WITH THE PURPOSES OF THIS SUBTITLE; AND

(2) APPROPRIATE FOR THE EFFECTIVE ADMINISTRATION OF THIS SUBTITLE.

(B) REGULATIONS THAT THE COMMISSIONER ADOPTS UNDER THIS SUBTITLE SHALL INCLUDE REGULATIONS:

(1) REGARDING THE ACTIVITIES OF STUDENT LOAN SERVICERS THAT ARE NECESSARY AND APPROPRIATE FOR THE PROTECTION OF STUDENT LOAN BORROWERS IN THE STATE;

(2) NECESSARY AND APPROPRIATE TO DEFINE UNFAIR AND DECEPTIVE PRACTICES BY STUDENT LOAN SERVICERS;

(3) DEFINING THE TERMS USED IN THIS SUBTITLE;

(4) NECESSARY AND APPROPRIATE TO INTERPRET AND IMPLEMENT THIS SUBTITLE; AND

(5) NECESSARY FOR THE ENFORCEMENT OF THIS SUBTITLE";

and before line 10, insert:

"**12–1125.**

(A) ALL REVENUE RECEIVED FOR THE LICENSING OF PERSONS UNDER THIS SUBTITLE AND ANY OTHER FEE, INVESTIGATION FEE OR ASSESSMENT, OR REVENUE RECEIVED BY THE COMMISSIONER UNDER THIS SUBTITLE SHALL BE:

(1) CREDITED TO THE NONDEPOSITORY SPECIAL FUND ESTABLISHED UNDER TITLE 11, SUBTITLE 6 OF THIS ARTICLE; AND

(2) USED IN ACCORDANCE WITH § 11–610 OF THIS ARTICLE.

(B) NOTWITHSTANDING SUBSECTION (A) OF THIS SECTION, THE COMMISSIONER SHALL PAY ALL FINES AND PENALTIES COLLECTED BY THE COMMISSIONER UNDER THIS SUBTITLE INTO THE GENERAL FUND OF THE STATE.".

AMENDMENT NO. 8

On page 50, in lines 10, 20, 26, and 31, strike "3.", "4.", "5.", and "6.", respectively, and substitute "5.", "6.", "7.", and "8.", respectively; in line 23, after "study" insert ":

(i)";

in the same line, after "cryptocurrencies" insert ", initial coin offerings, cryptocurrency exchanges,";

in the same line, strike the second "and"; after line 23, insert:

"(ii) the Consumer Financial Protection Bureau arbitration rule and the Model State Consumer and Employee Justice Enforcement Act, including reviewing similar laws adopted in other states;

(iii) the possible exemption of retailers of manufactured homes from the definition of "mortgage originator" in federal law; and

(iv) the U.S. Department of Labor rule and any Securities and Exchange Commission actions in addressing conflicts of interest of broker–dealers offering of investment advice by aligning the standard of care for broker–dealers with that of the fiduciary duty of investment advisors; and";

in line 24, strike "for State actions to regulate cryptocurrencies"; in line 25, after "and" insert ", in accordance with § 2–1246 of the State Government Article,"; and in the same line, after "Assembly" insert "regarding:

(i) State action to regulate cryptocurrencies, initial coin offerings, and cryptocurrency exchanges;

(ii) changes to State law to provide the protection intended by the Model State Consumer and Employee Justice Enforcement Act;

(iii) changes to State law to provide the protection intended by the U.S. Department of Labor conflicts of interest rule addressing fiduciary duty standards of care; and

(iv) clarification of State law to ensure that Maryland buyers of manufactured homes are protected in their homebuying transaction".

On page 51, after line 4, insert:

"SECTION 9. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect January 1, 2019.";

in line 5, strike "7." and substitute "10."; and in the same line, after "That" insert ", except as provided in Section 9 of this Act,".

The preceding 8 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 629 – Senators Kelley, Benson, Brochin, Conway, Feldman, Ferguson, Guzzone, Kagan, King, Lee, Madaleno, Manno, Muse, Nathan–Pulliam, Oaks, Ramirez, Robinson, Rosapepe, Smith, Young, and Zucker

AN ACT concerning

Correctional Facilities – Pregnant Inmates – Medical Care

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) AND THE FAVORABLE REPORT.

SB0629/478977/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 629
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in the sponsor line strike "and Zucker" and substitute "Zucker, and Zirkin".

AMENDMENT NO. 2
On page 5, after line 13, insert:

"**(VI) ACCESS TO CHILD PLACEMENT RESOURCES, INCLUDING:**

1. INFORMATION ABOUT ADOPTION OR REFERRAL TO ADOPTION RESOURCES, INCLUDING KINSHIP ADOPTION, OPEN AND CLOSED ADOPTION, AND AGENCY AND PRIVATE ADOPTION;

2. FOSTER CARE; AND

3. KINSHIP CARE;";

and in lines 14 and 20, strike "**(VI)**" and "**(VII)**", respectively, and substitute "**(VII)**" and "**(VIII)**", respectively.

On page 6, in lines 3 and 6, strike "**(VIII)**" and "**(IX)**", respectively, and substitute "**(IX)**" and "**(X)**", respectively.
`

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 34

Senate Bill 788 – Senators Kagan, Bates, Feldman, Guzzone, Kelley, King, Klausmeier, Lee, Madaleno, Ready, Smith, and Young

AN ACT concerning

Public Information Act – Revisions

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Conway moved the Bill be recommitted.

The motion was adopted.

SENATE THIRD READING CALENDAR NO. 69 (GENERAL SENATE BILLS)

Senate Bill 499 – Senators Simonaire, Brochin, Cassilly, Hough, Muse, Norman, Ready, and Smith

AN ACT concerning

Public Safety – Hit and Run Suspects – Yellow Alert Program

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

Affirmative – 45 Negative – 0 (See Roll Call No. 738)

The Bill was then sent to the House of Delegates.

Senate Bill 928 – Senators Benson, Madaleno, and Oaks

AN ACT concerning

Prince George's County – Property Tax Credit – ~~Supermarkets~~ Grocery Stores

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

Affirmative – 45 Negative – 0 (See Roll Call No. 739)

The Bill was then sent to the House of Delegates.

Senate Bill 961 – Calvert County Senators

AN ACT concerning

Calvert County – Youth Recreational Opportunities Fund and Distribution From Admissions and Amusement Tax Revenues

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

Affirmative – 45 Negative – 0 (See Roll Call No. 740)

The Bill was then sent to the House of Delegates.

Senate Bill 999 – Senators Peters and DeGrange

AN ACT concerning

Recordation Tax – Exemptions

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

Affirmative – 45 Negative – 0 (See Roll Call No. 741)

The Bill was then sent to the House of Delegates.

Senate Bill 1016 – Senator Rosapepe

AN ACT concerning

State Employee and Retiree Health and Welfare Benefits Program – ~~Expansion of Participating Units~~ Employees of Qualifying Organizations

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

Affirmative – 31 Negative – 13 (See Roll Call No. 742)

The Bill was then sent to the House of Delegates.

Senate Bill 1025 – Senators Madaleno, Ferguson, and Guzzone

AN ACT concerning

Department of Legislative Services – Study – Sales and Use Tax Collection by Out–of–State Vendors

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

Affirmative – 45 Negative – 0 (See Roll Call No. 743)

The Bill was then sent to the House of Delegates.

Senate Bill 1064 – Chair, Budget and Taxation Committee (By Request – Departmental – University System of Maryland)

AN ACT concerning

Academic Facilities Bonding Authority

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

Affirmative – 45 Negative – 0 (See Roll Call No. 744)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 70 (GENERAL SENATE BILLS)

Senate Bill 838 – Senator Smith

AN ACT concerning

Criminal Procedure – Coram Nobis – Time for Filing

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

Affirmative – 29 Negative – 16 (See Roll Call No. 745)

The Bill was then sent to the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 45 Members present.

(See Roll Call No. 746)

ADJOURNMENT

At 10:57 A.M. on motion of Senator Peters the Senate adjourned until 10:00 A.M. on Legislative Day March 19, 2018, Calendar Day, Wednesday, March 21, 2018 in prayer for Great Mills High School.