Journal *of* Proceedings

of the

Senate
of
Maryland

2019 Regular Session

Volume II

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Donald G. Hopkins
Journal Clerk

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

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Annapolis, Maryland
Wednesday, February 13, 2019
10:00 A.M. Session

The Senate met at 10:13 A.M.

Prayer by Reverend Pernevlyn Coggins, According to the Word, guest of Senator Ellis.

(See Exhibit A of Appendix III)

QUORUM CALL

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

(See Roll Call No. 192)

On motion of Senator Guzzone it was ordered that Senators Edwards, Nathan–Pulliam and Serafini be excused from today's session.

The Journal of February 12, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 28

Senate Bill 884 – Senators Jennings, Bailey, Eckardt, Edwards, Gallion, Hershey, Hough, Ready, Reilly, Salling, and Serafini

AN ACT concerning

Public Schools – School Resource Officers – Firearms Required

FOR the purpose of requiring a Baltimore City school police officer or a school resource officer to carry a firearm while present on the premises of a certain school; and generally relating to school resource officers.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–318(d)(3)(i) and 7–1508
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 7–1501(a) and (j)

Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 885 – Senator King

AN ACT concerning

Income Tax Credit – Employers – Eligible Internships

FOR the purpose of allowing certain employers a credit, up to a certain amount, against the State income tax for employing certain eligible interns subject to certain limitations; requiring an eligible employer to enter into a certain agreement with a certain eligible institution of higher education; requiring a certain eligible employer to submit a certain application to the Department of Labor, Licensing, and Regulation at a certain time; requiring the Department to approve certain applications on a first–come, first–served basis and within a certain time period; limiting the amount of tax credit certificates that may be issued in any taxable year to a certain amount; prohibiting the carryforward of the credit; requiring the Department to adopt certain regulations; requiring the Comptroller, in consultation with the Department, to report to the General Assembly on or before a certain date; defining certain terms; providing for the application and termination of this Act; and generally relating to a tax credit for certain internships.

BY adding to
Article – Tax – General
Section 10–749
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 886 – Senator Hershey

AN ACT concerning

Public Utilities – Solar Photovoltaic Systems

FOR the purpose of altering the application of a provision requiring the payment of a certain deposit with the Public Service Commission in connection with a certain application to construct a certain solar photovoltaic system; altering the period of time within which the Commission shall refund the deposit under certain circumstances; altering the period of time after which a certain deposit is deemed to be abandoned; altering the period of time within which a person may request a certain extension for a certain project; and generally relating to solar photovoltaic systems.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–207.2
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–20B–05(a) through (e)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 887 – Senator Augustine

AN ACT concerning

Motor Vehicles – Duplicate Driver's Licenses – Victims of Robbery or Theft

FOR the purpose of requiring the Motor Vehicle Administration, when processing an application for a duplicate license of a victim of a robbery or theft whose license is taken during the robbery or theft, to issue the duplicate license free of charge under certain circumstances; and generally relating to duplicate driver's licenses and victims of robbery or theft.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–114
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 24

February 13, 2019

1.	Sen. Griffith	St. Paul Towne Center	B&T
2.	Sen. Elfreth	Annapolis Shakespeare Theater	B&T

3.	Sen. Elfreth	Deale Volunteer Fire Department	B&T
4.	Sen. Carter	Maryland Grand Lodge	B&T
5.	Sen. Hough Sen. Young	CrossRoads Freedom Center Recovery Housing	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

FINANCE COMMITTEE REPORT NO. 7

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

Senate Bill 29 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Licensure of Insurance Producers and Public Adjusters – Continuing Education Requirements

SB0029/247271/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 29
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "license;" insert "requiring, rather than authorizing, the Commissioner to adopt certain regulations; requiring that certain regulations require providers of continuing education to submit certain evidence to the Maryland Insurance Commissioner within a certain time period; requiring the Commissioner to study and report on the adequacy and effectiveness of certain course offerings to certain committees of the General Assembly on or before a certain date;".

AMENDMENT NO. 2

On page 2, in line 1, strike "**30**" and substitute "**15**".

AMENDMENT NO. 3

On page 4, in line 16, after "(e)" insert "**(1)**"; in the same line, strike "may" and substitute "**SHALL**"; and after line 16, insert:

"**(2) THE REGULATIONS ADOPTED BY THE COMMISSIONER UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL REQUIRE PROVIDERS OF CONTINUING EDUCATION TO SUBMIT EVIDENCE OF COURSE COMPLETION TO THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE WITHIN 10 DAYS AFTER COMPLETING A COURSE OF CONTINUING EDUCATION.**".

AMENDMENT NO. 4

On page 6, after line 27, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31, 2019, the Maryland Insurance Commissioner, in consultation with the Independent Insurance Agents of Maryland, the Insurance Agents and Brokers of Maryland, the Maryland Association of Health Underwriters, and the National Association of Insurance and Financial Advisors of Maryland, shall study and report to the Senate Finance Committee and the House Economic Matters Committee, in accordance with § 2–1246 of the State Government Article, on the adequacy and effectiveness of course offerings for insurance producer continuing education in the State, including an examination of the role of organizations of insurance producers in providing and reviewing such course offerings.";

and in line 28, 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.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 6

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

Senate Bill 123 – Senator Pinsky

AN ACT concerning

Election Law – Coordinated Expenditures and Donations – Investigation

Senator Cassilly moved to make the Bill and Report a Special Order for February 14, 2019.

The motion was adopted.

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

Senate Bill 140 – Washington County Senators

AN ACT concerning

Washington County – Archery Hunting – Safety Zone

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. 193)

SENATE THIRD READING CALENDAR NO. 11 (GENERAL SENATE BILLS)

Senate Bill 35 – Senator Young

AN ACT concerning

State Personnel – Professional Service – Maryland School for the Deaf – Teachers

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

Affirmative – 44 Negative – 0 (See Roll Call No. 194)

The Bill was then sent to the House of Delegates.

QUORUM CALL

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

(See Roll Call No. 195)

ADJOURNMENT

At 10:44 A.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Thursday, February 14, 2019.

Annapolis, Maryland
Thursday, February 14, 2019
10:00 A.M. Session

The Senate met at 10:12 A.M.

Prayer by Pastor Jim Hamilton, Church of the Square Baltimore, guest of Senator Ferguson.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 42 Members present.

(See Roll Call No. 197)

On motion of Senator Guzzone it was ordered that Senators Edwards, Kagan, Nathan–Pulliam, Serafini and Zirkin be excused from today's session.

The Journal of February 13, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 29

Senate Bill 888 – Senator Eckardt

AN ACT concerning

Dorchester County – Sunday Hunting – Deer Firearms Season

FOR the purpose of authorizing the Department of Natural Resources to allow a person to hunt deer on certain Sundays during the deer firearms season on certain property in Dorchester County, subject to certain provisions of law; and generally relating to Sunday deer hunting in Dorchester County.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–410(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Natural Resources

Section 10–410(a)(12)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 889 – Senator Eckardt

AN ACT concerning

Dorchester County – Sunday Hunting – Deer Bow Hunting Season

FOR the purpose of authorizing the Department of Natural Resources to allow a person to hunt deer during the bow hunting season on certain property on certain Sundays in Dorchester County, subject to certain provisions of law; making a conforming change; and generally relating to Sunday deer hunting in Dorchester County.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–410(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–410(a)(2)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Natural Resources
Section 10–410(a)(12)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 890 – Senator Eckardt

AN ACT concerning

Dorchester County – Sunday Hunting – Deer Muzzle Loader Season

FOR the purpose of authorizing the Department of Natural Resources to allow a person to hunt deer on Sundays during the deer muzzle loader season on certain property in Dorchester County, subject to certain provisions of law; and generally relating to Sunday deer hunting in Dorchester County.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 10–410(a)(1)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Natural Resources
Section 10–410(a)(12)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 891 – Senators Feldman, Benson, Hayes, Hershey, and Klausmeier

AN ACT concerning

Consumer Protection – Resale of Tickets – Disclosures and Refunds

FOR the purpose of prohibiting a ticket reseller from selling or offering to sell tickets that are not currently in the possession of the reseller unless the reseller makes certain disclosures; requiring a reseller to refund a certain deposit or other consideration within a certain period of time, under certain circumstances; and generally relating to the resale of tickets.

BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 13–310
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY adding to
Article – Commercial Law
Section 13–310.1
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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

Senate Bill 892 – Carroll County Senators

AN ACT concerning

Carroll County – Gaming – Home Games – Bingo

FOR the purpose of adding bingo in Carroll County to the list of home games that an individual may conduct in a common area of a residential property under certain circumstances; and generally relating to gaming.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1C–01
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 893 – **Senator Zirkin**

AN ACT concerning

Medical Cannabis – Provider Applications – Opioid Use Disorder

FOR the purpose of encouraging the Natalie M. LaPrade Medical Cannabis Commission to approve provider applications for patients who have an opioid use disorder; and generally relating to provider applications for medical cannabis for patients with an opioid use disorder.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3304(d)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 894 – **Senator Augustine**

AN ACT concerning

Child Protection – Reporting – Threat of Harm

FOR the purpose of authorizing an individual to notify the local department of social services or the appropriate law enforcement agency if the individual has reason to believe that a verbal threat of imminent severe bodily harm or death to a child has been made by a certain individual and that the child is at substantial risk of child abuse; specifying certain procedures and requirements for a report concerning a certain verbal threat of harm to a child; authorizing the local department or law enforcement agency to receive a report concerning a certain verbal threat of harm to a child; requiring the law enforcement agency to immediately refer the report to the local department under certain circumstances; requiring the Secretary of Human Services to adopt certain regulations; requiring the local department to make a

thorough investigation to protect the health, safety, and welfare of any child who may be at substantial risk of abuse under certain circumstances; requiring the local department to conduct a certain investigation jointly with the appropriate law enforcement agency; authorizing the local department to decline to make an investigation of a certain subsequent report under certain circumstances; requiring the local department and the appropriate law enforcement agency to take certain actions; providing certain immunity to a person who participates in certain activities relating to a report made under this Act; making stylistic changes; and generally relating to child protection.

BY repealing and reenacting, with amendments,
Article – Family Law
Section 5–704.1, 5–706.2, and 5–708
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 895 – Senator Kelley

AN ACT concerning

Business Regulation – Tobacco Products and Electronic Smoking Devices – Revisions

FOR the purpose of increasing the amount of certain license fees; requiring certain licensees to post a certain sign in a certain location; altering the minimum age for an individual to purchase or be sold tobacco products; authorizing the Maryland Department of Health to conduct certain inspections of licensed retailers for a certain purpose; authorizing the Department to use certain individuals to assist in conducting a certain inspection; prohibiting the sale of tobacco products through a vending machine unless it is located in a certain establishment; renaming electronic nicotine delivery systems to be electronic smoking devices; prohibiting repealing certain provisions of law authorizing an affirmative defense for examining employer and school identifications; repealing a provision of law prohibiting an underage individual from using or possessing tobacco products or obtaining tobacco products with false identification; requiring certain retailers to pay for certain civil fines on behalf of certain other individuals; altering the definitions of certain terms; making conforming changes; and generally relating to tobacco products.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 16–204(b), 16–209, 16–302, 16–3A–01, 16–3A–02, and 16.5–203(b); and 16.7–101, 16.7–102, 16.7–201 through 16.7–204, 16.7–206, 16.7–207, 16.7–209(e), 16.7–211, and 16.7–213 to be under the amended title "Title 16.7. Electronic Smoking Devices Licenses"
Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Business Regulation
Section 16–308.2, 16.5–214.1, 16.5–217.1, 16.7–204.1, and 16.7–213.1
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–101 and 10–107
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing
Article – Criminal Law
Section 10–108
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Health – General
Section 13–1001(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–1001(u), 13–1015, 24–305(b), (c), and (d), and 24–307(a) through (d)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 1–1201 and 1–1203(c) and (d)
Annotated Code of Maryland
(2013 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Local Government
Section 1–1203(a)
Annotated Code of Maryland
(2013 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 7–317(f)

Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 896 – Senator Ferguson

AN ACT concerning

Arts Education in Maryland Schools Alliance Grant

FOR the purpose of requiring the Governor to include in the annual State budget a certain appropriation for a certain purpose; providing that the grant is in addition to and may not supplant funds otherwise granted to the Arts Education in Maryland Schools Alliance; and generally related to a grant for the Arts Education in Maryland Schools Alliance.

BY adding to
Article – Education
Section 5–221
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 897 – Senator Ferguson

AN ACT concerning

University of Maryland Joint Steering Council – Renaming and Funding

FOR the purpose of renaming the University of Maryland Joint Steering Council to be the MPowering Joint Steering Council; requiring the Governor to include a certain appropriation in the annual State budget for the Council; requiring a certain appropriation to be used to supplement, and not supplant, funding otherwise appropriated for the Council; altering a certain definition; and generally relating to the University of Maryland Joint Steering Council.

BY repealing and reenacting, without amendments,
Article – Education
Section 12–301(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 12–301(c) and 12–304

Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 898 – Senator Carter

AN ACT concerning

Public Safety – Investigation of an Officer–Involved Death
(Law Enforcement Trust and Transparency Act)

FOR the purpose of requiring each law enforcement agency to develop and implement a certain policy requiring the investigation of a certain officer–involved death; requiring that a certain policy require a certain investigation to be performed by a certain number of investigators who have certain qualifications; requiring certain investigators to submit a certain report to a certain State's Attorney at a certain time; requiring certain investigators to release a certain report to the public under certain circumstances; providing that this Act shall not be interpreted to prohibit a certain review of a certain officer–involved death for a certain purpose; defining certain terms; and generally relating to investigations of law enforcement officers.

BY adding to
Article – Public Safety
Section 3–507.1
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 899 – Senator Carter

AN ACT concerning

Juvenile Law – Probation

FOR the purpose of requiring the duration of a term of probation for a certain child to be consistent with certain treatment and rehabilitation needs of the child; specifying that the duration of a term of probation may not exceed a certain period of time, except under certain circumstances; authorizing the juvenile court to require an additional term of probation, not to exceed a certain period of time, under certain circumstances; and generally relating to juvenile probation.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–8A–19(d)(1)
Annotated Code of Maryland

(2013 Replacement Volume and 2018 Supplement)

BY adding to
Article – Courts and Judicial Proceedings
Section 3–8A–19(d)(7)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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

Senate Bill 900 – **Senators Young and Nathan–Pulliam**

AN ACT concerning

State Board of Physicians – Naturopathic Doctors – Formulary Content and Scope of Practice

FOR the purpose of authorizing a certain formulary developed by the Naturopathic Doctors Formulary Council and adopted by the State Board of Physicians to include certain prescription drugs and devices; authorizing a licensed naturopathic doctor to dispense, order, or administer certain natural medicines in a certain manner; authorizing a licensed naturopathic doctor to prescribe, dispense, and administer certain prescription drugs and medical foods in a certain manner; making conforming changes; and generally relating to naturopathic doctors.

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 14–5F–04.1(b) and (c)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 14–5F–04.1(d) and 14–5F–14
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 901 – **Senators Hayes, Ferguson, and Lam**

AN ACT concerning

Maryland Trauma Fund – State Primary Adult Resource Center – Reimbursement of On–Call and Standby Costs

FOR the purpose of altering the purpose of the Maryland Trauma Physician Services Fund to include subsidizing the documented costs incurred by the State primary adult resource center to maintain certain on–call and standby health care providers; requiring the Maryland Health Care Commission to develop certain guidelines for the reimbursement of certain costs; and generally relating to reimbursement of on–call and standby costs incurred by the State primary adult resource center.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–130(a)(1) and (5)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–130(b) and (d)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 902 – Senator Hayes

AN ACT concerning

Public Health – Products Containing a Flame–Retardant Chemical – Prohibition on Import or Sale

FOR the purpose of prohibiting a person from importing, selling, or offering for sale any juvenile product, mattress, upholstered furniture, or reupholstered furniture that contains more than a certain amount of certain chemicals; repealing certain provisions of law regarding the importing, sale, or offering for sale of any child care product containing certain chemicals; establishing certain civil penalties; authorizing a court to enjoin a certain action; authorizing the Secretary of Health to suspend implementation of certain provisions of this Act under certain circumstances; requiring the Maryland Department of Health to adopt certain regulations on or before a certain date; providing for the application of certain provisions of this Act; making conforming changes; defining certain terms; and generally relating to products containing flame–retardant chemicals.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 24–306
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to

Article – Health – General
Section 24–306.1
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 903 – Senator Hayes

AN ACT concerning

Health Information – Commercial Sale

FOR the purpose of requiring a covered entity, business associate, or subcontractor to obtain authorization from an individual before engaging in the commercial sale of certain health information; requiring a covered entity, business associate, or subcontractor to inform an individual that the individual may elect to receive a share of any payment received by the covered entity, business associate, or subcontractor for the commercial sale of certain health information before the individual authorizes a certain sale; requiring that a certain authorization meet certain requirements; prohibiting a covered entity, business associate, or subcontractor from discriminating against or penalizing a certain individual for certain actions; authorizing the Maryland Department of Health to adopt regulations to carry out this Act; prohibiting the Department from taking certain actions on or before a certain date; providing for the construction of certain provisions of this Act; defining certain terms; and generally relating to the commercial sale of health information.

BY adding to
Article – Health – General
Section 4–501 to be under the new subtitle "Subtitle 5. Commercial Sale of Health Information"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 904 – Senators Kelley and Elfreth

AN ACT concerning

Maryland Department of Health – Family Planning Program – Funding

FOR the purpose of prohibiting the Maryland Department of Health from accepting certain federal funding under certain circumstances; requiring the Governor to fund the Family Planning Program with a certain level of State funds under certain circumstances; requiring the Governor to provide certain funding for certain family

planning grants for a certain fiscal year and for each fiscal year thereafter; and generally relating to funding for the Family Planning Program.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 13–3401
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3402
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 905 – **Senator Waldstreicher**

AN ACT concerning

Action for Change of Name – Procedures and Requirements

FOR the purpose of requiring an individual to provide certain information to a court in a certain action for a change of name; requiring certain documents to be served on certain persons if the individual whose name is sought to be changed is a minor; prohibiting a court from requiring publication of certain notice in an action for change of name; authorizing an individual to object to a petition for change of name; providing for a hearing on an objection to a petition under certain circumstances; requiring a court to grant a request to shield certain court records under certain circumstances; providing for the application of this Act; and generally relating to changing rules concerning an action for a change of name.

BY adding to
Article – Courts and Judicial Proceedings
Section 3–2201 and 3–2202 to be under the new subtitle "Subtitle 22. Actions for Change of Name"
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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

Senate Bill 906 – **Senators Serafini and Feldman**

AN ACT concerning

Income Tax – Itemized Deductions

FOR the purpose of allowing an individual to itemize deductions to compute Maryland taxable income whether or not the individual itemizes deductions on the individual's federal income tax return; providing that Maryland itemized deductions shall be determined in a certain manner for an individual who does not itemize deductions on the individual's federal income tax return; providing for the application of this Act; and generally relating to deductions allowed for Maryland income tax purposes.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–217(a)(1) and 10–218
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 907 – Senators Serafini, Carozza, Hough, Ready, Reilly, Salling, and Simonaire

AN ACT concerning

Pain–Capable Unborn Child Protection Act

FOR the purpose of prohibiting, except under certain circumstances, the performance or inducement or attempted performance or inducement of an abortion on a pregnant woman unless a certain determination as to the probable age of the unborn child is made by a certain physician; providing that the failure of a physician to perform certain actions is deemed "unprofessional conduct"; prohibiting the performance or inducement or attempted performance or inducement of an abortion on a pregnant woman if the probable age of an unborn child is a certain number of weeks, except under certain circumstances; requiring an abortion to be performed in a certain manner under certain circumstances; requiring certain physicians to submit a certain report to the Maryland Department of Health that includes certain information; requiring the Department to issue a certain public report by a certain date each year that includes certain information; requiring the Department to adopt certain regulations on or before a certain date; establishing certain civil and criminal penalties; authorizing certain persons to bring a civil action under certain circumstances; authorizing certain persons to apply to a certain court for permanent or temporary injunctive relief against a certain person under certain circumstances; providing for the award of certain attorney's fees under certain circumstances; prohibiting the award of damages to a plaintiff under certain circumstances; requiring a court to make a certain determination in a certain proceeding; requiring a court to issue certain orders under certain circumstances; requiring certain persons to use a pseudonym to bring a certain action in court under certain circumstances; providing for the construction of various provisions of this Act; stating certain findings of the General Assembly; defining certain terms; and generally relating to the Pain–Capable Unborn Child Protection Act.

BY adding to
Article – Health – General
Section 20–217 through 20–225 to be under the new part "Part V. Pain–Capable Unborn Child Protection Act"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 908 – Calvert County Senators

AN ACT concerning

Calvert County – State's Attorney – Annual Salary

FOR the purpose of altering the salary of the State's Attorney for Calvert County to be equal to the salary of a circuit court judge; providing for the application of this Act; and generally relating to the State's Attorney for Calvert County.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 15–405
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 909 – Senator Feldman

AN ACT concerning

Health Care Practitioners – Medical Examinations on Anesthetized or Unconscious Patients

FOR the purpose of prohibiting health care practitioners and certain students and trainees from performing certain examinations on a patient who is under anesthesia or unconscious unless the health care practitioner, student, or trainee obtained informed consent from the patient for the examination, the performance of the examination is within the scope of care for the patient, or the patient is unconscious and the examination is required for diagnostic purposes; authorizing certain health occupations boards to take certain actions against certain health care practitioners under certain circumstances and in accordance with certain hearing provisions; defining a certain term; and generally relating to medical examinations on anesthetized or unconscious patients.

BY adding to

Article – Health Occupations
Section 1–221.1
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 910 – Senator Feldman

AN ACT concerning

Ratepayer Reduction for Renewable Energy Act

FOR the purpose of requiring an electric company to contract for certain renewable energy credits and electricity generated from certain Tier 1 renewable sources to meet a certain portion of the renewable energy portfolio standard for electricity that the electric company provides to certain customers beginning on a certain date; requiring an electric company to solicit bids for a certain contract from certain renewable energy facilities; requiring an electric company to use a competitive procurement process to award a certain contract; requiring that a term for a certain contract be for a certain minimum and maximum duration; requiring an electric company to submit a certain contract to the Public Service Commission for review and approval before awarding the contract; requiring the Commission to approve a certain contract under certain circumstances; requiring an awarded contract to be subject to the Commission's regulatory authority; requiring the Commission to adopt certain regulations on or before a certain date; providing for the application of this Act; and generally relating to the renewable energy portfolio standard.

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–701(a) and (r)
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY adding to
Article – Public Utilities
Section 7–703.1
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

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

Senate Bill 911 – Senators Beidle, Carter, Elfreth, Kagan, Lee, and Washington

AN ACT concerning

Gender Diversity in the Boardroom – Annual Report or Nonprofit Sales and Use Tax Exemption Application

FOR the purpose of establishing the intent of the General Assembly to promote gender diversity in corporate management and boardrooms; requiring a certain entity applying to the Comptroller to qualify as an organization to which a sale is exempt from certain sales and use taxes to include in the application certain information relating to the female representation on the applicant's board of directors; requiring a certain entity submitting a certain annual report to the State Department of Assessments and Taxation to include in the report certain information relating to female representation on the entity's board of directors; requiring the Comptroller to make a certain report to the General Assembly on or before a certain date each year; and generally relating to gender diversity in corporate management and boardrooms.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 11–204(a)(3) and (5)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–204(c)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 11–101
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 912 – Senator Beidle

AN ACT concerning

Maryland Healthy Working Families Act – Adverse Actions – Absence Control Policy

FOR the purpose of prohibiting a certain provision of the Maryland Healthy Working Families Act from being construed to prohibit an employer from applying a certain absence control policy under certain circumstances; and generally relating to diverse actions prohibited under the Maryland Healthy Working Families Act.

BY repealing and reenacting, with amendments,

Article – Labor and Employment
Section 3–1309
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 913 – Senator Beidle

AN ACT concerning

State Retirement and Pension System – Administration – Retiree Information for Direct Mailings

FOR the purpose of repealing a requirement that certain requests by retiree organizations to the Board of Trustees for the State Retirement and Pension System for certain information to assist in direct mailings to certain retirees must be made at certain times each year; and generally relating to direct mailings to retirees of the State Retirement and Pension System.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 21–128(a) and (b)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–128(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 914 – Senators Beidle, Peters, and Pinsky

AN ACT concerning

Transportation – Magnetic Levitation Projects – Requirements

FOR the purpose of establishing that a certain transportation project involving a magnetic levitation propulsion system may not be constructed and the State may not authorize the use of or access to a State–owned right–of–way or State property for the project without the consent of a majority of the governing bodies of the affected counties given after the project owner provides the affected counties with a complete listing of any private property that will need to be condemned as part of the project; requiring a project owner to provide to each governing body of an affected county a

bond that is subject to certain requirements; providing for the application of this Act; and generally relating to requirements for transportation projects involving a magnetic levitation propulsion system.

BY adding to
Article – Transportation
Section 9–101 to be under the new title "Title 9. Railroads"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 915 – Senators Lam and Young

AN ACT concerning

Public School Students – Vision Services and the Vision for Maryland Program

FOR the purpose of requiring each county board of education to coordinate with the Vision for Maryland Program to ensure that certain students are able to receive eye examinations and, if necessary, eyeglasses; requiring each county board or county health department to provide eye examinations for certain students; establishing the Vision for Maryland Program; requiring the Maryland Department of Health to carry out the Program in consultation with certain entities; requiring the Program to provide eye examinations and eyeglasses to certain students under certain circumstances; requiring certain services to be provided in a certain manner; authorizing the Program to receive funding from certain sources; requiring the Program to report certain information to certain committees of the General Assembly on or before a certain date each year; and generally relating to vision services for students in public schools.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–404
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 13–3901 to be under the new subtitle "Subtitle 39. Vision for Maryland Program"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 916 – Senator Lam

AN ACT concerning

Physicians – Dispensing Permit Exemption – Prepackaged Topical

FOR the purpose of providing that certain provisions of law do not prohibit a physician from personally dispensing a prepackaged topical; establishing a certain exception to the requirement to receive a certain written permit; defining a certain term; and generally relating to the dispensing of a prepackaged topical by a physician.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 12–102(c)(2)(ii)1.C. and (k) through (m)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health Occupations
Section 12–102(k)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 917 – Senators Lam and Young

AN ACT concerning

Land Use – Comprehensive Plans – Housing Element

FOR the purpose of requiring the planning commissions for certain local jurisdictions to include a housing element in the comprehensive plan for their respective jurisdictions; requiring the housing element in certain comprehensive plans to include a plan to address certain issues; and generally relating to the requirement of a housing element in comprehensive plans.

BY repealing and reenacting, with amendments,
Article – Land Use
Section 1–406 and 3–102
Annotated Code of Maryland
(2012 Volume and 2018 Supplement)

BY adding to
Article – Land Use
Section 1–407.1 and 3–114
Annotated Code of Maryland
(2012 Volume and 2018 Supplement)

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

Senate Bill 918 – Senator Lam

AN ACT concerning

State Department of Assessments and Taxation – Assessments, Audits, Records, and Appeals
(SDAT Reform Act of 2019)

FOR the purpose of requiring the State Department of Assessments and Taxation to hold certain public education sessions; requiring the Department to adopt regulations to establish a procedure by which a person may request certain corrections to certain records maintained by the Department; requiring the Department to publish on the Department's website the methodology by which the Department classifies certain property; requiring the Department to establish certain audit procedures and regulations to implement those procedures; requiring certain valuation records and a certain description of certain resources and tools provided by the Department to be included with certain notices; altering certain information required to be included in a certain database maintained by the Department; requiring the Department to maintain a certain portal, available to the public on the Department's website, that permits certain persons to access and download certain assessment worksheets and cards; altering the circumstances under which the Department provides copies of certain assessment worksheets and cards; increasing the number of days in which a notice of assessment may be appealed; requiring certain information to be available before a hearing on notice of property assessment made by a supervisor under certain circumstances; providing that the value or classification in the notice may be appealed to property tax assessment appeal boards in counties other than where the property is located under certain circumstances; requiring that a person making a certain appeal before a supervisor of assessments receive a copy of a certain notice from the Department regarding the property that is the subject of the appeal at least a certain number of days before a certain hearing; requiring that a person making a certain appeal before a property tax assessment appeal board receive a copy of a certain notice from the Department regarding the property that is the subject of the appeal at least a certain number of days before a certain hearing; altering rights of taxpayers in the Property Owner's Bill of Rights; requiring the Department of Legislative Services to report to the General Assembly on or before a certain date on a comparison of certain staffing levels; making certain stylistic changes; and generally relating to the State Department of Assessments and Taxation, property assessments, and appeals.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 1–402, 2–202, 8–401, 14–201, 14–502, 14–509(a) and (e), 14–510.1, and 14–511
Annotated Code of Maryland

(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Tax – Property
Section 2–211(g), 2–218.1, and 2–218.2
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 919 – Senators Lam and Young

AN ACT concerning

Election Law – Absentee Ballot Requests, Delivery, and Marking

FOR the purpose of requiring the State Board of Elections approved absentee ballot application to require the applicant to provide certain information; repealing a provision of law requiring a local board of elections to provide an absentee ballot by facsimile transmission if requested by a voter; altering a certain provision of law to require a local board to provide an absentee ballot by the Internet only if requested by certain voters, rather than to any voter on request; authorizing the State Board to provide an accessible optional online ballot marking tool for use by certain voters, rather than by any voter, who request to have an absentee ballot sent by the Internet; and generally relating to absentee ballot requests, delivery, and marking.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 9–305, 9–306, and 9–308.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

Senate Bill 920 – Senator Eckardt

AN ACT concerning

Talbot County – Alcoholic Beverages – Election Days

FOR the purpose of repealing certain provisions regarding a prohibition on the sale or provision of alcoholic beverages within an election district or precinct of Talbot County on the day of a certain election during the hours when the polls are open; and generally relating to alcoholic beverages in Talbot County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages

Section 30–102
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing
Article – Alcoholic Beverages
Section 30–2005
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

Senate Bill 921 – Senator Hough

AN ACT concerning

Frederick County – Ethics and Campaign Activity – County Board and Commission Members and Board of License Commissioners

FOR the purpose of prohibiting a member of the Board of License Commissioners of Frederick County from having an authorized candidate campaign committee and campaign finance entity while serving as a member of the Board; requiring a certain individual appointed to the Board to close an open authorized candidate campaign committee and campaign finance entity by a certain day; prohibiting an appointed member of the Frederick County Board of Zoning Appeals, the Frederick County Ethics Commission, the Frederick County Planning Commission, or the Board of License Commissioners of Frederick County from having an authorized candidate campaign committee and campaign finance entity while serving as a member of the board or commission; requiring a certain individual appointed to a certain board or commission to close an open authorized candidate campaign committee and campaign finance entity by a certain day; and generally relating to ethics and campaign activity in Frederick County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 20–201
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 20–202
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – General Provisions

Section 5–865
Annotated Code of Maryland
(2014 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 5–866
Annotated Code of Maryland
(2014 Volume and 2018 Supplement)

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

Senate Bill 922 – Senators Gallion, Bailey, Hershey, and Jennings

AN ACT concerning

Agriculture – Milk and Milk–Based Products – Labeling

FOR the purpose of prohibiting a person from selling, offering for sale, or advertising a product labeled as milk or a milk–based product if the product is not derived from a cow or another animal; defining a certain term; and generally relating to labeling for milk and milk–based products.

BY adding to
Article – Agriculture
Section 10–401 to be under the new subtitle "Subtitle 4. Milk and Milk–Based Products"
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 923 – Senator Gallion

AN ACT concerning

Harford County – Hunting – Deer Management Permits

FOR the purpose of authorizing an individual who hunts under a Deer Management Permit in Harford County to use certain firearms to hunt deer throughout the year, including all deer hunting seasons, in the locations and under the conditions set forth in the permit; authorizing an individual who hunts under a Deer Management Permit in Harford County to hunt deer on certain lands under certain conditions; and generally relating to hunting deer under a Deer Management Permit in Harford County.

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 10–415(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 924 – Senator Gallion

AN ACT concerning

Maryland Dentistry Act – Practice of Dentistry – Scope and Prohibited Act

FOR the purpose of prohibiting a person from being considered to be practicing dentistry or violating certain provisions of law based solely on whether the person provides certain services or engages in certain acts; providing that certain provisions of law do not prohibit a dentist or dental practice from contracting to receive or receiving certain services or benefiting from certain acts; prohibiting the State Board of Dental Examiners from prohibiting a person from contracting to provide or engaging in certain services or benefiting from certain acts, or a dentist or dental practice from contracting to receive or receiving certain services or benefiting from certain acts; prohibiting a person from aiding or abetting the unauthorized practice of dentistry in the State; defining a certain term; altering a certain definition; and generally relating to the practice of dentistry.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 4–101, 4–301, and 4–601
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 925 – Senator West

AN ACT concerning

Licensing and Registration – Unpaid Fines or Failure to Appear – Penalties

FOR the purpose of repealing the requirement that an individual have a certain amount of certain overdue fines before qualifying to enter into a payment plan with the clerk of the court to pay the overdue fines; requiring the clerk of the court to notify the Motor Vehicle Administration of the establishment of a payment plan; repealing the requirement that the Administration suspend the license to drive and registration of all vehicles of an individual for a failure of the individual to satisfy a certain judgment; repealing the penalty of suspension of a driver's license for dispensing motor fuel into a dirt bike from a retail pump at a service station in Baltimore City;

requiring that a traffic citation provide certain notice; requiring a court to provide the Administration with information regarding the amount of an outstanding fine under certain circumstances; authorizing the Administration to refuse to issue, reissue, or renew a person's driver's license under certain circumstances; prohibiting the issuance of a warrant by a court under certain circumstances; providing that the Administration may register or transfer the registration of a vehicle involved in certain civil violations if the owner enters into a payment plan with the clerk of the court under certain provisions of law; clarifying the circumstances under which the Administration may charge a fee to an individual, after the individual fails to satisfy certain civil citations, for renewal of vehicle registration; requiring the Administration to provide notice to the owner of a motor vehicle of certain outstanding fines in a notice of renewal; providing for the application of this Act; and generally relating to penalties for the failure to appear in court or pay fines for traffic or parking violations.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–504.1
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing
Article – Transportation
Section 17–204 and 21–1128(e)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–1128(b) and (c) and 26–201(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 26–201(c), 26–204(c) through (g), 26–305, and 27–103(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 926 – Senator West

AN ACT concerning

Criminal Law and Procedure – Animal Abuse Registry

FOR the purpose of requiring the Department of Public Safety and Correctional Services to establish the Maryland Animal Abuse Registry; requiring the Registry to be updated in a certain manner and to include certain information; requiring a certain person convicted of certain crimes involving animals to register with a certain county sheriff; exempting a person from registration under certain circumstances; requiring a person who is required to register under this Act to register within a certain period of time; requiring a registrant to provide certain information for registration; requiring the county sheriff to obtain a certain digital image from a person registering under this Act; requiring a registrant to update certain information in a certain manner; establishing that a certain registration shall stay in effect for a certain period of time; requiring the county sheriff to forward certain registration information to the Department; requiring a registrant to pay an annual registration fee; requiring a county sheriff to remit certain fees in a certain manner; establishing the Animal Abuse Registry Fund; providing for the distribution of money in the Fund; requiring Registry information to be made public in a certain manner; establishing a procedure by which a person may obtain an order exempting the person from a certain registration requirement; prohibiting a person who is subject to registration under this Act from knowingly failing to register or provide accurate information when registering; prohibiting a person who is subject to registration under this Act from owning an animal; requiring a certain pet store or animal breeder in this State to determine whether the name and address of a person seeking to purchase or adopt an animal appears on the Registry; prohibiting a certain pet store or animal breeder from knowingly offering, selling, delivering, giving, or providing an animal to a person registered on the Registry; establishing penalties for a violation of this Act; defining certain terms; and generally relating to the establishment of an animal abuse registry.

BY adding to
Article – Criminal Procedure
Section 11–1201 through 11–1211 to be under the new subtitle "Subtitle 12. Maryland Animal Abuse Registry"
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 927 – Carroll County Senators

AN ACT concerning

Carroll County – Alcoholic Beverages Licenses – Class D Beer License

FOR the purpose of altering the authorization of certain license holders in Carroll County to sell beer at retail for off–premises consumption; and generally relating to alcoholic beverages in Carroll County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 16–102
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 16–604
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

Senate Bill 928 – Carroll County Senators

AN ACT concerning

Carroll County – Alcoholic Beverages – Class D Beer, Wine, and Liquor License

FOR the purpose of repealing a certain prohibition on the issuance of a Class D beer, wine, and liquor license in Carroll County; establishing a Class D beer, wine, and liquor license in Carroll County; authorizing the Board to issue the license to a holder of a manufacturer's license; providing that the license authorizes the sale of beer, wine, and liquor under certain circumstances; prohibiting the license from being issued for a drugstore; providing for an annual license fee; and generally relating to alcoholic beverages licenses in Carroll County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 16–102
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing
Article – Alcoholic Beverages
Section 16–906
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 16–906
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

RULES COMMITTEE REPORT NO. 1

Senator Benson, Chair, for the Committee on Rules reported favorably:

Senate Bill 579 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Benson, Chair, for the Committee on Rules reported favorably:

Senate Bill 580 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 867 – Senator Reilly

AN ACT concerning

Health Insurance – Coverage for Diagnostic Laboratory Tests for Lyme Disease

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 868 – **Senators Feldman, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Ferguson, Griffith, Guzzone, Hayes, Hester, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker**

AN ACT concerning

Health Insurance – Consumer Protections

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings and the Committee on Finance:

Senate Bill 869 – **Senators Kelley, Benson, Eckardt, Ferguson, King, Kramer, Lam, Nathan–Pulliam, Patterson, Salling, Serafini, Smith, Washington, and West**

AN ACT concerning

Maryland No–Fault Birth Injury Fund

The Bill was re–referred to the Committee on Judicial Proceedings and the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 870 – **Senators King, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Kagan, Kelley, Klausmeier, Kramer, Lam, Lee, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker**

AN ACT concerning

Income Tax – Child and Dependent Care Tax Credit – Alterations

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 871 – **Senators Pinsky, Benson, Carter, Guzzone, Lam, Lee, Nathan–Pulliam, Rosapepe, Smith, Waldstreicher, Washington, and Young**

AN ACT concerning

Public Health – Healthy Maryland Program – Establishment

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 872 – The President (By Request – Workplace Harassment Commission) and Senator Klausmeier

AN ACT concerning

Workplace Harassment – Prohibitions, Liability, and Enforcement

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 873 – Senator Klausmeier

AN ACT concerning

Commercial Law – Maryland Credit Repair Businesses Act

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 874 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Serafini, Simonaire, and West

AN ACT concerning

Crimes – Life Imprisonment – Parole Eligibility

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 875 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough,

Jennings, Peters, Ready, Reilly, Salling, Serafini, Simonaire, Smith, and West

AN ACT concerning

Income Tax – Subtraction Modification – Military Retirement Income

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 876 – Senator Bailey

AN ACT concerning

Aquaculture – Leases in Water Column – Riparian Right of First Refusal

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 877 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Waterway Improvement Fund – Public Boating Construction Projects – Financing Limits

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 878 – Senators Peters, Beidle, Griffith, Guzzone, Hershey, Jennings, Reilly, and Zucker

AN ACT concerning

Video Lottery Terminals – Racetrack Facility Renewal Account – Allocation of Funds

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 880 – Senator Hershey

AN ACT concerning

Public Service Commission – Customer Choice Shopping Website

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 881 – Senator Hershey

AN ACT concerning

Residential Electric Customers – Automatic Termination of Electricity Supply Contract

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 882 – Senators Smith, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hester, Kagan, Kelley, King, Kramer, Lam, Lee, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Washington, Young, Zirkin, and Zucker

AN ACT concerning

Criminal Law – Firearms – Computer–Aided Fabrication and Serial Number (3–D Printed Firearms and Ghost Guns)

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 883 – Senators Beidle, Guzzone, Hershey, Jennings, Peters, and Reilly

AN ACT concerning

Video Lottery Terminal Proceeds – Racetrack Facility Renewal Account – Use of Funds

The Bill was re–referred to the Committee on Budget and Taxation.

MOTION

Senator Young 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. 3

Senator Young, 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. 3
February 14, 2019

Atlantic States Marine Fisheries Commission

1. H. Russell Dize — District 37
P.O. Box 165
Tilghman, MD 21671

Member of the Atlantic States Marine Fisheries Commission; appointed to serve remainder of a term of three years from June 1, 2016

Community Health Resources Commission, Maryland

2. Celeste A. James — District 20
1202 Kirklynn Avenue
Takoma Park, MD 20912

Member of the Maryland Community Health Resources Commission; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Community Health Worker Advisory Committee, State

3. Fay L. Alexander — District 3
9501 Bellhaven Court
Frederick, MD 21701

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

4. Lilian Amaya — District 45
1014 North Charles Street, Apt. 1
Baltimore, MD 21201

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30. 2022

5. Rosario A. Campos — District 3
1727 Fletchers Drive
Point of Rocks, MD 21777

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2022

6. Kevin J. Contreras — District 47
3415 Perry Street
Mount Rainier, MD 20712

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

7. Griselda C. Funn — District 40
1343 North Fulton Avenue
Baltimore, MD 21217

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

8. Kathleen Gilligan — District 31
528 Brightwood Road
Millersville, MD 21108

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

9. Robin N. Hollar — District 34
514 Ann Place
Bel Air, MD 21015

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

10. Jude L. James — District 12
427 Ingleside Avenue
Catonsville, MD 21228

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2022

11. Rebecca L. Jones — District 38
8741 Marshall Creek Road
Newark, MD 21841

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

12. Ryan Moran — District 45
816 N. Calvert Street, Apt. 306
Baltimore, MD 21202

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2021

13. Yana Rachinskaya — District 11
2908 Caves Road
Owings Mills, MD 21117

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

14. Samantha Sailsman — District 41
3901 Pinkney Road
Baltimore, MD 21215

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

15. Tiffany Scott — District 31
114 Audrey Avenue
Brooklyn, MD 21225

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2021

16. Katherine H. Talbert — District 41
2211 Arden Road
Baltimore, MD 21209

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2022

Judicial Disabilities, Commission on

17. Kimberly A. Howell — District 32
2413 Sommers Court
Jessup, MD 20794

Member of the Commission on Judicial Disabilities; appointed to serve a term of four years from January 1, 2017

Parole Commission, Maryland

18. Christopher J. Reynolds — District 27
3411 Abelia Road
Port Republic, MD 20676

Member of the Maryland Parole Commission; reappointed to serve remainder of a term of six years from January 1, 2018

Public Defender, Board of Trustees of the Office of the

19. Justin M. Hollimon, Esq. — District 40
300 Saint Paul Place, Apt. 713
Baltimore, MD 21202

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2016

20. Victoria J. Lobley, Esq. District 2
13857 Emerson Drive
Hagerstown, MD 21742

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2018

21. Susan F. Puhala, Esq. District 4
3208 Graymarsh Court
Ijamsville, MD 21754

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2016

22. Steven W. Rakow, Esq. District 38
10176 Rabbit Ridge Road
Bishopville, MD 21813

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2018

23. William J. Shelton, Esq. District 26
6024 Wesson Drive
Suitland, MD 20746

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2016

Public Service Commission

24. Jason M. Stanek District 22
6401 Good Luck Road
Riverdale, MD 20737

Chair of the Public Service Commission; appointed to serve a term of five years from July 1, 2018

Baltimore City Community College, Board of Trustees for

25. Maricruz Abarca District 43
2124 Kirk Avenue
Baltimore, MD 21218

Student Member of the Board of Trustees for Baltimore City Community College; appointed to serve remainder of a term of one year from July 1, 2018

Prince George's Community College Board of Trustees

26. Floyd E. Wilson, Jr. District 24
13103 Vicar Woods Lane
Bowie, MD 20720

Member of the Prince George's Community College Board of Trustees; reappointed to serve a term of five 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.

Environmental Health Specialists, State Board of

S–1. Erin K. Kelly District 8
3912 East Joppa Road
Nottingham, MD 21236

Member of the State Board of Environmental Health Specialists; appointed to serve remainder of a term of four years from July 1, 2016

Health Care Commission, Maryland

S–2. Robert E. Moffit, Ph.D. District 33
660 Creek Road
Severna Park, MD 21146

Chair of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2018

Infants and Toddlers, Interagency Coordinating Council for

S–3. Cecilia Leger District 20
8725 Carroll Avenue
Silver Spring, MD 20903

Member of the Interagency Coordinating Council for Infants and Toddlers; reappointed to serve a term of three years from July 1, 2018

Patuxent River Commission

S–4. Robert T. Brown, Sr. District 29
38232 Palmer Road
Coltons Point, MD 20626

Member of the Patuxent River Commission; appointed to serve a term of four years from October 1, 2017

S–5. Edward R. Curley, III District 29
41844 Gibson Drive
Mechanicsville, MD 20659

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–6. Steven E. Darcey District 25
2550 Ritchie Marlboro Road
Upper Marlboro, MD 20774

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–7. Andrew T. Der District 46
1000 Fell Street, Apt. 428
Baltimore, MD 21231

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–8. Luis F. Dieguez District 29
30120 Dudley Road
Mechanicsville, MD 20659

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–9. Scott D. Knoche, Ph.D. District 27
3725 Crane Road
Port Republic, MD 20676

Member of the Patuxent River Commission; appointed to serve remainder of a term of four years from October 1, 2017

S–10. John L. McCoy District 13
11965 Simpson Road
Clarksville, MD 21029

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–11. Christopher Bourn Perry District 46
3204 Douglas Point Court
Riva, MD 21140

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–12. Barbara Sollner–Webb District 21
17200 Melbourne Drive
Laurel, MD 20707

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–13. Jacqueline U. Takacs District 30
300 Greenridge Drive
Dunkirk, MD 20754

Member of the Patuxent River Commission; reappointed to serve remainder of a term of four years from October 1, 2017

S–14. Albert J. Tucker, Ph.D. District 33
6063 Pindell Road
Lothian, MD 20711

Member of the Patuxent River Commission; reappointed to serve remainder of a term of four October 1, 2017

S–15. Frederick L. Tutman District 23
18600 Queen Anne Road, Rear BARN
Upper Marlboro, MD 20774

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

Physicians, State Board of

S–16. Ira Kornbluth, M.D. District 11
12607 Belmont Ridge Road
Reisterstown, MD 21136

Member of the State Board of Physicians; reappointed to serve a term of four years from July 1, 2018

Potomac River Fisheries Commission

S–17. Robert A. Boarman District 28
11500 Bb Farm Place
Newburg, MD 20664

Member of the Potomac River Fisheries Commission; appointed to serve remainder of a term of four years from January 1, 2015

Professional Engineers, State Board for

S–18. H.C. Harclerode, II District 42
1 County Club Lane
Phoenix, MD 21131

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2018

Public Defender, Board of Trustees of the Office of the

S–19. Kevin B. Collins, Esq. District 18
4220 Everett Street
Kensington, MD 20895

Member of the Board of Trustees of the Office of the Public Defender; reappointed to serve a term of three years from June 1, 2018

S–20. Philip T. Cronan, Esq. District 37
P.O. Box 411
Royal Oak, MD 21662

Member of the Board of Trustees of the Office of the Public Defender; reappointed to serve a term of three years from June 1, 2018

S–21. Andrew Radding, Esq. District 11
50 River Oaks Circle
Baltimore, MD 21208

Member of the Board of Trustees of the Office of the Public Defender; reappointed to serve a term of three years from June 1, 2018

Public Information Act Compliance Board, State

S–22. Rene C. Swafford, Esq. District 36
P.O. Box 392
Greensboro, MD 21639

Member of the State Public Information Act Compliance Board; reappointed to serve a term of three years from July 1, 2018

Senator Young moved to make the report a Special Order for February 15, 2019.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 8

Senate Bill 123 – Senator Pinsky

AN ACT concerning

Election Law – Coordinated Expenditures and Donations – Investigation

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

Favorable report adopted.

FLOOR AMENDMENT

SB0123/623323/1
BY: Senator Cassilly

AMENDMENTS TO SENATE BILL 123
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8 and 9, strike "or the State Administrator's designee"; in line 11, strike "the" and substitute "certain"; and in the same line, after "Rules" insert "and in a

certain manner; authorizing a person served with a certain subpoena to file a certain motion in a certain court; requiring that a certain filing be sealed on filing".

AMENDMENT NO. 2

On page 5, in lines 8 and 9, strike "**OR THE STATE ADMINISTRATOR'S DESIGNEE**"; strike in their entirety lines 11 and 12 and substitute:

"**(II) IN ORDER TO ISSUE A SUBPOENA UNDER THIS PARAGRAPH, THE STATE ADMINISTRATOR SHALL MAKE A FINDING THAT THE SUBPOENA IS NECESSARY TO AND IN FURTHERANCE OF AN INVESTIGATION BEING CONDUCTED UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

(III) A SUBPOENA ISSUED UNDER THIS PARAGRAPH MUST:

1. COMPLY WITH THE REQUIREMENTS OF MARYLAND RULE 2–510 BUT MAY NOT SPECIFY THE CANDIDATE TO WHICH THE INVESTIGATION RELATES;

2. INCLUDE A NOTICE THAT THE WITNESS HAS THE RIGHT TO CONSULT WITH AN ATTORNEY RELATING TO THE SUBPOENA AND MAY FILE A MOTION FOR JUDICIAL RELIEF UNDER MARYLAND RULE 2–510; AND

3. BE SERVED IN ACCORDANCE WITH MARYLAND RULE 2–510 AND ON THE CANDIDATE OR CAMPAIGN TO WHICH THE INVESTIGATION RELATES.

(IV) A PERSON SERVED WITH A SUBPOENA UNDER THIS PARAGRAPH MAY FILE A MOTION FOR A PROTECTIVE ORDER IN THE CIRCUIT COURT IN WHICH THE SUBPOENA WAS SERVED.

(V) ANY FILING SUBMITTED TO A COURT WITH RESPECT TO A SUBPOENA UNDER THIS PARAGRAPH SHALL BE SEALED ON FILING.";

and in line 13, strike "**(III)**" and substitute "**(VI)**".

The preceding 2 amendments were read only.

Senator Ferguson moved that the Bill and Amendment be laid over under the Rule.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 42 Members present.

(See Roll Call No. 198)

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 256 – Senator Arthur Ellis:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Mt. Hope/Nanjemoy Elementary School
in recognition of
being the first school in Charles County to hold the title of National ESES Distinguished School for exceptional
student achievement. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 14th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 43 Negative – 0 (See Roll Call No. 199)

SENATE THIRD READING CALENDAR NO. 12 (GENERAL SENATE BILLS)

Senate Bill 7 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Regulation and Use of Commercial Finfish Trotlines – Repeal of Sunset and License Establishment

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

Affirmative – 44 Negative – 0 (See Roll Call No. 200)

The Bill was then sent to the House of Delegates.

Senate Bill 17 – Senator Kagan

AN ACT concerning

State Grants and Contracts – Reimbursement of Nonprofit Indirect Costs – Application

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

Affirmative – 43 Negative – 0 (See Roll Call No. 201)

The Bill was then sent to the House of Delegates.

Senate Bill 56 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Agriculture)

AN ACT concerning

Secretary of Agriculture – Regulation of Poultry to Protect Animal Health and Control Avian Influenza

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

Affirmative – 43 Negative – 1 (See Roll Call No. 202)

The Bill was then sent to the House of Delegates.

Senate Bill 81 – ~~Senator McCray~~ Senators McCray, Carter, and Washington

AN ACT concerning

Baltimore City – Police Department – Reports on Funds

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

Affirmative – 44 Negative – 0 (See Roll Call No. 203)

The Bill was then sent to the House of Delegates.

Senate Bill 101 – Senator Zirkin

AN ACT concerning

Civil Actions – Prelitigation Discovery of Insurance Coverage

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

Affirmative – 42 Negative – 2 (See Roll Call No. 204)

The Bill was then sent to the House of Delegates.

Senate Bill 127 – Senator Simonaire

AN ACT concerning

Education – Public School Attendance – Homeless Children

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

Affirmative – 44 Negative – 0 (See Roll Call No. 205)

The Bill was then sent to the House of Delegates.

Senate Bill 141 – Washington County Senators

AN ACT concerning

Washington County – Disposition of Marriage Ceremony Fee

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

Affirmative – 44 Negative – 0 (See Roll Call No. 206)

The Bill was then sent to the House of Delegates.

Senate Bill 149 – Senators Hough, Cassilly, Ready, Salling, Smith, West, Carter, Hester, Lee, Waldstreicher, Washington, and Zirkin

AN ACT concerning

Task Force to Study Crime Classification and Penalties

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

Affirmative – 44 Negative – 0 (See Roll Call No. 207)

The Bill was then sent to the House of Delegates.

Senate Bill 152 – Senators Ready, Benson, Edwards, Elfreth, Feldman, Guzzone, Jennings, Klausmeier, Kramer, Lam, Lee, Smith, Waldstreicher, Washington, West, Young, and Zirkin

AN ACT concerning

Criminal Law – Cruelty to Animals – ~~Seizure and Removal~~ Payment of Costs

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

Affirmative – 44 Negative – 0 (See Roll Call No. 208)

The Bill was then sent to the House of Delegates.

Senate Bill 162 – The President (By Request – Administration) and Senators Lee, Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Salling, Serafini, Simonaire, and West

AN ACT concerning

Criminal Law – Crime of Violence – Human Trafficking

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

Affirmative – 44 Negative – 0 (See Roll Call No. 209)

The Bill was then sent to the House of Delegates.

Senate Bill 201 – Senator Pinsky

AN ACT concerning

University of Maryland University College – Renaming

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

Affirmative – 44 Negative – 0 (See Roll Call No. 210)

The Bill was then sent to the House of Delegates.

Senate Bill 215 – Senator Edwards

AN ACT concerning

Allegany County and Garrett County – School Buses – Length of Operation

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

Affirmative – 44 Negative – 0 (See Roll Call No. 211)

The Bill was then sent to the House of Delegates.

QUORUM CALL

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

(See Roll Call No. 212)

ADJOURNMENT

At 11:04 A.M. on motion of Senator Guzzone the Senate adjourned until 11:00 A.M. on Friday, February 15, 2019.

Annapolis, Maryland
Friday, February 15, 2019
11:00 A.M. Session

The Senate met at 11:07 A.M.

Prayer by Pastor George Michael, Independent Bible Church of Martinsburg, guest of Senator Serafini.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 43 Members present.

(See Roll Call No. 214)

On motion of Senator Guzzone it was ordered that Senators Kagan, Nathan–Pulliam, Serafini and Zirkin be excused from today's session.

The Journal of February 14, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 30

Senate Bill 929 – Senator Washington

AN ACT concerning

Income Tax – Subtraction Modification From Unrelated Business Taxable Income – Employee Benefits

FOR the purpose of providing a subtraction modification under the Maryland income tax for certain expenses of certain tax exempt corporations that are required to be included in the corporation's unrelated business taxable income; providing for the application of this Act; and generally relating to a subtraction modification under the Maryland income tax for expenses of tax exempt corporations.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 10–304(2) and 10–307(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY adding to
Article – Tax – General
Section 10–307(e)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 930 – Senator Washington

AN ACT concerning

Unaccompanied Minors in Need of Shelter – Consent to Shelter and Supportive Services

FOR the purpose of providing that a certain unaccompanied minor in need of shelter has the same capacity as an adult to consent to shelter and supportive services; authorizing a certain unaccompanied minor in need of shelter to consent to shelter and supportive services for a certain child; requiring a certain service provider to obtain written consent, including a certain statement, from a certain unaccompanied minor in need of shelter before providing shelter and supportive services; prohibiting a certain service provider from providing shelter to an unaccompanied minor in need of shelter under certain circumstances; requiring a certain service provider to contact a certain individual within a certain time period after providing shelter to an unaccompanied minor in need of shelter; requiring a certain service provider to notify certain authorities of any suspected abuse or neglect in a certain manner; providing that a certain service provider is not liable for civil damages or subject to certain penalties under certain circumstances; defining certain terms; and generally relating to unaccompanied minors in need of shelter.

BY adding to
Article – Family Law
Section 5–1501 through 5–1505 to be under the new subtitle "Subtitle 15. Unaccompanied Minors in Need of Shelter"
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 931 – Senator Waldstreicher

AN ACT concerning

Maryland Transportation Public–Private Partnership Oversight Act

FOR the purpose of exempting certain actions brought by certain individuals or entities against certain parties to a transportation–related public–private partnership

agreement from certain provisions of the Environmental Standing Act related to relief and fee–shifting; applying the motor fuel tax to bunker fuel; requiring the Comptroller and the State Treasurer to establish a certain motor fuel tax rate for diesel fuel and bunker fuel; stating the intent of the General Assembly regarding providing effective assistance of counsel to certain persons alleging a violation of a transportation–related public–private partnership; establishing the Office of Transportation Oversight as an independent unit in the Executive Branch of State government; specifying the purpose of the Office; providing for the appointment and term of the Director of the Office; requiring the Governor to appoint an Interim Director of the Office on or before a certain date under certain circumstances; requiring the Interim Director to serve until a Director is appointed and qualifies; specifying the duty, powers, and authority of the Office to regulate and oversee transportation–related public–private partnerships under certain circumstances and subject to certain limitations; requiring the Office to submit a certain operating plan to the Board of Directors of the Office on or before a certain date each year; requiring the Office to submit a certain strategic plan to the Board on or before a certain date with a certain frequency; specifying the contents of a certain operating plan and a certain strategic plan; authorizing the Board to revise a certain operating plan and a certain strategic plan; requiring the Board to return a certain operating plan or a certain strategic plan to the Office if the Board revises the operating plan or strategic plan; requiring the Board to approve a certain operating plan on or before a certain date each year; requiring the Board to approve a certain strategic plan on or before a certain date of a certain year; requiring the Governor to appropriate annually a certain amount for the Office; requiring the Director to submit a certain initial budget to the Board within a certain number of days after the Director is appointed; requiring the Director to submit a certain annual budget to the Board on or before a certain date each year; authorizing the Board to revise a certain initial budget and a certain annual budget; requiring the Board to return a certain initial budget and a certain annual budget if the Board revises the initial budget or the annual budget; requiring the Board to approve a certain initial budget within a certain number of days of receipt; requiring the Board to approve a certain annual budget on or before a certain date each year; requiring the Office to adopt certain regulations; establishing a rebuttable presumption that a certain party to a transportation–related public–private partnership agreement violated certain provisions of the agreement under certain circumstances; specifying that a party to a transportation–related public–private partnership agreement may overcome the rebuttable presumption under certain circumstances; requiring the Maryland Rules to ensure that certain legal matters shall, as circumstances require, be scheduled in an expeditious manner; establishing a Board of Directors of the Office; requiring the Board to manage the Office; providing for the membership, terms, and chair of the Board; authorizing the Board to act with an affirmative vote of a certain number of Board members; establishing the authority and duties of the Board; requiring the Secretary of Transportation and the Director, in coordination with specified entities, to develop a Statewide Transportation Plan on or before a certain date; requiring the Secretary and the Director, in coordination with specified entities, to consult with certain entities in the development of the plan; requiring the Secretary and the Director, in coordination with certain entities, to update the plan with a certain

frequency; requiring that all work associated with a certain partnership agreement be placed on hold on or before a certain date while the Director reviews the partnership agreement for compliance with certain provisions of this Act; prohibiting a person from taking certain actions while a partnership agreement is on hold; authorizing the Director to suspend a hold placed on a certain partnership agreement for a certain amount of time if the Director makes a certain preliminary finding; requiring the Director to provide an opportunity for public comment and review of a certain partnership agreement and use any public comments received to make a certain determination; authorizing the Director to negotiate and impose certain aspects of a partnership agreement during or after development of the plan; requiring that the plan provide a certain framework and requirements for certain transportation projects; requiring the Director, in coordination with certain entities, to develop a method for assigning a value to certain factors; requiring the Governor to appropriate certain funds in the State budget to the Department of Transportation for certain purposes in certain fiscal years; requiring the Secretary to adopt certain regulations; requiring the Governor to ensure staff are available to establish the Office with the cost to be reimbursed from the Transportation Trust Fund under certain circumstances; stating the intent of the General Assembly regarding use of the Transportation Trust Fund to assist the Office in carrying out its duties and to pay certain legal fees; defining certain terms; and generally relating to transportation–related public–private partnership agreements and the establishment of the Office of Transportation Oversight and the Board of Directors of the Office of Transportation Oversight.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 1–504 and 1–507
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 9–303(b) and 9–305(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY adding to
Article – Transportation
Section 28–101 through 28–405 to be under the new title "Title 28. Transportation Oversight"
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 932 – Senator Waldstreicher

AN ACT concerning

Criminal Procedure – Conditions of Pretrial Release – Home Detention Monitoring

FOR the purpose of exempting certain defendants placed in private home detention as a condition of pretrial release from the requirement to pay a certain monitoring fee under certain circumstances; and generally relating to home detention monitoring.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 5–201
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 933 – Senators Waldstreicher, Beidle, Benson, Klausmeier, Lee, and Smith

AN ACT concerning

Criminal Procedure – Sexual Assault Evidence Kits – Privacy and Reimbursement

FOR the purpose of prohibiting a physician, qualified health care provider, and hospital from including certain information in a request to obtain payment for certain services related to forensic examinations for certain sexually related crimes under certain circumstances; altering the services for which the Criminal Injuries Compensation Board is required to pay certain claims and for which a physician and a qualified health care provider are immune from civil liability under certain circumstances; and generally relating to sexual assault evidence kits.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–1007
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 934 – Senator Waldstreicher

AN ACT concerning

Election Law – Voter Registration – High Schools

FOR the purpose of authorizing an individual to apply to become a registered voter at the public or private high school where the individual is employed or enrolled; requiring the State Board of Elections to designate public and private high schools as voter registration entities where qualified employees and enrolled students may register to vote; requiring certain high schools to designate certain individuals to distribute a voter registration application to employees and certain students and to distribute voter registration applications to employees and certain students at least a certain number of times during the school year; requiring certain high schools to provide certain documentation to prospective registrants; requiring certain high schools to accept a completed voter registration application for transmittal to the appropriate election board; authorizing an applicant to mail a voter registration application to the appropriate State election official or return it to a designated individual for transmittal to the appropriate election official; requiring certain individuals to transmit a voter registration application to the appropriate State election official within a certain time after the acceptance of the voter registration application; prohibiting certain individuals from taking certain actions regarding voter registration; prohibiting information relating to a declination to register to vote at a high school from being used for certain purposes; prohibiting the identity of the high school through which a particular voter has registered from being disclosed to the public; authorizing certain individuals to review a voter registration application for completeness out of the applicant's presence and take certain action if an incomplete application is discovered; requiring that certain regulations be adopted by the State Board of Elections, in cooperation with the State Board of Education; providing for a delayed effective date; and generally relating to voter registration in high schools.

BY repealing and reenacting, without amendments,
Article – Election Law
Section 3–102(a)(1)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 3–201
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY adding to
Article – Election Law
Section 3–204.3
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

Senate Bill 935 – Senator Waldstreicher

AN ACT concerning

Vehicle Laws – Electric Bicycles – Equipment and Operation

FOR the purpose of establishing certain classes of electric bicycles; clarifying that electric bicycles are not included in the definition of "off–highway recreational vehicle"; establishing that electric bicycles may be operated in any place where bicycles are allowed to travel, subject to certain restrictions; prohibiting a person under a certain age from operating a certain electric bicycle; authorizing a person under a certain age to ride as a passenger on a certain electric bicycle under certain circumstances; requiring manufacturers and distributors to apply a certain label in a certain manner to electric bicycles beginning on a certain date; prohibiting a person from tampering with or modifying an electric bicycle in a certain manner under certain circumstances; requiring electric bicycles to comply with certain federal regulations governing bicycle equipment and manufacturing; requiring the electric motor of an electric bicycle to disengage or cease to function under certain circumstances; requiring certain electric bicycles to be equipped with a speedometer; altering certain definitions; and generally relating to equipment for and the operation of electric bicycles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 11–117.1 and 11–140.1(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Transportation
Section 21–1205.2 and 22–420
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 936 – Senator Carter

AN ACT concerning

Election Law – Eligible Detainees – Information on Voting Rights

FOR the purpose of requiring the State Board of Elections to adopt regulations establishing a program to inform certain eligible detainees in correctional facilities of upcoming elections and how the eligible detainees may exercise the right to vote; requiring that the regulations provide for the dissemination of certain information and applications and certain transmission of certain applications and ballots between correctional facilities and the local boards of elections; requiring the State Board to consult with

the Secretary of Public Safety and Correctional Services and certain local correctional officials when developing the regulations; requiring correctional facilities to cooperate with election officials in developing and implementing the regulations; defining certain terms; and generally relating to providing information to eligible detainees on how to exercise the right to vote.

BY adding to
Article – Election Law
Section 1–303.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

Senate Bill 937 – Senator Klausmeier

AN ACT concerning

Wireless Facilities – Installation and Regulation

FOR the purpose of establishing procedures and requirements for the deployment, installation, and regulation of certain wireless telecommunications facilities in the State; prohibiting an authority from entering into an exclusive agreement for the use of certain rights–of–way for certain purposes; authorizing an authority to impose certain rates and fees for use of certain rights–of–way in a certain manner and subject to certain limitations; authorizing a wireless provider to collocate certain facilities and use certain rights–of–way in certain manners as a matter of right; establishing certain limitations on the installation and maintenance of certain facilities in certain rights–of–way; authorizing an authority to adopt certain guidelines for the location, appearance, and design of certain facilities; authorizing the collocation of certain facilities on certain equipment; authorizing an authority to restrict the use of certain attachments under certain circumstances and in a certain manner; requiring an authority to provide for waivers of certain requirements; providing for the character and administration of certain requirements for certain facilities; authorizing an authority to require the repair of certain damage and the restoration of certain rights–of–way to certain conditions under certain circumstances; requiring a wireless provider to notify an authority of the abandonment of certain facilities; providing for the removal of certain abandoned facilities; providing for the collocation of certain facilities in certain areas and on certain property; providing that certain collocation is not subject to certain review and is a permitted use; authorizing an authority to require a permit for collocation or installation of certain equipment under certain circumstances; prohibiting an authority from requiring certain services or certain actions of an applicant for a certain permit; authorizing an authority to require an applicant for a certain permit to provide certain information; authorizing an authority to propose an alternate location for certain facilities; authorizing an authority to require that certain facilities be operational within a certain time period; establishing certain time

periods for certain applications and for decisions on the applications; providing for an opportunity for an applicant to revise an application for a permit and have the application considered; providing for the automatic approval of an application for a permit under certain circumstances; authorizing the denial of a permit under certain circumstances; providing that a certain permit authorizes the applicant to install or collocate and operate certain equipment for a certain time period and to renew the permit at the applicant's discretion; prohibiting an authority from instituting a moratorium on the receipt of applications or the issuance of certain permits; prohibiting an authority from requiring a permit for certain maintenance and replacement activities; prohibiting certain persons from entering into an exclusive agreement for the use of certain authority utility poles; requiring an authority to authorize the collocation of certain facilities on certain equipment; providing for certain rates, fees, and terms for certain collocations and certain associated work activities; requiring certain make–ready work to be completed in a certain manner within a certain time period; prohibiting the imposition of certain fees for certain uses, locations, and activities; establishing certain limitations for certain fees and rates; providing that the District Court has jurisdiction over certain matters and shall adjudicate certain cases within a certain time period; prohibiting an authority from requiring a wireless provider to indemnify and hold harmless the authority and certain persons for certain activities under certain circumstances; authorizing an authority to require a certain wireless provider to carry certain insurance coverage for certain risks and activities in a certain manner; authorizing a wireless provider to self–insure against certain risks in a certain manner; authorizing an authority to adopt certain surety bonding requirements for certain purposes; authorizing an authority to enact a local law to carry out this Act; providing that this Act prevails over local law; providing for the effect of certain agreements and ordinances in effect before a certain date; limiting the authority of an authority over certain facilities; requiring an authority to evaluate certain structure classifications in a certain manner; providing that this Act is not subject to the jurisdiction of the Public Service Commission; providing for the construction of this Act; excluding this Act from the application of certain penalties; defining certain terms; and generally relating to wireless telecommunications facilities.

BY adding to
Article – Public Utilities
Section 8–701 through 8–709 to be under the new subtitle "Subtitle 7. Wireless Facilities"
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 13–101 and 13–201
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

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

Senate Bill 938 – Senator Klausmeier

AN ACT concerning

Maryland Transportation Authority Police – Collective Bargaining – Binding Recommendations of Fact Finder

FOR the purpose of requiring that the written recommendations of a fact finder be binding in a collective bargaining dispute between the Maryland Transportation Authority and the exclusive representative of certain Maryland Transportation Authority police officers; and generally relating to collective bargaining for Maryland Transportation Authority police.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 3–501
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 939 – Senator Klausmeier

AN ACT concerning

Natural Resources – Shellfish Nursery Operations – Wetlands License Requirements

FOR the purpose of exempting under certain circumstances certain activities and the use of certain equipment associated with a shellfish nursery operation from the requirement to obtain certain licenses or permits from the Department of the Environment or the Board of Public Works; establishing that the use of certain equipment that is attached to a pier and associated with a shellfish nursery operation is not included as a nonwater–dependent project for the purposes of the requirement to obtain a State or tidal wetlands license; altering the criteria for determining persons eligible for a shellfish nursery permit and locations where a shellfish nursery may be established; altering a certain definition; defining a certain term; and generally relating to wetlands license requirements for shellfish nursery operations.

BY repealing and reenacting, without amendments,
Article – Environment
Section 16–101(a), 16–104(b)(1) and (2), and 16–202(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 16–101(i) and 16–202(h)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–11A–23
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 940 – Senator Klausmeier

AN ACT concerning

Health Care Facilities – Certificate of Need – Modifications

FOR the purpose of altering a provision of law exempting certain offices from certificate of need requirements under certain circumstances; providing that a certificate of need is required before the type or scope of any health care service is changed if the health care service results in a change in operating room capacity in a certain hospital; altering the circumstances under which a certificate of need is required before certain capital expenses are made by or on behalf of a certain health care facility; authorizing the Maryland Health Care Commission to establish an abbreviated review process for certain applications for a certificate of need; providing that a certain certificate of need application is deemed approved under certain circumstances; altering a certain definition; and generally relating to certificates of need.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–114(b), 19–120(j)(1) and (k)(2), and 19–126
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 941 – Senator Lee

AN ACT concerning

Residential Leases – Definition of "Rent"

FOR the purpose of defining "rent" for the purpose of premises subject to a residential lease; and generally relating to residential leases.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–401(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 942 – Senator Lee

AN ACT concerning

Criminal Procedure – Victims and Witnesses – Restrictions on Release of Personal Information

FOR the purpose of altering the circumstances under which a certain person may withhold the address or telephone number of a certain victim, victim's representative, or witness before a certain trial or adjudicatory hearing; and generally relating to protection of victims and witnesses.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 11–205
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 943 – Senator Eckardt

AN ACT concerning

Talbot County – Alcoholic Beverages – Substitute Member for Board of License Commissioners

FOR the purpose of authorizing the Governor to appoint a substitute member to the Talbot County Board of License Commissioners; requiring the substitute member to serve on the Board under certain circumstances; establishing the powers and duties of the substitute member when serving on the Board; and generally relating to a substitute member of the Talbot County Board of License Commissioners.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 30–102 and 30–201

Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 30–202
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

Senate Bill 944 – Senator Eckardt

AN ACT concerning

Behavioral Health Programs – Medical Directors – Psychiatric Nurse Practitioners

FOR the purpose of requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a psychiatric nurse practitioner to serve as a medical director of a behavioral health program, including through telehealth, under certain circumstances; and generally relating to psychiatric nurse practitioners serving as medical directors of behavioral health programs.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7.5–402
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 945 – Senator Kramer

EMERGENCY BILL

AN ACT concerning

Sales and Use Tax – Taxable Services – Telephone Answering Service

FOR the purpose of defining "telephone answering service" for the purpose of establishing that the service is taxable under the sales and use tax only if the service is provided in a certain manner; establishing that a telephone answering service is not a taxable service if certain acts are only incidental to and a certain percentage of certain gross receipts; making this Act an emergency measure; and generally relating to the sales and use tax.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 11–101(a) and (m)(7)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY adding to
Article – Tax – General
Section 11–101(m–1)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 946 – **Senators Griffith and Serafini**

EMERGENCY BILL

AN ACT concerning

State Prescription Drug Benefits – Retiree Benefits – Revisions

FOR the purpose of authorizing certain retirees who participate in a certain prescription drug benefit plan with a spouse or dependent child to elect to have the spouse or dependent child covered under a certain State prescription drug benefit plan; authorizing certain surviving spouses and surviving dependent children to elect to enroll in a certain State prescription drug benefit plan; requiring the Department of Budget and Management, on or before a certain date, to establish the Maryland State Retiree Prescription Drug Coverage Program; authorizing the Maryland State Retiree Prescription Drug Coverage Program to include a certain health reimbursement account or other program; authorizing certain individuals to enroll in the Maryland State Retiree Prescription Drug Coverage Program during a certain open enrollment period; requiring the Department, on or before a certain date, to establish the Maryland State Retiree Catastrophic Prescription Drug Assistance Program; authorizing the Maryland State Retiree Catastrophic Prescription Drug Assistance Program to reimburse participants through a certain health reimbursement account or other program; authorizing certain individuals to enroll in the Maryland State Retiree Catastrophic Prescription Drug Assistance Program during a certain open enrollment period; altering the date by which the Secretary of Budget and Management is required to provide a certain notice to certain individuals; altering the information required to be included in a certain notice; providing for the application of certain provisions of this Act; making conforming changes; making this Act an emergency measure; and generally relating to retirees from State employment and State prescription drug benefits.

BY repealing and reenacting, without amendments,

Article – State Personnel and Pensions
Section 2–508(d)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 2–509.1
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 947 – Calvert County Senators

AN ACT concerning

Calvert County – Correctional Officers' Bill of Rights

FOR the purpose of applying the provisions of the Charles County Correctional Officers' Bill of Rights to Calvert County; and generally relating to rights of a correctional officer in Calvert County.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 11–1102 to be under the amended subtitle "Subtitle 11. Calvert County and Charles County Correctional Officers' Bill of Rights"
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Correctional Services
Section 11–1104
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

Senate Bill 948 – Senator West

AN ACT concerning

Criminal Law – Assault in the Second Degree – School Employee

FOR the purpose of prohibiting a person from intentionally causing physical injury to another if the person knows or has reason to know that the other is an employee of

a certain school; applying certain penalties; and generally relating to assaults on school employees.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–203
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 949 – Senator Serafini

AN ACT concerning

Labor and Employment – Grant Program for Workforce Skills Assessment

FOR the purpose of establishing the Grant Program for Workforce Skills Assessment in the Department of Labor, Licensing, and Regulation; providing for the purpose of the Program; authorizing the Governor to include an annual appropriation to the Program in the State budget; requiring the Department to implement and administer the Program; requiring the Department to adopt certain regulations; defining a certain term; and generally relating to the Grant Program for Workforce Skills Assessment.

BY adding to
Article – Labor and Employment
Section 11–603
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 950 – Senator Kagan

AN ACT concerning

Campaign Finance – Death of Candidate – Termination of Campaign Committee

FOR the purpose of requiring the authorized candidate campaign committee of a candidate who dies to pay outstanding obligations, dispose of remaining funds in a certain manner, and terminate and file a final campaign finance report within a certain period of time after the candidate's death; and generally relating to the termination of the authorized candidate campaign committee of a deceased candidate.

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

Section 13–247
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY adding to
Article – Election Law
Section 13–310.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

Senate Bill 951 – Senators Ready, Bailey, Carozza, Cassilly, Gallion, Hershey, Hough, Jennings, Salling, Serafini, and West

AN ACT concerning

Income Tax Rates – Reductions

FOR the purpose of altering the State income tax rate for certain income of individuals; providing for the application of this Act; and generally relating to the State income tax rates on income of individuals.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–105(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 952 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Theater Licenses – Seating Capacity

FOR the purpose of repealing a certain seating capacity requirement for theaters in Frederick County for which the Board of License Commissioners may issue a license to sell beer and wine; and generally relating to the sale of alcoholic beverages by theaters in Frederick County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 20–102
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 20–1014
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

Senate Bill 953 – Senator Nathan–Pulliam

AN ACT concerning

Health Care Facilities – Hospitals and Related Institutions – Discrimination Protections

FOR the purpose of altering the actions with regard to which hospitals and related institutions are prohibited from discriminating against individuals on certain bases; altering the characteristics of an individual on the basis of which hospitals and related institutions are prohibited from discriminating against the individual in certain actions; prohibiting hospitals and related institutions from discriminating with regard to certain actions against an individual because of the treatment or procedure sought by the individual under certain circumstances; and generally relating to discrimination protections regarding actions by hospitals and related institutions.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 19–355
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 954 – Senator Nathan–Pulliam

AN ACT concerning

Education – Public and Nonpublic High Schools – Organ and Tissue Donation Awareness Instruction

FOR the purpose of requiring county boards of education to provide certain instruction on organ and tissue donation and registration in a certain manner to certain students in public high schools beginning in a certain school year; specifying the purposes and goals of the instruction; encouraging nonpublic high schools to provide certain instruction on organ and tissue donation and registration in a certain manner; encouraging county boards to provide certain instruction on organ and tissue

donation and registration in a certain manner during a certain school year; and generally relating to organ and tissue donation awareness instruction in high schools.

BY adding to
Article – Education
Section 7–446
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 955 – Senator Hershey

AN ACT concerning

Kent County Alcoholic Beverages Act of 2019

FOR the purpose of authorizing a holder of a Class D beer, wine, and liquor license in Kent County to sell alcoholic beverages for off–premises consumption as well as on–premises consumption; repealing a certain provision of law concerning Sunday sales under a Class D license; increasing the maximum number of rooms that a facility with a Class B (country inn) beer, wine, and liquor license may offer to the public as sleeping accommodations; decreasing the minimum number of permanently installed seats required in a theater with a theater beer, wine, and liquor license; authorizing a licensed theater to regularly present cinematic as well as live entertainment; altering the hours of sale for a licensed theater; and generally relating to alcoholic beverages licenses in Kent County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 24–102
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 24–904, 24–1002, and 24–1004
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

Senate Bill 956 – Senator Washington

AN ACT concerning

Real Property – Ground Leases – Past Due Ground Rent

FOR the purpose of clarifying that a ground lease holder may not bring any suit, action, or proceeding against the current leasehold tenant or a former leasehold tenant to recover the ground rent that was due and owing before the date the current leasehold tenant acquired title to the leasehold interest if the ground lease was not registered before the date the current leasehold tenant acquired title under certain circumstances; making a stylistic change; and generally relating to past due ground rent under a ground lease.

BY repealing and reenacting, without amendments,
Article – Real Property
Section 8–707
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8–806
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 957 – Calvert County Senators

AN ACT concerning

Calvert County – Office of the Sheriff – Correctional Deputies

FOR the purpose of authorizing a certain sheriff to appoint certain correctional deputies; providing that certain correctional deputies serve under a certain sheriff; requiring certain correctional officers to complete certain training provided by a certain commission; providing that certain correctional deputies may become merit system employees under certain circumstances; providing that certain correctional deputies may be dismissed without cause under certain circumstances; making stylistic changes; providing for the effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act; and generally relating to correctional deputies in Calvert County.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–309(f)(2)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Courts and Judicial Proceedings
Section 2–318(a) and (b)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)
(As enacted by Chapter ____ (S.B. 206) of the Acts of the General Assembly of 2019)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 2–318(c)(1) and (2)(i), (ii), and (iii)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)
(As enacted by Chapter ____ (S.B. 206) of the Acts of the General Assembly of 2019)

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

Senate Bill 958 – Senator Jennings

AN ACT concerning

State Board of Professional Counselors and Therapists – Licensure, Criminal History Records Checks, and Trainee Status – Revisions

FOR the purpose of repealing the requirement that the credit hours or educational requirements completed by certain applicants to be licensed by the State Board of Professional Counselors and Therapists be accredited by the American Art Therapy Association; requiring certain applicants to pass an examination approved by the Board, rather than the Art Therapy Credentials Board Exam; requiring an applicant for trainee status to submit certain information to the Board, pay a certain fee, and submit to a criminal history records check; repealing authorization for the Board to accept an alternate method of a criminal history records check under certain circumstances; requiring the Central Repository to forward to the Board and to certain individuals certain information under certain circumstances; altering the information that must be included by the Board on each license and certificate; requiring the Board to maintain a certain electronic roster for a certain purpose; authorizing certain individuals to contact the Board to verify a license or certificate; repealing the requirement for a licensee or certificate holder to display the license or certificate in a certain manner; making certain provisions of law governing the denial, probation, suspension, reprimand, or revocation of licenses and certificates applicable to certain trainees; making conforming changes; repealing certain obsolete language; and generally relating to professional counselors and therapists.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 17–304.1, 17–501, 17–503, and 17–509
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing
Article – Health Occupations
Section 17–304.2, 17–501.1(d), and 17–506
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health Occupations
Section 17–501.1(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 959 – Senator Jennings

AN ACT concerning

Labor and Employment – Wage Payment and Collection – General Contractor Liability

FOR the purpose of altering the circumstances under which certain contractors are jointly and severally liable for certain violations of the wage payment and collection law by certain subcontractors; prohibiting a certain obligation or contract right from being impaired by this Act; providing for the application of this Act; and generally relating to a general contractor's liability for unpaid wages.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 3–507.2
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 960 – Senator Jennings

AN ACT concerning

Harford County – Alcoholic Beverages – Seasonal Closing

FOR the purpose of altering the number of months that the Board of License Commissioners for Harford County may authorize for a seasonally operated licensed premises to be closed under certain circumstances; and generally relating to alcoholic beverages in Harford County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 22–102
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 22–2202
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

Senate Bill 961 – Senator Jennings (By Request)

AN ACT concerning

Education – Public Schools – Instruction in Print and Cursive Handwriting

FOR the purpose of requiring each county board of education to require each public elementary school in the county to provide certain instruction in print and cursive handwriting to students beginning in a certain school year; and generally relating to handwriting instruction in public schools.

BY adding to
Article – Education
Section 4–135
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 962 – Senator Zirkin

AN ACT concerning

Correctional Services – Offender Rehabilitation and Reentry Program – Establishment

FOR the purpose of requiring the Department of Public Safety and Correctional Services, on or before a certain date, to establish an Offender Rehabilitation and Reentry Program; providing for the purpose of the program; requiring the Governor to include certain funds annually in the State budget for certain purposes; requiring the Department to cooperate with, assist, and provide technical assistance to qualified reentry service programs that provide certain services to ex–offenders, provide certain grants, and develop certain procedures; requiring the Department to adopt certain regulations; and generally relating to offender rehabilitation and reentry.

BY adding to
Article – Correctional Services
Section 2–501 through 2–503 to be under the new subtitle "Subtitle 5. Offender Rehabilitation and Reentry Program"
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 25

February 15, 2019

1.	Sen. Patterson	Camp Springs Elks Lodge No. 2332	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 2

House Bill 36 – 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), (e), (f), (g), (n), (p), and (u) and 15–812
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 15–813
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 62 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Employees' Pension System – Purchase of Eligibility Service Credit – Clarification

FOR the purpose of clarifying a provision authorizing a certain purchase of eligibility service credit in the Employees' Pension System for certain employment; and generally relating to purchases of service credit in the Employees' Pension System.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 23–307(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 23–307(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 64 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Designation of Beneficiary

FOR the purpose of altering a requirement for designating a beneficiary of a member, former member, or retiree of the State Retirement and Pension System; providing an option for a member, former member, or retiree to designate a beneficiary through an electronic process; altering a certain definition; making conforming changes; and generally relating to designation of a beneficiary with the State Retirement and Pension System.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 20–101(a), 24–401.1(i)(1), and 26–401.1(i)(1)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 20–101(n), 24–401.1(i)(2), and 26–401.1(i)(2)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 93 – Delegate Rosenberg

AN ACT concerning

Walter Sondheim Jr. Public Service Internship Scholarship Program – Repeal of Award Cap

FOR the purpose of repealing the cap on the amount that will be awarded for a scholarship under the Walter Sondheim Jr. Public Service Internship Scholarship Program; and generally relating to the Walter Sondheim Jr. Public Service Internship Scholarship Program.

BY repealing and reenacting, with amendments,
Article – Education
Section 18–1702
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 97 – Delegate Dumais

AN ACT concerning

Criminal Law – Sale or Display of Obscene Item to Minor – Video Image

FOR the purpose of altering the definition of "item" as it relates to a certain prohibition against selling or displaying a certain obscene item to a minor; defining a certain term; and generally relating to sale or display of an obscene item to a minor.

BY repealing and reenacting, with amendments,
Article – Criminal Law

Section 11–203
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 107 – Chair, Environment and Transportation Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Real Property – Residential Property Foreclosure Procedures

FOR the purpose of substituting the Commissioner of Financial Regulation for the Department of Labor, Licensing, and Regulation in certain provisions of law relating to the Foreclosed Property Registry; renumbering certain sections; making technical changes; and generally relating to foreclosure procedures.

BY renumbering
Article – Real Property
Section 7–105.2 through 7–105.11, 7–105.12 through 7–105.14, 14–126, 14–126.2, and 14–126.3, respectively
to be Section 7–105.4 through 7–105.13, 7–105.16 through 7–105.18, 7–105.3, 7–105.2, and 7–105.15, respectively
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY renumbering
Article – Real Property
Section 14–126.1
to be Section 7–105.14
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)
(As enacted by Chapters 348 and 349 of the Acts of the General Assembly of 2018)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105(c) and 7–105.1(b)(2)(i)5.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 7–105.2, 7–105.5(b), 7–105.10, 7–105.11(a)(2), 7–105.12(a)(2), 7–105.14, and 7–105.17(c)
Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 121 – **Delegate Dumais**

AN ACT concerning

Criminal Procedure – Charge by Citation – Violation of Condition of Release

FOR the purpose of altering the designation of a certain crime that a police officer may not charge by citation; and generally relating to criminal citations.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 4–101(a)(1), (2), and (4)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 4–101(c)
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 129 – **Delegates Busch and Cain**

AN ACT concerning

Mandated Appropriation – City of Annapolis – Services

FOR the purpose of establishing a certain minimum amount for a certain annual appropriation in the State budget for the Mayor and Aldermen of the City of Annapolis to pay for services provided to the State by the City of Annapolis; requiring that each fiscal year the annual appropriation be increased by a certain amount; repealing an obsolete provision; and generally relating to a mandated appropriation for the City of Annapolis.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 4–608
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 137 – Delegates Kerr, Cox, W. Fisher, Johnson, Krimm, Lopez, Luedtke, Solomon, Stewart, and P. Young

AN ACT concerning

State Personnel – Professional Service – Maryland School for the Deaf – Teachers

FOR the purpose of requiring that teachers employed by the Maryland School for the Deaf are in the professional service in the State Personnel Management System; and generally relating to the State Personnel Management System and teachers employed by the Maryland School for the Deaf.

BY repealing and reenacting, with amendments,
Article – Education
Section 8–3A–04
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

House Bill 174 – Chair, Ways and Means Committee (By Request – Departmental – State Board of Elections)

AN ACT concerning

Election Law – Absentee Ballot Requests – Last Four Digits of Social Security Number

FOR the purpose of altering a certain provision of law to require absent uniformed services voters and overseas voters as defined in the federal Uniformed and Overseas Citizens Absentee Voting Act and voters with a disability who do not have a Maryland driver's license or Maryland identification card and who use certain methods to request certain absentee ballots to provide the last four digits of the applicant's Social Security number, rather than the full Social Security number; and generally relating to information required to be provided with absentee ballot requests.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 9–305
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 177 – Chair, Ways and Means Committee (By Request – Departmental – State Board of Elections)

AN ACT concerning

Election Law – Judicial Proceedings Involving Local Boards of Elections – Notice

FOR the purpose of altering a certain provision that requires a local board of elections to provide to the State Board of Elections a copy of the complaint or other pleading that initiated a judicial proceeding in which a local board is a party by removing the requirement that the copy be provided by certified mail; and generally relating to notice provided to the State Board of Elections of judicial proceedings involving a local board of elections.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 2–105
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 201 – Delegates Korman, Acevero, Bartlett, Boyce, Crutchfield, Gaines, Haynes, Hettleman, Hill, Ivey, Jalisi, Johnson, Jones, R. Lewis, Lierman, Love, Luedtke, Palakovich Carr, Patterson, Pendergrass, Shetty, Stewart, Sydnor, Terrasa, Valderrama, and P. Young

AN ACT concerning

Maryland Transit Administration – State Employees ~~Subject to Collective Bargaining~~ – Free Ridership
(Transit Benefit for State Employees)

FOR the purpose of requiring the Maryland Transit Administration to provide certain ridership services to certain ~~State~~ permanent employees of the Executive Branch of State government on certain transit vehicles; prohibiting the Administration from seeking certain fees or reimbursement; authorizing the Administration to adopt certain regulations; requiring the Maryland Department of Transportation and the Department of Budget and Management to report to certain committees of the General Assembly on or before a certain date; ~~defining a certain term;~~ and generally relating to the Maryland Transit Administration and ridership for State employees.

BY adding to
Article – Transportation
Section 7–711
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

House Bill 245 – Delegates Kaiser, Bartlett, Boyce, Cain, Carey, Cullison, Ebersole, Hettleman, Howard, Ivey, Jones, Korman, Krimm, J. Lewis, R. Lewis, Lierman, Love, Luedtke, McIntosh, Moon, Palakovich Carr, Patterson, Smith, Stewart, C. Watson, ~~and K. Young~~ K. Young, Walker, D. Barnes, Buckel, Feldmark, Guyton, Hornberger, Long, Mosby, Reilly, Rose, Shoemaker, Turner, Washington, and Wilkins

AN ACT concerning

Education – Student Data Privacy Council

FOR the purpose of establishing the Student Data Privacy Council; providing for the composition, chair, and staffing of the Council; prohibiting a member of the Council from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Council to study and make recommendations regarding certain matters; requiring the Council to report its findings and recommendations 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 Student Data Privacy Council.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 248 – Delegates Jones, McIntosh, Acevero, Atterbeary, B. Barnes, Cain, Charkoudian, Cullison, Ebersole, Guyton, Haynes, Hettleman, Kaiser, Kelly, Korman, Krimm, Lierman, Moon, Mosby, Palakovich Carr, Pendergrass, Rosenberg, Sample–Hughes, Solomon, Washington, Wilkins, and P. Young

AN ACT concerning

Education – Child Care Subsidies – Mandatory Funding Level

FOR the purpose of altering the Governor's required appropriation of certain funds in the State budget to increase the Child Care Subsidy Program reimbursement to a certain amount beginning in a certain fiscal year; and generally relating to the Child Care Subsidy Program.

BY repealing and reenacting, without amendments,

Article – Education
Section 1–101(a) and (f) and 9.5–111(a) and (d)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 9.5–111(e)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 266 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Designated Beneficiary Change – Rescission

FOR the purpose of authorizing certain retirees of the State Retirement and Pension System to rescind a request to change a designated beneficiary by sending certain notice to the State Retirement Agency before a certain allowance payment normally becomes due; allowing a retiree who rescinds a certain change of designated beneficiary in a timely manner to receive the allowance payable prior to the change of designated beneficiary, without a certain retroactive adjustment; making conforming changes; and generally relating to designation of a beneficiary with the State Retirement and Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 21–404
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 267 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Optional Retirement Program – Regulations

FOR the purpose of requiring the Board of Trustees for the State Retirement and Pension System to adopt and maintain a written plan document for the optional retirement program; authorizing the Board of Trustees to adopt certain regulations; and generally relating to the optional retirement program.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 30–201
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 30–203
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 319 – Delegates McIntosh, B. Barnes, Gaines, Haynes, Hettleman, Jones, Reznik, and P. Young

AN ACT concerning

University of Maryland University College – Renaming

FOR the purpose of renaming the University of Maryland University College to be the University of Maryland Global Campus; providing that the University of Maryland Global Campus is the successor of the University of Maryland University College; providing that certain names and titles of a certain unit and officials in laws and other documents mean the names and titles of the successor unit and officials; providing for the continuity of certain matters and persons; providing that letterhead, business cards, and other documents reflecting the renaming of the University may not be used until all letterhead, business cards, and other documents already in print and reflecting the name of the University before the effective date of this Act are used; 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; and generally relating to the renaming of the University of Maryland University College.

BY repealing and reenacting, with amendments,
Article – Education
Section 13–101
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 336 – Delegates Feldmark, Acevero, Attar, Atterbeary, Bagnall, Bartlett, Barve, Bhandari, Boyce, Branch, Bridges, Brooks, Busch, Cain, Cardin, Carey, Chang, Charkoudian, Charles, Clippinger, Conaway, Crosby, Crutchfield, Cullison, D.M. Davis, D.E. Davis, Dumais, Ebersole, Fennell, W. Fisher, Fraser–Hidalgo, Gilchrist, Glenn, Guyton, Harrison, Healey, Hettleman, Hill, Jackson, Johnson, Jones, Kaiser, Kelly, Kerr, Korman, Krimm, Lafferty, Lehman, J. Lewis, R. Lewis, Lierman, Lopez, Love, Luedtke, McIntosh, Moon, Mosby, PalakovichCarr, Patterson, Pena–Melnyk, Pendergrass, Qi, Queen, Reznik, Rogers, Rosenberg, Sample–Hughes, Shetty, Smith, Solomon, Stein, Stewart, Sydnor, Terrasa, Turner, Valderrama, Walker, C. Watson, R. Watson, Wells, Wilkins, Wilson, ~~and K. Young~~ K. Young, Lisanti, and P. Young

EMERGENCY BILL

AN ACT concerning

~~Unemployment Insurance –~~ Civilian Federal Employees – Unemployment Insurance Benefits and Federal Government Shutdown Employee Assistance Loan Fund
(Federal Shutdown Paycheck Protection Act)

FOR the purpose of specifying that, notwithstanding certain provisions of law, an individual who is a civilian employee of the federal government is eligible to receive unemployment benefits under certain circumstances; altering the purpose for which the Catastrophic Event Account is established; authorizing the Governor, under certain circumstances, to transfer funds by budget amendment from the Catastrophic Event Account to the Federal Government Shutdown Employee Assistance Loan Fund; authorizing funds appropriated to the Catastrophic Event Account to be expended to assist a unit of State government in funding costs in connection with a full or partial federal government shutdown due to a lapse in appropriations; establishing the Federal Government Shutdown Employee Assistance Loan Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department of Labor, Licensing, and Regulation to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; requiring the Department of Labor, Licensing, and Regulation to establish certain procedures and certain eligibility criteria for loans from the Fund; exempting the Fund from a certain provision of law requiring the interest earnings on State money to accrue to the General Fund of the State; defining a certain term; requiring the Department of Labor, Licensing, and Regulation to request certain documentation from the U.S. Department of Labor within a certain time period after

the taking effect of this Act and within a certain time period after a change in certain federal laws or federal guidance; making ~~a~~ certain ~~provision~~ provisions of this Act subject to ~~a~~ certain ~~contingency~~ contingencies; making this Act an emergency measure; and generally relating to unemployment benefits and assistance for civilian federal employees.

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 8–903
Annotated Code of Maryland
(2016 Replacement Volume and 2018 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 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)112. and 113. and 7–324
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)114. and 7–327
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

MESSAGE FROM THE CHIEF EXECUTIVE
GREEN BAG APPOINTMENTS

The Secretary of State appeared and delivered a Message from the Executive.

February 15, 2019

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H–107 State House
Annapolis, Maryland 21401

Dear President Miller:

In accordance with Article II, §13 of the Constitution of Maryland, I am pleased to submit the following appointment nominations for confirmation by the Maryland State Senate. These individuals bring exceptional knowledge and ability to the offices for which they have been nominated. I am confident they will provide the strength of experience and leadership to instill confidence among our citizens and ensure we succeed in our goals for Marylanders.

I look forward to your favorable approval of these nominees. Thank you for your assistance and support.

Sincerely,
Lawrence J. Hogan, Jr.
Governor

GUBERNATORIAL APPOINTMENTS TO STATEWIDE BOARDS REQUIRING SENATE CONFIRMATION 2019 SESSION OF THE MARYLAND GENERAL ASSEMBLY

AGRICULTURAL AND RESOURCE–BASED INDUSTRY DEVELOPMENT CORPORATION (MARBIDCO), BOARD OF DIRECTORS OF MARYLAND	
Robert Yates Clagett, Jr. 17017 River Airport Road Brandywine, Maryland 20613 Prince George's/27	Appointment Relative Experience Remainder of a term of 4 years from July 1, 2016
Mark C. Krebs 1696 Springmount Drive Eldersburg, Maryland 21784 Carroll/05	Appointment Commercial Lending Term of 4 years from July 1, 2018
Mary Shank Creek 18811 Wagaman Road Hagerstown, Maryland 21740 Washington/02	Reappointment Food/Fiber Processing Term of 4 years from July 1, 2019
Kelley Phillips Cox 21606 Chicken Point Road Tilghman, Maryland 21671 Talbot/37	Appointment Seafood Processing Term of 4 years from July 1, 2019
Faith Elliott Rossing, DBA 3601 Goldsboro Road Henderson, Maryland 21640 Queen Anne's/36	Reappointment Rural Economic Development Term of 4 years from July 1, 2019

AMUSEMENT RIDE SAFETY ADVISORY BOARD	
Roy Shaw 2926 New York Avenue Halethorpe, Maryland 21227 Baltimore County/12	Appointment Carnival Owner Term of 4 years from July 1, 2018
Karen C. Nicklas 8572 Links Bridge Road Thurmont, Maryland 21788 Frederick/04	Appointment State or County Fair Term of 4 years from July 1, 2019
Glenn D. Fishack 13134 Bikle Road P.O. Box 118 Smithsburg, Maryland 21783 Washington/02	Reappointment Consumer Term of 4 years from July 1, 2018
Howard D. Folkes, Jr. 11705 Amer Court Fort Washington, Maryland 20744 Prince George's/26	Reappointment Mechanical Engineer Term of 4 years from July 1, 2017
APPRENTICESHIP AND TRAINING COUNCIL	
Neil Wilford 228 List Avenue Pasadena, Maryland 21122 Anne Arundel/31	Appointment Employee Organization Remainder of a term of 4 years from July 1, 2016
David E. Smarte 12007 Turtle Mill Road Bishopville, Maryland 21813 Worcester/38	Reappointment Employer Representative Term of 4 years from July 1, 2019
David J. Wilson, Sr. 8454 Pamela Way Laurel, Maryland 20723 Howard/13	Reappointment Employee Term of 4 years from July 1, 2019
ARCHAEOLOGY, ADVISORY COMMITTEE ON	
Marian Craig Creveling 1707 Forestville Road Edgewater, Maryland 21037 Anne Arundel/30	Reappointment Member Term of 3 years from July 1, 2019
Robert D. Wall, Ph.D. 1602 Beechwood Avenue Catonsville, Maryland 21228 Baltimore County/12	Reappointment Member Term of 3 years from July 1, 2019

ARCHITECTS, STATE BOARD OF	
Kevin G. Sneed 9215 Whitney Street Silver Spring, Maryland 20901 Montgomery/20	Reappointment Architect Term of 5 years from July 1, 2019
Stephanie V. Hopkins 4364 Nicholas Avenue Baltimore, Maryland 21206 Baltimore City/45	Reappointment Consumer Term of 5 years from July 1, 2019
ARTS COUNCIL, MARYLAND STATE	
Benny Russell 1340 Bennett Place Bel Air, Maryland 21015 Harford/35	Appointment Member Term of 3 years from July 1, 2019
Timothy L. App 401 Wingate Road Baltimore, Maryland 21210 Baltimore City/41	Reappointment Member Term of 3 years from July 1, 2019
Anne Winter West 7808 Overbrook Road Baltimore, Maryland 21204 Baltimore County/42	Reappointment Member Term of 3 years from July 1, 2019
Jacqueline Tibbs Copeland 15 Stone Gate Court Phoenix, Maryland 21208 Baltimore County/11	Reappointment Member Term of 3 years from July 1, 2019
Sumita Kim 11700 Cherry Grove Drive North Potomac, Maryland 20878 Montgomery/15	Appointment Member Term of 3 years from July 1, 2019
ASSISTIVE TECHNOLOGY LOAN PROGRAM BOARD OF DIRECTORS	
Nicole L. Acle 26822 Robert Burns Lane Salisbury, Maryland 21801 Wicomico/37	Appointment Disability Community Term of 4 years from October 1, 2018
AUTOMOBILE INSURANCE FUND, BOARD OF TRUSTEES OF THE MARYLAND	
Timothy J. Murphy 108 La Grange Avenue La Plata, Maryland 20646 Charles/28	Reappointment Financial Management Expertise Term of 5 years from October 1, 2018

AVIATION COMMISSION, MARYLAND	
John H. Kiser 9907 Stoneybrook Drive Kensington, Maryland 20895 Montgomery/18	Reappointment Member Term of 3 years from October 1, 2019
Raymond C. Nichols, Sr. 11810 Porfin Drive Berlin, Maryland 21811 Worcester/38	Reappointment Member Term of 3 years from October 1, 2019
CHESAPEAKE EMPLOYERS' INSURANCE COMPANY, BOARD FOR THE	
Martin G. Madden 11524 Crows Nest Road Clarksville, Maryland 21029 Howard/13	Appointment Member Term of 5 years from June 1, 2019
CHILD CARE PROGRAM PROFESSIONALS, STATE BOARD FOR CERTIFICATION OF RESIDENTIAL	
Pamela Curtis 3713 Park Heights Avenue Baltimore, Maryland 21215 Baltimore City/40	Appointment Consumer Term of 4 years from July 1, 2019
CIVIL RIGHTS, COMMISSION ON	
Eileen M. Levitt 6030 River Meadows Drive Columbia, Maryland 21045 Howard/13	Appointment Member Remainder of a term of 6 years from July 1, 2013 and a term of 6 years from July 1, 2019
Allison Umali Dichoso, Esq. 1702 Old Drummer Boy Lane Fort Washington, Maryland 20744 Prince George's/26	Appointment Member Remainder of a term of 6 years from July 1, 2015
Gary C. Norman, Esq. 4145 Falls Road Baltimore, Maryland 21211 Baltimore City/40	Reappointment Member Term of 6 years from July 1, 2017
CONSUMER COUNCIL	
Brian F. Hubbard 113 Margate Road Lutherville, Maryland 21093 Baltimore County/42	Appointment Business Group Term of 6 years from July 1, 2016

DEAF AND HARD OF HEARING, MARYLAND ADVISORY COUNCIL ON THE	
Tiereny Lloyd 247 Sycamore Ridge Road Laurel, Maryland 20724 Anne Arundel/32	Appointment MDH Term of 3 years from October 1, 2018
DIETETIC PRACTICE, STATE BOARD OF	
Jeanette Miller 2 High Stepper Court Baltimore, Maryland 21208 Baltimore County/11	Appointment Consumer Remainder of a term of 4 years from July 1, 2017
DISTRICT COURT OF MARYLAND – DISTRICT 1 – BALTIMORE CITY	
Hon. Kathleen Marie Sweeney 5800 Wabash Avenue Baltimore, Maryland 21209 Baltimore City/41	Reappointment Judge Term of 10 years from January 27, 2019
DISTRICT COURT OF MARYLAND – DISTRICT 2 – DORCHESTER, SOMERSET, WICOMICO AND WORCESTER COUNTIES	
Hon. Paula Ann Price 30512 Prince William Street Princess Anne, Maryland 21853 Somerset/38	Reappointment Judge – Somerset Co. Term of 10 years from February 6, 2019
DISTRICT COURT OF MARYLAND – DISTRICT 3 – CAROLINE, CECIL, KENT, QUEEN ANNE'S AND TALBOT COUNTIES	
Hon. John E. Nunn, III 103 North Cross Street Chestertown, Maryland 21620 Kent/36	Reappointment Judge – Kent Co. Term of 10 years from January 16, 2019
DISTRICT COURT OF MARYLAND – DISTRICT 4 – CALVERT, CHARLES AND ST. MARY'S COUNTIES	
Hon. Kenneth A. Talley 11 Washington Avenue P.O. Box 3070 La Plata, Maryland 20646 Charles/28	Reappointment Judge – Charles Co. Term of 10 years from May 29, 2019
EDUCATION, STATE BOARD OF	
Gail H. Bates 3212 Rosemary Lane West Friendship, Maryland 21794 Howard/09	Appointment Member Remainder of a term of 4 years from July 1, 2015 and a term of 4 years from July 1, 2019

Jean C. Halle 11536 Pebblecreek Drive Lutherville, Maryland 21093 Baltimore County/11	Reappointment Member Term of 4 years from July 1, 2019
Clarence C. Crawford 9501 Bald Hill Road Mitchellville, Maryland 20721 Prince George's/24	Appointment Member Term of 4 years from July 1, 2018
ELECTIONS, STATE BOARD OF	
Michael R. Cogan, Esq. 250 Concerto Avenue Centreville, Maryland 21617 Queen Anne's/36	Reappointment Majority Party Term of 4 years from July 1, 2019
Kelley Howells 340 Farmington Road, West Accokeek, Maryland 20607 Prince George's/26	Reappointment Majority Party Term of 4 years from July 1, 2019
ELECTRICIANS, STATE BOARD OF MASTER	
Paul "P.J." Donaghue 116 Copper Oaks Court Woodsboro, Maryland 21798 Frederick/04	Reappointment Electrician – Western Maryland Term of 3 years from July 1, 2019
Jose F. Anderson, Esq. 73 Admiral Boulevard Dundalk, Maryland 21222 Baltimore County/06	Appointment Consumer Unrepresented County Remainder of a term of 3 years from July 1, 2016 and a term of 3 years from July 1, 2019
ELEVATOR SAFETY REVIEW BOARD	
Charles E. Meeks 601 S. Pacific Avenue Ocean City, Maryland 21842 Worcester/38	Reappointment Elevator Manufacturing Term of 3 years from October 1, 2019
EMERGENCY NUMBER SYSTEMS BOARD	
Tawn T. Gregory 13506 Scarlet Sage Court Hagerstown, Maryland 21740 Washington/02	Appointment MSP Term of 4 years from July 1, 2017
Randall J. Cunningham 734 Cherry Hill Road Street, Maryland 21154 Harford/35	Appointment County with Greater than 200K Term of 4 years from July 1, 2017

Albert G. Kirchner 1108 Boucher Avenue Annapolis, Maryland 21403 Anne Arundel/30	Appointment Public Term of 4 years from July 1, 2016
ENGINEERS, STATE BOARD OF STATIONARY	
John F. Arizaga 9704 Silver Farm Court Perry Hall, Maryland 21228 Baltimore County/07	Appointment Stationary Engineer Remainder of a term of 3 years from July 1, 2016 and a term of 3 years from July 1, 2019
ETHICS COMMISSION, STATE	
Geneau M. Thames, Esq. 708 Edgehill Drive Bel Air, Maryland 21014 Harford/34	Appointment Member – Democrat Remainder of a term of 5 years from July 1, 2016
FOOD CENTER AUTHORITY, MARYLAND	
Carlton J. Brown 5228 Cromarty Road Catonsville, Maryland 21229 Baltimore County/44	Appointment Member Remainder of a term of 5 years from July 1, 2014 and a term of 5 years from July 1, 2019
Steven Lane Fanaroff 11718 Split Tree Circle Potomac, Maryland 20854 Montgomery/15	Reappointment Member Term of 5 years from July 1, 2018
HART–MILLER PLEASURE ISLAND CITIZENS OVERSIGHT COMMITTEE	
Francis H. Taylor 7603 Iroquois Avenue Edgemere, Maryland 21219 Baltimore County/06	Reappointment North Point Pen CC Term of 2 years from July 1, 2017 and a term of 2 years from July 1, 2019
HEALTH BENEFIT EXCHANGE BOARD, MARYLAND	
S. Anthony McCann 211 Indian Spring Drive Silver Spring, Maryland 20901 Montgomery/20	Reappointment Expertise Term of 4 years from June 1, 2019
Mary Jean Herron 3915 Cloverhill Road Baltimore, Maryland 21218 Baltimore City/43	Appointment Employer/Individual Consumer Remainder of a term of 4 years from June 1, 2015 and a term of 4 years from June 1, 2019

HEALTH CARE COMMISSION, MARYLAND	
Gerard S. O'Connor, M.D. 6870 Pentridge Court Chestertown, Maryland 21620 Kent/36	Reappointment No Industry Connection Term of 4 years from October 1, 2019
Cassandra B.Y. Tomarchio 1026 Chesapeake Drive, 4D Havre de Grace, Maryland 21078 Harford/34	Reappointment No Industry Connection Term of 4 years from October 1, 2019
Michael J. O'Grady, Ph.D. 7509 Vale Street Chevy Chase, Maryland 20815 Montgomery/18	Reappointment No Industry Connection Term of 4 years from October 1, 2019
Elizabeth Anne Hafey, Esq. 1200 South Conkling Street, Apt. 246 Baltimore, Maryland 21224 Baltimore City/46	Reappointment No Industry Connection Term of 4 years from October 1, 2019
HEALTH RESOURCES COMMISSION, MARYLAND COMMUNITY	
Julia A. Wagner 1514 Grooms Lane Woodstock, Maryland 21163 Howard/09	Reappointment Nonprofit HSP Term of 4 years from July 1, 2019
J. Wayne Howard 7830 Shore Drive Preston, Maryland 21655 Caroline/36	Reappointment Community Health Resources Term of 4 years from July 1, 2019
Allan A. Anderson, M.D. 114 Riverside Drive Cambridge, Maryland 21613 Dorchester/37	Reappointment Outpatient Mental Health Term of 4 years from July 1, 2019
HEALTH WORKER ADVISORY COMMITTEE, STATE COMMUNITY	
La Kerry B. Dawson 5513 East Avenue Baltimore, Maryland 21206 Baltimore County/08	Appointment Community Health Worker Term to expire September 30, 2021
HEATING, VENTILATION, AIR–CONDITIONING AND REFRIGERATION CONTRACTORS, STATE BOARD OF	
Ezio S. Rebechi, Jr. 6736 Hunter Road Elkridge, Maryland 21075 Howard/13	Reappointment Master Contractor Term of 3 years from January 1, 2019

Michael Giangrandi 814 Boyce Avenue Towson, Maryland 21204 Baltimore County/42	Appointment Master Contractor Term of 3 years January 1, 2019
Ralph C. Adams, III 6423 Locust Lane Sykesville, Maryland 21784 Carroll/05	Appointment Master Contractor Remainder of a term of 3 years from January 1, 2019
HISTORICAL TRUST BOARD OF TRUSTEES, MARYLAND	
Sarah Kunkel Filkins 4000 Cathedral Avenue, NW Washington, DC 20016 Nonresident	Reappointment Member Term of 4 years from July 1, 2018
Hon. Margo G. Bailey 116 Washington Avenue Chestertown, Maryland 21620 Kent/36	Reappointment Member Term of 4 years from July 1, 2019
Sheila T. Bashiri 118 Monroe Street Rockville, Maryland 20850 Montgomery/17	Reappointment Member Term of 4 years from July 1, 2019
Brien J. Poffenberger 66 Franklin Street, #419 Annapolis, Maryland 21401 Anne Arundel/30	Reappointment Member Term of 4 years from July 1, 2019
INDIAN AFFAIRS, COMMISSION ON	
Guy G. Wells 201 S. 6th Street Denton, Maryland 21629 Caroline/36	Appointment Member Term of 3 years from July 1, 2017
Rebecca Stone 9461 Kilimanjaro Road Columbia, Maryland 21045 Howard/13	Reappointment Member Term of 3 years from July 1, 2016
INFANTS AND TODDLERS, INTERAGENCY COORDINATING COUNCIL FOR	
Jennifer K. Harwood 7261 Swan Point Way Columbia, Maryland 21045 Howard/13	Appointment Provider Remainder of a term of 3 years from July 1, 2016 and a term of 3 years from July 1, 2019

Christy Tirrell–Corbin, Ph.D. 2902 Boyds Cove Drive Annapolis, Maryland 21401 Anne Arundel/30	Appointment Personnel Preparation Remainder of a term of 3 years from July 1, 2016 and a term of 3 years from July 1, 2019
INSURANCE COMMISSIONER, MARYLAND	
Al W. Redmer, Jr. 4101 Kahlston Road Baltimore, Maryland 21236 Baltimore County/08	Reappointment Insurance Commissioner Term of 4 years from June 1, 2019
JUDICIAL DISABILITIES, COMMISSION ON	
Hon. Michael Wilson Reed 111 North Calvert Street, Suite 626B Baltimore, Maryland 21202 Baltimore City/43	Reappointment Judge Term of 4 years from January 1, 2019
Arielle Fougy Hinton, Esq. 19 Dawn View Court Silver Spring, Maryland 20904 Montgomery/14	Reappointment Attorney Term of 4 years from January 1, 2019
Andrea Fulton Rhodes 138 Crossgate Drive Church Hill, Maryland 21623 Queen Anne's/36	Appointment Public Term of 4 years from January 1, 2018
LANDSCAPE ARCHITECTS, BOARD OF EXAMINERS OF	
Gareth Diedrick 412 Bloomfield Lane Upper Marlboro, Maryland 20774 Prince George's/23	Reappointment Consumer Term of 3 years from July 1, 2019
LOTTERY AND GAMING CONTROL COMMISSION, STATE	
George L. Doetsch, Jr. 5610 Chamblis Drive Clarksville, Maryland 21029 Howard/09	Reappointment Member – Republican Term of 5 years from October 1, 2019
MORTICIANS AND FUNERAL DIRECTORS, STATE BOARD OF	
Melanie R. Oppat 460 Charter Court Westminster, Maryland 21157 Carroll/05	Appointment Consumer Remainder of a term of 4 years from July 1, 2018

NATURAL RESOURCES, SECRETARY OF	
Jeannie Haddaway–Riccio P.O. Box 279 Newcomb, Maryland 21653 Talbot/37	Appointment Secretary Serves at the pleasure of the Governor
PATUXENT INSTITUTION BOARD OF REVIEW	
Madeline L. Coxson 16 Dunbar Avenue Catonsville, Maryland 21228 Baltimore County/12	Appointment Public Term of 4 years from March 21, 2015 and a term of 4 years from March 21, 2019
PHYSICIANS, STATE BOARD OF	
Victor M. Plavner, M.D. 1104 Spy Glass Drive Arnold, Maryland 21012 Anne Arundel/33	Appointment Physician Remainder of a term of 4 years from July 1, 2015 and a term of 4 years from July 1, 2019
Scott R. Sauvageot 10774 W. Crestview Lane Laurel, Maryland 20723 Howard/13	Appointment Public/Risk Management Remainder of a term of 4 years from July 1, 2018
PLUMBING, STATE BOARD OF	
Gregory Scott Schott 4723 Clermont Mill Road Pylesville, Maryland 21132 Harford/35	Reappointment Plumber – Cecil/Harford Counties Term of 3 years from May 1, 2019
PORT COMMISSION, MARYLAND	
J. Robert Huber 33 Sunnyview Drive Phoenix, Maryland 21131 Baltimore County/42	Reappointment Member Term of 3 years from July 1, 2019
Christian R. Dean 6 Quiet Stream Court, #D Timonium, Maryland 21093 Baltimore County/11	Reappointment Member Term of 3 years from July 1, 2019
PUBLIC SERVICE COMMISSION	
Mindy L. Herman, Esq. 8105 Ventnor Road Pasadena, Maryland 21122 Anne Arundel/31	Reappointment Member Term of 5 years from July 1, 2019

RACING COMMISSION, STATE	
Clarissa A. Coughlin 213 Shea Road Lothian, Maryland 20711 Anne Arundel/30	Reappointment Harness Racing Term of 4 years from July 1, 2019
Thomas W. Winebrener P.O. Box 362 Union Bridge, Maryland 21791 Frederick/04	Reappointment Harness Racing Term of 4 years from July 1, 2019
REAL ESTATE COMMISSION, STATE	
Anne S. Cooke 9821 Gwynn Park Drive Ellicott City, Maryland 21042 Howard/09	Reappointment Realtor – Central Maryland Term of 4 years from June 1, 2019
Demetria C. Scott P.O. Box 23842 Baltimore, Maryland 21203 Baltimore City/44	Reappointment Realtor – Baltimore City Term of 4 years from June 1, 2019
SECRETARY OF STATE	
John C. Wobensmith 1131 August Drive Annapolis, Maryland 21403 Anne Arundel/30	Reappointment Secretary of State Serves at the pleasure of the Governor
SOCIAL WORK EXAMINERS, STATE BOARD OF	
Sondra G. Petty 807 Palantine Place Bowie, Maryland 20716 Prince George's/23	Appointment LCSW–Clinical Remainder of a term of 4 years from July 1, 2015 and a term of 4 years from July 1, 2019
STADIUM AUTHORITY, MARYLAND	
Gary L. Mangum 200 Bridgeview Lane Stevensville, Maryland 21666 Queen Anne's/36	Reappointment Member Term of 4 years from July 1, 2019
Joseph C. Bryce, Esq. 802 Vacation Drive Odenton, Maryland 21113 Anne Arundel/21	Reappointment Member Term of 4 years from July 1, 2019

TEACHER EDUCATION BOARD, PROFESSIONAL STANDARDS AND	
Sandra L. Skordalos 2511 Ambler Road Dundalk, Maryland 21222 Baltimore County/06	Reappointment Statewide Teachers' Org. with Majority Representation Term of 3 years from July 1, 2018
Winona M. Taylor, Ed.D. 3401 Southern Avenue Baltimore, Maryland 21214 Baltimore City/45	Appointment MD Teacher Ed. And College of Teacher Ed. Assns. Term of 3 years from July 1, 2018
TOURISM DEVELOPMENT BOARD, MARYLAND	
Michael J. James 12805 Kings Court Ocean City, Maryland 21842 Worcester/38	Reappointment Attractions Term of 3 years from July 1, 2019
TRANSPORTATION AUTHORITY, MARYLAND	
William C. Ensor, III 14210 Manor Road Phoenix, Maryland 21131 Baltimore County/07	Reappointment Land Use Term of 4 years from July 1, 2019
UNINSURED EMPLOYERS FUND BOARD	
Doncella C. Wilson 223 Briarwood Circle Denton, Maryland 21629 Caroline/36	Reappointment Labor Term of 4 years from July 1, 2019
Casey L. Bryant, Esq. 216 Scott Street Baltimore, Maryland 21230 Baltimore City/40	Appointment Management Term of 4 years from July 1, 2019
Martin Eric Lewis 256 Moreau Lane Severna Park, Maryland 21146 Anne Arundel/31	Reappointment Public Term of 4 years from July 1, 2019
UNIVERSITY SYSTEM OF MARYLAND BOARD OF REGENTS	
Isiah Leggett 4401 Dustin Road Burtonsville, Maryland 20866 Montgomery/14	Appointment Member Remainder of a term of 5 years from July 1, 2017
D'Ana E. Johnson, Esq. 2004 Huntwood Drive Gambrills, Maryland 21054 Anne Arundel/33	Reappointment Member Term of 5 years from July 1, 2019

Linda R. Gooden 1915 Towne Centre Boulevard, Unit 1111 Annapolis, Maryland 21401 Anne Arundel/30	Reappointment Member Term of 5 years from July 1, 2019
Robert D. Rauch 28466 Waterview Drive Easton, Maryland 21601 Talbot/37	Reappointment Member Term of 5 years from July 1, 2019
Drew Needham 514 Burnside Street Annapolis, Maryland 21403 Anne Arundel/30	Appointment Student Term of 1 year from July 1, 2019
VETERANS HOME COMMISSION, MARYLAND	
Lt. Col. Glynn Ellsworth Parker 1520 Birchwood Drive Oxon Hill, Maryland 20745 Prince George's/26	Reappointment Member Term of 5 years from July 1, 2019
Kathryn Smith Gleeson 19415 Cravan Drive Germantown, Maryland 20874 Montgomery/15	Reappointment Member Term of 5 years from July 1, 2019
VETERINARY MEDICAL EXAMINERS, STATE BOARD OF	
Christine Calvert King, D.V.M. 5179 Mountain Road Pasadena, Maryland 21122 Anne Arundel/31	Appointment Veterinarian Term of 5 years from June 1, 2019
WOMEN, MARYLAND COMMISSION FOR	
Tammy Bresnahan 278 Arundel Beach Road Severna Park, Maryland 21146 Anne Arundel/33	Reappointment Member Term of 4 years from July 1, 2019
Yun Jung Yang, Esq. 16816 Harbour Town Drive Silver Spring, Maryland 20905 Montgomery/14	Reappointment Member Term of 4 years from July 1, 2019
Carole Jaar Sepe 4465 Lewis Mill Court Jefferson, Maryland 21755 Frederick/03	Reappointment Member Term of 4 years from July 1, 2019

Gloria Chang 21400 Manor View Circle Germantown, Maryland 20876 Montgomery/39	Reappointment Member Term of 4 years from July 1, 2019

GUBERNATORIAL APPOINTMENTS TO LOCAL BOARDS
REQUIRING SENATE CONFIRMATION
2019 SESSION OF THE MARYLAND GENERAL ASSEMBLY

ANNE ARUNDEL COMMUNITY COLLEGE BOARD OF TRUSTEES	
Sandra E. Moore 7902 Whites Cove Road Pasadena, Maryland 21122 Anne Arundel/31	Reappointment Member Term of 6 years from July 1, 2019
Tamela V. Mason 338 Fairfield Drive Severn, Maryland 21144 Anne Arundel/21	Appointment Student Term of 1 year from July 1, 2019
CARROLL COMMUNITY COLLEGE BOARD OF TRUSTEES	
David S. Bollinger 50 Bachmans Valley Road Westminster, Maryland 21158 Carroll/05	Reappointment Member Term of 6 years from July 1, 2019
HAGERSTOWN COMMUNITY COLLEGE BOARD OF TRUSTEES	
L. William Proctor, Jr., Esq. 19625 Spring Creek Road Hagerstown, Maryland 21742 Washington/02	Reappointment Member Term of 6 years from July 1, 2019
Gregory I. Snook 19419 Pearl Drive Hagerstown, Maryland 21742 Washington/01	Reappointment Member Term of 6 years from July 1, 2019
HOWARD COMMUNITY COLLEGE BOARD OF TRUSTEES	
Hon. Frank S. Turner 7125 Brandywine Way Columbia, Maryland 21046 Howard/13	Appointment Member Remainder of a term of 6 years from July 1, 2015
MONTGOMERY COLLEGE BOARD OF TRUSTEES	
Robert F. Levey 6820 Wisconsin Avenue Bethesda, Maryland 20815 Montgomery/16	Reappointment Member Term of 6 years from July 1, 2019
Marice I. Morales 26 Millcrest Court Derwood, Maryland 20855 Montgomery/19	Appointment Member Term of 6 years from July 1, 2019

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

FINANCE COMMITTEE REPORT NO. 8

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

Senate Bill 68 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Commercial Law – Credit Services Businesses – Information Statements

SB0068/807374/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 68
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "a" and substitute "certain"; in the same line, strike "business" and substitute "businesses"; in line 5, after the semicolon insert "altering the definition of a credit services business; requiring certain credit services businesses to provide certain information with certain contracts; requiring certain credit services businesses to provide a copy of a certain contract before the consumer executes the contract;"; after line 6, insert:

"BY repealing and reenacting, without amendments,
Article – Commercial Law
Section 14–1901(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)";

and in line 9, strike "14–1904" and substitute "14–1901(e)(1), 14–1904,".

AMENDMENT NO. 2

On page 1, after line 14, insert:

"14–1901.

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

(e) (1) "Credit services business" means any person who, with respect to the extension of credit by others, sells, provides, or performs, or represents that such person can or will sell, provide, or perform, any of the following services in return for the payment of money or other valuable consideration:

(i) Improving a consumer's credit record, history, or rating or establishing a new credit file or record**, OR PROVIDING ADVICE OR ASSISTANCE TO A CONSUMER WITH REGARD TO IMPROVING THE CONSUMER'S CREDIT RECORD, HISTORY, OR RATING OR ESTABLISHING A NEW CREDIT FILE OR RECORD**; **OR**

(ii) Obtaining an extension of credit for a consumer**, OR PROVIDING ADVICE OR ASSISTANCE TO A CONSUMER WITH REGARD TO OBTAINING AN EXTENSION OF CREDIT FOR THE CONSUMER[**; or

(iii) Providing advice or assistance to a consumer with regard to either subparagraph (i) or (ii) of this paragraph**]**.";

in line 16, strike "**WHEN**" and substitute "**TO**"; and strike beginning with "**IS**" in line 16 down through "**CONSUMER**" in line 17 and substitute "**PROVIDING THE SERVICES DESCRIBED IN § 14–1901(E)(1)(II) OF THIS SUBTITLE**".

On page 2, in line 7, strike "and"; strike beginning with "**EXCEPT**" in line 8 down through "**CONSUMER**" in line 9 and substitute "**FOR A CREDIT SERVICES BUSINESS PROVIDING THE SERVICES DESCRIBED IN § 14–1901(E)(1)(I) OF THIS SUBTITLE**"; and in line 26, after "process" insert "**; AND**

(3) FOR A CREDIT SERVICES BUSINESS PROVIDING THE SERVICES DESCRIBED IN § 14–1901(E)(1)(II) OF THIS SUBTITLE, INCLUDE:

(I) A STATEMENT OF THE CONSUMER'S RIGHT TO FILE A COMPLAINT UNDER § 14–1911 OF THIS SUBTITLE;

(II) THE ADDRESS OF THE COMMISSIONER WHERE A CONSUMER CAN FILE A COMPLAINT UNDER § 14–1911 OF THIS SUBTITLE;

(III) A STATEMENT THAT A BOND EXISTS AND THE CONSUMER'S RIGHT TO PROCEED AGAINST THE BOND UNDER THE CIRCUMSTANCES AND IN THE MANNER SET FORTH UNDER § 14–1910 OF THIS SUBTITLE; AND

(IV) THE PRINCIPAL BUSINESS ADDRESS OF THE CREDIT SERVICES BUSINESS".

On page 3, after line 12, insert:

"**(C) A CREDIT SERVICES BUSINESS PROVIDING THE SERVICES DESCRIBED IN § 14–1901(E)(1)(II) OF THIS SUBTITLE SHALL PROVIDE THE CONSUMER WITH A COPY OF THE CONTRACT BETWEEN THE CREDIT SERVICES BUSINESS AND THE CONSUMER BEFORE THE CONSUMER EXECUTES THE CONTRACT.**";

and in line 13, strike "(c)" and substitute "**(D)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 82 – Senator Lam

AN ACT concerning

Public Health – Sale and Distribution of Products Containing NMP and DCM – Prohibition

SB0082/987172/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 82
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "dichloromethane" insert ", under certain circumstances"; strike beginning with "establishing" in line 6 down through "violation" in line 7 and substitute "providing that a person is subject to certain penalties imposed by the Maryland Department of Health for certain violations".

AMENDMENT NO. 2

On page 1, in line 18, after "**PERSON**" insert "**, THROUGH A RETAIL ESTABLISHMENT,**"; and in line 19, after "**COMMERCE**" insert "**FOR NONCOMMERCIAL USE**".

On pages 1 and 2, strike beginning with "**GUILTY**" in line 23 on page 1 down through "**IS**" in line 1 on page 2.

On page 2, strike beginning with "**A**" in line 1 down through "**VIOLATION**" in line 2 and substitute "**:**

(1) FOR A FIRST OFFENSE, A WARNING ISSUED BY THE DEPARTMENT;

(2) FOR A SECOND OFFENSE, A CIVIL PENALTY OF $500 IMPOSED BY THE DEPARTMENT; AND

(3) FOR A THIRD OR SUBSEQUENT OFFENSE, A CIVIL PENALTY OF $1,000 IMPOSED BY THE DEPARTMENT".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 43 Members present.

(See Roll Call No. 215)

SENATE THIRD READING CALENDAR NO. 13 (GENERAL SENATE BILLS)

Senate Bill 29 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Licensure of Insurance Producers and Public Adjusters – Continuing Education Requirements

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

Affirmative – 43 Negative – 0 (See Roll Call No. 216)

The Bill was then sent to the House of Delegates.

Senate Bill 140 – Washington County Senators

AN ACT concerning

Washington County – Archery Hunting – Safety Zone

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

Affirmative – 43 Negative – 0 (See Roll Call No. 217)

The Bill was then sent to the House of Delegates.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 258 – Senator Douglas J. J. Peters:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Bowie State University Football
in recognition of
Bowie State University's record–breaking
football season culminating in its first
Central Intercollegiate Athletic Association Championship.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 15th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 43 Negative – 0 (See Roll Call No. 218)

SPECIAL ORDER CALENDAR NO. 9

Senator Young, 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. 3
February 14, 2019

Atlantic States Marine Fisheries Commission

1. H. Russell Dize — District 37
P.O. Box 165
Tilghman, MD 21671

Member of the Atlantic States Marine Fisheries Commission; appointed to serve remainder of a term of three years from June 1, 2016

Community Health Resources Commission, Maryland

2. Celeste A. James — District 20
1202 Kirklynn Avenue
Takoma Park, MD 20912

Member of the Maryland Community Health Resources Commission; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Community Health Worker Advisory Committee, State

3. Fay L. Alexander — District 3
9501 Bellhaven Court
Frederick, MD 21701

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

4. Lilian Amaya District 45
1014 North Charles Street, Apt. 1
Baltimore, MD 21201

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30. 2022

5. Rosario A. Campos District 3
1727 Fletchers Drive
Point of Rocks, MD 21777

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2022

6. Kevin J. Contreras District 47
3415 Perry Street
Mount Rainier, MD 20712

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

7. Griselda C. Funn District 40
1343 North Fulton Avenue
Baltimore, MD 21217

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

8. Kathleen Gilligan District 31
528 Brightwood Road
Millersville, MD 21108

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

9. Robin N. Hollar District 34
514 Ann Place
Bel Air, MD 21015

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

10. Jude L. James — District 12
427 Ingleside Avenue
Catonsville, MD 21228

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2022

11. Rebecca L. Jones — District 38
8741 Marshall Creek Road
Newark, MD 21841

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2023

12. Ryan Moran — District 45
816 N. Calvert Street, Apt. 306
Baltimore, MD 21202

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2021

13. Yana Rachinskaya — District 11
2908 Caves Road
Owings Mills, MD 21117

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

14. Samantha Sailsman — District 41
3901 Pinkney Road
Baltimore, MD 21215

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

15. Tiffany Scott — District 31
114 Audrey Avenue
Brooklyn, MD 21225

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2021

16. Katherine H. Talbert District 41
2211 Arden Road
Baltimore, MD 21209

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2022

Judicial Disabilities, Commission on

17. Kimberly A. Howell District 32
2413 Sommers Court
Jessup, MD 20794

Member of the Commission on Judicial Disabilities; appointed to serve a term of four years from January 1, 2017

Parole Commission, Maryland

18. Christopher J. Reynolds District 27
3411 Abelia Road
Port Republic, MD 20676

Member of the Maryland Parole Commission; reappointed to serve remainder of a term of six years from January 1, 2018

Public Defender, Board of Trustees of the Office of the

19. Justin M. Hollimon, Esq. District 40
300 Saint Paul Place, Apt. 713
Baltimore, MD 21202

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2016

20. Victoria J. Lobley, Esq. District 2
13857 Emerson Drive
Hagerstown, MD 21742

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2018

21. Susan F. Puhala, Esq. District 4
3208 Graymarsh Court
Ijamsville, MD 21754

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2016

22. Steven W. Rakow, Esq. District 38
10176 Rabbit Ridge Road
Bishopville, MD 21813

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2018

23. William J. Shelton, Esq. District 26
6024 Wesson Drive
Suitland, MD 20746

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2016

Public Service Commission

24. Jason M. Stanek District 22
6401 Good Luck Road
Riverdale, MD 20737

Chair of the Public Service Commission; appointed to serve a term of five years from July 1, 2018

Baltimore City Community College, Board of Trustees for

25. Maricruz Abarca District 43
2124 Kirk Avenue
Baltimore, MD 21218

Student Member of the Board of Trustees for Baltimore City Community College; appointed to serve remainder of a term of one year from July 1, 2018

Prince George's Community College Board of Trustees

26. Floyd E. Wilson, Jr. District 24
13103 Vicar Woods Lane
Bowie, MD 20720

Member of the Prince George's Community College Board of Trustees; reappointed to serve a term of five 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.

Environmental Health Specialists, State Board of

S–1. Erin K. Kelly District 8
3912 East Joppa Road
Nottingham, MD 21236

Member of the State Board of Environmental Health Specialists; appointed to serve remainder of a term of four years from July 1, 2016

Health Care Commission, Maryland

S–2. Robert E. Moffit, Ph.D. District 33
660 Creek Road
Severna Park, MD 21146

Chair of the Maryland Health Care Commission; reappointed to serve a term of four years from October 1, 2018

Infants and Toddlers, Interagency Coordinating Council for

S–3. Cecilia Leger District 20
8725 Carroll Avenue
Silver Spring, MD 20903

Member of the Interagency Coordinating Council for Infants and Toddlers; reappointed to serve a term of three years from July 1, 2018

Patuxent River Commission

S–4. Robert T. Brown, Sr. District 29
38232 Palmer Road
Coltons Point, MD 20626

Member of the Patuxent River Commission; appointed to serve a term of four years from October 1, 2017

S–5. Edward R. Curley, III District 29
41844 Gibson Drive
Mechanicsville, MD 20659

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–6. Steven E. Darcey District 25
2550 Ritchie Marlboro Road
Upper Marlboro, MD 20774

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–7. Andrew T. Der District 46
1000 Fell Street, Apt. 428
Baltimore, MD 21231

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–8. Luis F. Dieguez District 29
30120 Dudley Road
Mechanicsville, MD 20659

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–9. Scott D. Knoche, Ph.D. District 27
3725 Crane Road
Port Republic, MD 20676

Member of the Patuxent River Commission; appointed to serve remainder of a term of four years from October 1, 2017

S–10. John L. McCoy — District 13
11965 Simpson Road
Clarksville, MD 21029

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–11. Christopher Bourn Perry — District 46
3204 Douglas Point Court
Riva, MD 21140

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–12. Barbara Sollner–Webb — District 21
17200 Melbourne Drive
Laurel, MD 20707

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

S–13. Jacqueline U. Takacs — District 30
300 Greenridge Drive
Dunkirk, MD 20754

Member of the Patuxent River Commission; reappointed to serve remainder of a term of four years from October 1, 2017

S–14. Albert J. Tucker, Ph.D. — District 33
6063 Pindell Road
Lothian, MD 20711

Member of the Patuxent River Commission; reappointed to serve remainder of a term of four October 1, 2017

S–15. Frederick L. Tutman — District 23
18600 Queen Anne Road, Rear BARN
Upper Marlboro, MD 20774

Member of the Patuxent River Commission; reappointed to serve a term of four years from October 1, 2017

Physicians, State Board of

S–16. Ira Kornbluth, M.D. District 11
12607 Belmont Ridge Road
Reisterstown, MD 21136

Member of the State Board of Physicians; reappointed to serve a term of four years from July 1, 2018

Potomac River Fisheries Commission

S–17. Robert A. Boarman District 28
11500 Bb Farm Place
Newburg, MD 20664

Member of the Potomac River Fisheries Commission; appointed to serve remainder of a term of four years from January 1, 2015

Professional Engineers, State Board for

S–18. H.C. Harclerode, II District 42
1 County Club Lane
Phoenix, MD 21131

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2018

Public Defender, Board of Trustees of the Office of the

S–19. Kevin B. Collins, Esq. District 18
4220 Everett Street
Kensington, MD 20895

Member of the Board of Trustees of the Office of the Public Defender; reappointed to serve a term of three years from June 1, 2018

S–20. Philip T. Cronan, Esq. District 37
P.O. Box 411
Royal Oak, MD 21662

Member of the Board of Trustees of the Office of the Public Defender; reappointed to serve a term of three years from June 1, 2018

S–21. Andrew Radding, Esq. District 11
50 River Oaks Circle
Baltimore, MD 21208

Member of the Board of Trustees of the Office of the Public Defender; reappointed to serve a term of three years from June 1, 2018

Public Information Act Compliance Board, State

S–22. Rene C. Swafford, Esq. District 36
P.O. Box 392
Greensboro, MD 21639

Member of the State Public Information Act Compliance Board; reappointed to serve a term of three years from July 1, 2018

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 – 43 Negative – 0 (See Roll Call No. 219)

LAID OVER CALENDAR NO. 3

Senate Bill 123 – Senator Pinsky

AN ACT concerning

Election Law – Coordinated Expenditures and Donations – Investigation

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR CASSILLY.

FLOOR AMENDMENT

SB0123/623323/1
BY: Senator Cassilly

AMENDMENTS TO SENATE BILL 123
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8 and 9, strike "or the State Administrator's designee"; in line 11, strike "the" and substitute "certain"; and in the same line, after "Rules" insert "and in a certain manner; authorizing a person served with a certain subpoena to file a certain motion in a certain court; requiring that a certain filing be sealed on filing".

AMENDMENT NO. 2

On page 5, in lines 8 and 9, strike "**OR THE STATE ADMINISTRATOR'S DESIGNEE**"; strike in their entirety lines 11 and 12 and substitute:

"**(II) IN ORDER TO ISSUE A SUBPOENA UNDER THIS PARAGRAPH, THE STATE ADMINISTRATOR SHALL MAKE A FINDING THAT THE SUBPOENA IS NECESSARY TO AND IN FURTHERANCE OF AN INVESTIGATION BEING CONDUCTED UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

(III) A SUBPOENA ISSUED UNDER THIS PARAGRAPH MUST:

1. COMPLY WITH THE REQUIREMENTS OF MARYLAND RULE 2–510 BUT MAY NOT SPECIFY THE CANDIDATE TO WHICH THE INVESTIGATION RELATES;

2. INCLUDE A NOTICE THAT THE WITNESS HAS THE RIGHT TO CONSULT WITH AN ATTORNEY RELATING TO THE SUBPOENA AND MAY FILE A MOTION FOR JUDICIAL RELIEF UNDER MARYLAND RULE 2–510; AND

3. BE SERVED IN ACCORDANCE WITH MARYLAND RULE 2–510 AND ON THE CANDIDATE OR CAMPAIGN TO WHICH THE INVESTIGATION RELATES.

(IV) A PERSON SERVED WITH A SUBPOENA UNDER THIS PARAGRAPH MAY FILE A MOTION FOR A PROTECTIVE ORDER IN THE CIRCUIT COURT IN WHICH THE SUBPOENA WAS SERVED.

(V) ANY FILING SUBMITTED TO A COURT WITH RESPECT TO A SUBPOENA UNDER THIS PARAGRAPH SHALL BE SEALED ON FILING.";

and in line 13, strike "**(III)**" and substitute "**(VI)**".

The preceding 2 amendments were read only.

Senator Pinsky moved to make the Bill and Amendment a Special Order for February 18, 2019.

The motion was adopted.

QUORUM CALL

The presiding officer announced a quorum call, showing 43 Members present.

(See Roll Call No. 220)

ADJOURNMENT

At 11:58 A.M. on motion of Senator Guzzone the Senate adjourned until 8:00 P.M. on Monday, February 18, 2019.

Annapolis, Maryland
Monday, February 18, 2019
8:00 P.M. Session

The Senate met at 8:06 P.M.

Prayer by Pastor Brian Zimmerman, Streetlight Christian Fellowship, guest of Senator Ferguson.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 223)

The Journal of February 15, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 31

Senate Bill 963 – Senators Klausmeier and Edwards

AN ACT concerning

Public Information Act – Workers' Compensation Commission – Denial of Part of a Public Record

FOR the purpose of requiring a custodian of records to deny inspection of the part of a public record of the Workers' Compensation Commission that contains personal information of an individual other than by an attorney of a party to a workers' compensation claim; requiring a custodian to allow inspection of a certain part of a certain public record by the person in interest or a party to a certain claim for workers' compensation; requiring a custodian to allow inspection of a certain part of a certain public record for certain purposes, when required by federal law, or if authorized by a person in interest; providing for the application of this Act; and generally relating to the denial of parts of public records under the Public Information Act.

BY adding to
Article – General Provisions
Section 4–329.1
Annotated Code of Maryland

(2014 Volume and 2018 Supplement)

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

Senate Bill 964 – Senator Rosapepe

AN ACT concerning

County Boards of Education – Equal Access to Public Services for Individuals With Limited English Proficiency

FOR the purpose of requiring certain county boards of education to fully implement a certain requirement to provide equal access to public services for individuals with limited English proficiency on or before a certain date; making conforming changes; and generally relating to county boards of education and equal access to public services for individuals with limited English proficiency.

BY adding to
Article – Education
Section 4–135
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 10–1103(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 10–1103(b)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 965 – Senator Rosapepe

AN ACT concerning

Criminal Injuries Compensation Fund – Funding

FOR the purpose of increasing the amount of certain court costs that the Comptroller is required to pay into the Criminal Injuries Compensation Fund; and generally relating to the Criminal Injuries Compensation Fund.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 7–301(a) and (b)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 7–301(e)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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

Senate Bill 966 – Senator Ellis

AN ACT concerning

Task Force on the Effectiveness of State Crime Laboratories

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

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

Senate Bill 967 – Senator Cassilly

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Advertising

FOR the purpose of prohibiting growers, processors, dispensaries, independent testing laboratories, and certain third–party vendors from placing or maintaining, or causing to be placed or maintained, advertisements for medical cannabis, medical cannabis products, or medical cannabis–related services on certain mediums or locations; authorizing certifying providers to advertise the ability of the certifying provider to certify a qualifying patient to receive medical cannabis; prohibiting certain advertisements from making any statement that is false or misleading or otherwise a violation of certain provisions of law; requiring that all advertising for

medical cannabis or medical cannabis products include certain statements; and generally relating to medical cannabis advertising.

BY adding to
Article – Health – General
Section 13–3313.1
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 968 – Senator West

CONSTITUTIONAL AMENDMENT

AN ACT concerning

Circuit Court Judges – Selection and Tenure

FOR the purpose of proposing an amendment to the Maryland Constitution to prescribe a different means of selection and determination of tenure of circuit court judges; altering the method of filling vacancies in the office of a judge of a circuit court; requiring Senate confirmation of individuals appointed by the Governor to the office of a judge of a circuit court; providing for contested elections following an appointment to fill a vacancy in the office of a judge of a circuit court under certain circumstances; providing for the reappointment of certain judges; providing for a transitional period during which the terms of certain amendments are to become effective; making stylistic changes; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing a repeal of the Maryland Constitution
Article IV – Judiciary Department
Section 3 and 5

BY proposing an addition to the Maryland Constitution
Article IV – Judiciary Department
Section 3 and 5

BY proposing an addition to the Maryland Constitution
Article XVIII – Provisions of Limited Duration
Section 6

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

Senate Bill 969 – Senator Peters

AN ACT concerning

Family Investment Program – Transitional Assistance for Education Pilot Program

FOR the purpose of establishing the Transitional Assistance for Education Pilot Program within the Family Investment Program in the Department of Human Services; exempting the Pilot Program from a requirement that certain transitional assistance be paid to a certain third party payee; establishing the purpose of the Pilot Program; requiring the Department to establish the Pilot Program in certain counties; specifying certain eligibility requirements for participation in the Pilot Program; requiring the transitional assistance provided to a certain recipient under the Pilot Program to equal a certain benefit; authorizing a certain recipient to reapply for a certain benefit and requiring the benefit to be provided in a certain manner; expressing the intent of the General Assembly that any general funds appropriated for the Pilot Program shall supplement, and not supplant, funds otherwise appropriated for the Department; requiring the Department, in consultation with the University of Maryland School of Social Work, to collect and report certain information to certain committees of the General Assembly on or before a certain date each year; requiring the Secretary of Human Services to adopt certain regulations; defining a certain term; providing for the termination of this Act; and generally relating to the Transitional Assistance for Education Pilot Program.

BY repealing and reenacting, without amendments,
Article – Human Services
Section 5–301(a), (b), (d), (e), and (g) and 5–312(f)(1)
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Human Services
Section 5–312(f)(2)
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

BY adding to
Article – Human Services
Section 5–312.1
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

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

Senate Bill 970 – Senator Peters

AN ACT concerning

Maryland Department of Health – Special Supplemental Nutrition Program for Women, Infants, and Children – Reports

FOR the purpose of requiring the Maryland Department of Health, in consultation with certain stakeholders, to report certain information regarding the Special Supplemental Nutrition Program for Women, Infants, and Children to 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 the Special Supplemental Nutrition Program for Women, Infants, and Children.

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

Senate Bill 971 – Senator Kelley

AN ACT concerning

Public Safety – Maryland Police Training and Standards Commission – Citations in Lieu of Arrest

FOR the purpose of requiring the Maryland Police Training and Standards Commission, in consultation with the Anne Arundel County Police Academy, to develop and maintain a certain curriculum to ensure the use of best practices in issuance of citations in lieu of arrest; and generally relating to police training requirements.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 3–201(a) and (b)
Annotated Code of Maryland
(2018 Replacement Volume)

BY adding to
Article – Public Safety
Section 3–207(j)
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 972 – Senators Ellis, Benson, Carter, Feldman, Guzzone, Hayes, Klausmeier, Lee, McCray, Ready, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Task Force on Educational Outcomes of Pregnant and Parenting Students in High School and GED Programs

FOR the purpose of establishing the Task Force on Educational Outcomes of Pregnant and Parenting Students in High School and GED Programs; 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 track and assess, identify, determine, and make recommendations regarding certain matters; requiring the Task Force to report its findings and recommendations to the State Board of Education and the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force on Educational Outcomes of Pregnant and Parenting Students in High School and GED Programs.

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

Senate Bill 973 – Senators Miller, Bailey, and Ellis

AN ACT concerning

Tri–County Council for Southern Maryland – Membership and Funding

FOR the purpose of altering the membership of the Tri–County Council for Southern Maryland; altering, beginning in a certain fiscal year, the amount of money that the county commissioners of Calvert County, Charles County, and St. Mary's County are required to appropriate each year to the Council, subject to certain provisions; providing, beginning in a certain fiscal year, that any increase in certain county appropriations may not take effect until the county commissioners of Calvert County, Charles County, and St. Mary's County give certain approval; and generally relating to the Tri–County Council for Southern Maryland.

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 13–601(a) and (c)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 13–603(a) and 13–611
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 974 – Senator McCray

AN ACT concerning

Occupational Licenses or Certificates – Application Determinations – Use of

Criminal History

FOR the purpose of prohibiting certain departments or local licensing authorities 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 a nonviolent crime unless the department or local licensing authority makes a certain determination; repealing a certain provision of law that requires a certain department to consider certain information in making application determinations for occupational licenses or certificates; authorizing an individual to petition a department or local licensing authority to make a determination as to whether the individual's prior conviction will disqualify the individual from an occupational license or certificate; requiring a department or local licensing authority to include in certain applications a list of specific criminal convictions that would disqualify an applicant; defining a certain term; establishing that a certain provision of law relating to a prohibition on certain departments or licensing authorities considering certain applicants' criminal history does not apply to individuals who are on parole or probation or the subject of criminal charges; and generally relating to the use of criminal history in determinations on applications for occupational licenses or certificates.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1–209
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 975 – Senator Hayes

AN ACT concerning

Behavioral Health Transformation Act of 2019

FOR the purpose of requiring the Maryland Department of Health to establish a delivery system for certain specialty behavioral health services, rather than for only specialty mental health services, for enrollees of managed care organizations; requiring the delivery system to assume certain financial risk; requiring the delivery system to provide certain services to certain individuals; requiring the delivery system to provide a certain point of contact and certain processes, reimburse certain providers, measure and collect certain data, report on certain outcomes, provide coordination with certain entities, manage certain processes, comply with certain laws, and ensure opportunities for stakeholder involvement in certain matters; authorizing the Department to contract with a certain managed care organization for delivery of certain specialty behavioral health services under certain circumstances; providing that a certain provision of law applies to the delivery system; requiring the Secretary of Health to modify and reissue a certain request for proposals to incorporate this

Act; making conforming changes; defining certain terms; and generally relating to a delivery system for specialty behavioral health services.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–101(a) and 15–103(b)(1)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 15–101(f–1) and (i–1)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–103(b)(21)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 976 – Senator Hayes

AN ACT concerning

Public Behavioral Health System – Implementation Plans to Improve Efficiency, Accountability, and Outcomes – Workgroup

FOR the purpose of requiring the Secretary of Health to convene a stakeholder workgroup to develop certain implementation plans to improve efficiency, accountability, and outcomes of certain behavioral health services; requiring the workgroup to include certain representatives; requiring the workgroup to develop certain implementation plans; requiring that certain implementation plans include certain recommendations for a certain timeline and certain necessary steps to achieve certain outcomes; requiring the Secretary to submit certain reports to the Governor and the General Assembly on or before certain dates; and generally relating to implementation plans to improve efficiency, accountability, and outcomes for the public behavioral health system.

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

Senate Bill 977 – Senator Serafini

AN ACT concerning

Income Tax Rates – Reduction

FOR the purpose of altering the State income tax rate imposed on certain income of individuals; providing for the application of this Act; and generally relating to the State income tax rates imposed on income of individuals.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–105(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 978 – Senator Serafini

AN ACT concerning

Real Property – Agricultural Land Preservation Easements – Separate Parcels

FOR the purpose of extending the termination date for certain provisions of law establishing that, unless a certain deed expressly provides otherwise, the grant of a certain agricultural land preservation easement governing two or more separate parcels of land owned by the same grantor under separate deeds or two or more parcels separately identified and described in the same deed does not consolidate the parcels for any other purpose under certain circumstances; extending the termination date for certain provisions of law establishing that a certain parcel of land subject to an agricultural land preservation easement may be conveyed separately to a certain child of a certain grantor with certain approval of the Maryland Agricultural Land Preservation Foundation, but shall remain subject to the easement in perpetuity; extending the termination date for a certain provision of law requiring the Foundation to apply certain acreage requirements for agricultural subdivision as a part of its review of a certain request for a certain agricultural subdivision and a certain corrective easement; and generally relating to agricultural land preservation easements.

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 2–513.2
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Real Property
Section 2–118(f)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Chapter 662 of the Acts of the General Assembly of 2017
Section 3

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

Senate Bill 979 – Senators Carter, Hayes, Lee, and Smith

AN ACT concerning

Public Information Act – Personnel and Investigatory Records – Formal Complaints Against Public Employees

FOR the purpose of establishing that certain records do not constitute personnel records under the Public Information Act; authorizing a custodian to deny inspection of certain records; and generally relating to personnel records and investigatory records under the Public Information Act.

BY repealing and reenacting, with amendments,
Article – General Provisions
Section 4–311 and 4–351
Annotated Code of Maryland
(2014 Volume and 2018 Supplement)

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

Senate Bill 980 – Senator West

AN ACT concerning

Real Property – Recordation of Deeds – Assignments of Rents and Assignments of Leases for Security Purposes

FOR the purpose of exempting an assignment of rents and a certain assignment of a lease from certain requirements related to recordation; authorizing a certain assignment of rents or a certain assignment of a lease to be recorded without a certain certification; and generally relating to assignments of rents and assignments of leases for security purposes.

BY repealing and reenacting, without amendments,
Article – Real Property
Section 1–101(a) and (c)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property
Section 3–104(f)(1)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 981 – Senators Hough, Carter, Cassilly, Eckardt, Edwards, Ready, Salling, Simonaire, Smith, and West

AN ACT concerning

Vehicle Laws – Protective Headgear Requirement for Motorcycle Riders – Exception

FOR the purpose of providing that a certain prohibition against operating or riding on a motorcycle without certain protective headgear does not apply to an individual at least a certain age who has been licensed to operate a motorcycle for a certain period of time, has completed a certain motorcycle safety course, or is a passenger on a motorcycle operated by a driver who has been licensed for a certain period of time or has completed a certain safety course; making stylistic changes; and generally relating to the requirement that protective headgear be worn by operators and riders of motorcycles.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–1306
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 982 – Senators Ellis, Carozza, Gallion, Guzzone, Lam, Patterson, Rosapepe, Washington, and Young

AN ACT concerning

Commission to Study Non–Emergency Medical Transportation Funding

FOR the purpose of establishing the Commission to Study Non–Emergency Medical Transportation Funding; providing for the composition, cochairs, 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 study certain matters and make certain recommendations regarding non–emergency medical transportation and locally operated transit systems; requiring the Commission to consider certain matters when undertaking the study and making certain recommendations; requiring the Commission to report its

findings and recommendations to the Governor and certain committees of the General Assembly on or before a certain date; defining certain terms; providing for the termination of this Act; and generally relating to the Commission to Study Non–Emergency Medical Transportation Funding.

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

Senate Bill 983 – Senators Hayes, Augustine, Ellis, Griffith, and Smith

AN ACT concerning

Procurement – Small Businesses and Minority Businesses – Qualification and Certification
(Small and Minority Business Certification Streamlining Act of 2019)

FOR the purpose of requiring the Secretary of General Services, the Secretary of Transportation, the Chancellor of the University System of Maryland, and the President of Morgan State University to adopt regulations to require the qualification of a business as a small business in a certain manner if the business has obtained a certain federal certification; altering a requirement that certain regulations promote and facilitate certification of minority business enterprises that have received a certain federal certification; requiring the Board of Public Works to adopt regulations that provide for the certification of a business as a minority business enterprise if the business has obtained a certain federal certification and meets certain eligibility requirements; and generally relating to procurement by small businesses and minority businesses.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 14–203 and 14–303
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 984 – Senators Hayes and Klausmeier

AN ACT concerning

Maryland EARN Program – Strategic Industry Partnership – Definition

FOR the purpose of altering the definition of "strategic industry partnership" for purposes of certain provisions of law governing the Maryland EARN Program to include employers from a target industry and representatives of labor organizations associated with the target industry; and generally relating to the Maryland EARN Program.

BY repealing and reenacting, without amendments,
Article – Labor and Employment
Section 11–701(a)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section 11–701(h)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 985 – Senators Hayes, Carter, Ferguson, and Washington

AN ACT concerning

Confidentiality of Juvenile Records – Baltimore City Mayor's Office on Criminal Justice

FOR the purpose of establishing that certain provisions of law relating to the confidentiality of juvenile police records and court records do not prohibit access to and confidential use of certain records by the Baltimore City Mayor's Office on Criminal Justice under certain circumstances; specifying that the Baltimore City Mayor's Office on Criminal Justice shall be liable for the unauthorized release of a certain record; making this Act subject to a certain contingency; providing for the termination of this Act subject to a certain contingency; providing for the effective date; and generally relating to juvenile records and access by the Baltimore City Mayor's Office on Criminal Justice.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–8A–27
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)
(As enacted by Chapter 474 of the Acts of the General Assembly of 2013)

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

Senate Bill 986 – Senators Hayes, Carter, Ferguson, McCray, and Washington

AN ACT concerning

Baltimore City – Public School Construction – Bonds and Supplemental Memorandum of Understanding

FOR the purpose of altering the cap on the maximum amount of bonds the Maryland Stadium Authority is authorized to issue to finance improvements to certain Baltimore City public school facilities; requiring a certain supplemental memorandum of understanding to be entered into before the issuance of additional bonds to finance improvements to a Baltimore City public school facility; providing that certain provisions of a certain memorandum of understanding apply to improvements to a Baltimore City public school facility financed by additional bonds unless waived by all parties; requiring the provisions of a certain supplemental memorandum of understanding to prevail in certain circumstances; altering the distribution of certain State lottery revenues and requiring the Comptroller to distribute certain State lottery revenues into the Baltimore City Public School Construction Financing Fund; and generally relating to public school construction in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Economic Development
Section 10–628
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Economic Development
Section 10–646
Annotated Code of Maryland
(2018 Replacement Volume)

BY adding to
Article – Economic Development
Section 10–646.1
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–120
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 987 – Senator Lam

AN ACT concerning

Public Safety – Building Codes – Electric Vehicle Charging Infrastructure

FOR the purpose of requiring, if a certain new building includes the creation of a certain number of parking spaces, a certain percentage of the parking spaces to contain certain electric vehicle charging infrastructure; requiring an electrical room of a certain new building to be designed to accommodate certain electrical and distribution equipment; requiring installation of electric vehicle charging infrastructure to meet certain specifications; requiring a certain raceway to be extended to a certain location under certain circumstances; authorizing certain permanent markings under certain circumstances; requiring a certain accessible electric vehicle parking space to be serviced by certain electric vehicle charging infrastructure under certain circumstances; authorizing certain electric vehicle charging infrastructure to serve a certain adjacent parking space; defining a certain term; providing for the scope of this Act; and generally relating to building codes and electric vehicle charging infrastructure.

BY adding to
Article – Public Safety
Section 12–205
Annotated Code of Maryland
(2018 Replacement Volume)

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

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 26

February 18, 2019

1.	Sen. Pinsky	Magruder Park	B&T
2.	Sen. Pinsky	Greenbelt Consumer Cooperative	B&T
3.	Sen. Pinsky	VFW Free State Post 8950 Aquaculture Training Center	B&T
4.	Sen. Pinsky	University Park Town Hall	B&T
5.	Sen. Pinsky	Hyattsville Police Regional Training Facility	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 3

House Bill 18 – ~~**Delegate Glenn**~~ **Delegates Glenn, Pendergrass, Pena–Melnyk, Bagnall, Barron, Carr, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Rosenberg, Sample–Hughes, Szeliga, and K. Young**

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Certifying Providers

FOR the purpose of altering the definition of "certifying provider" to include certain ~~physical therapists, psychologists, and~~ physician assistants; altering the membership of the Natalie M. LaPrade Medical Cannabis Commission; making stylistic changes; making a conforming change; providing for the effective date of this Act; and generally relating to the Natalie M. LaPrade Medical Cannabis Commission.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 13–3301(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3301(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3303(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)
(As enacted by Chapter 598 of the Acts of the General Assembly of 2018)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 81 – Delegates Wilkins, Charkoudian, Crutchfield, Hill, Moon, Saab, ~~and Valentino-Smith~~ Valentino–Smith, Kipke, Pena–Melnyk, Malone, Adams, Shoemaker, Kaiser, Walker, D. Barnes, Boteler, Buckel, Cain, PalakovichCarr, Ebersole, Feldmark, Guyton, Hornberger, Ivey, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Smith, Turner, and Washington

AN ACT concerning

Property Tax Credit – Surviving Spouse of Veteran

FOR the purpose of altering eligibility for a credit authorized against the county or municipal corporation property tax for the surviving spouses of certain retired veterans; providing that certain surviving spouses who are under a certain age may continue to receive the tax credit if the surviving spouses qualified for and received the tax credit before a certain date; providing for the application of this Act; and generally relating to eligibility for a property tax credit for the surviving spouses of certain veterans.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–258
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 87 – Delegates Ebersole, Cain, Carey, Charkoudian, Feldmark, Guyton, Hettleman, Ivey, Kerr, Korman, Luedtke, Moon, Mosby, Palakovich Carr, Patterson, Smith, Solomon, Terrasa, Turner, C. Watson, and Wilkins

AN ACT concerning

State Board of Education – Membership – Teachers and Parent

FOR the purpose of altering the membership of the State Board of Education to add a certain number of members who are certified teachers with certain experience and a parent of a certain student; authorizing the teacher members to be appointed to the State Board although the individuals are subject to the authority of the State Board; requiring the Governor to appoint certain teacher members with the advice and consent of the Senate ~~from a certain list submitted to the Governor by the State Department of Education~~ after an election by teachers in the State; ~~requiring a certain list submitted to the Governor by the Department to consist of a certain number of teacher members who received a certain number of votes after an election by teachers in the State;~~ requiring the Department to provide notice of a certain vacancy to certain individuals and organizations; requiring a certain election to be conducted under regulations that the Department adopts; authorizing certain teacher members to attend and participate in certain sessions of the State Board; prohibiting a teacher member from voting on certain matters; requiring the Governor to appoint a certain parent member with the advice and consent of the Senate from a certain list submitted to the Governor by the Maryland PTA; requiring the Department to provide notice of a certain vacancy to the Maryland PTA; authorizing a certain parent member to attend and participate in certain sessions of the State Board; providing for the appointment and terms of certain initial teacher members and the initial parent member of the State Board; and generally relating to teacher and parent members of the State Board of Education.

BY repealing and reenacting, with amendments,

Article – Education
Section 2–202
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

MESSAGE FROM THE HOUSE

February 18, 2019

By the Majority Leader:
Ladies and Gentlemen of the Senate:

We propose with your concurrence a joint session of the General Assembly at 10:00 a.m. on February 19, 2019 for the election and qualifying of the Treasurer of the State of Maryland by joint ballot in accordance with Article 6, Section 1 and 5 of the Constitution.

We have appointed Delegates Brooks and Metzgar to escort your Honorable Body to the House Chamber for this Joint Session.

We further propose a joint committee of four, two on the part of the House and two on the part of the Senate to escort the Treasurer–Elect. We have appointed on the part of the House, Delegates Haynes and Hettleman.

We further propose the appointment of a Joint Committee of four, two on the part of the House and two on the part of the Senate to escort the Governor to the House Chamber. We have appointed Delegates Anderton and Proctor.

By Order, Sylvia Siegert, Chief Clerk

Read and ordered journalized.

MESSAGE TO THE HOUSE

February 18, 2019

BY THE MAJORITY LEADER:

LADIES AND GENTLEMEN OF THE HOUSE OF DELEGATES:

We have received your message proposing a joint session of the General Assembly in the House Chamber at 10:00 a.m. on Tuesday, February 19, 2019, for the purpose of the election

and qualifying of the Treasurer of the State of Maryland, by joint ballot in accordance with Article 6, Sections 1 and 5, of the Constitution.

We respectfully concur in your message and have appointed on behalf of the Senate, Senators Klausmeier and Edwards as members of the joint committee to escort the Treasurer–Elect.

We have also appointed Senators Guzzone and Jennings as members of the joint committee to escort the Governor to the Chamber of the House of Delegates.

By Order,

William B.C. Addison, Jr.
Secretary

Read and adopted.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 5

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 13 – Senator Serafini

AN ACT concerning

Juveniles – Reportable Offenses

SB0013/758572/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 13
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike "arrest for a"; in line 5, strike "an"; and strike beginning with "requiring" in line 6 down through "student" in line 8 and substitute "altering a certain requirement that the State Board of Education adopt regulations to require that certain information be used to provide certain educational programming and services for the social, emotional, and academic development of a certain student".

AMENDMENT NO. 2

On page 4, in line 12, strike "**(1)**"; in line 16, strike "**ARREST FOR A**"; in the same line, strike "**AN**"; strike in their entirety lines 19 through 21, inclusive; and in line 26, strike the first "to" and substitute "**FOR THE SOCIAL, EMOTIONAL, AND ACADEMIC DEVELOPMENT OF**".

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 129 – Senator Lee

AN ACT concerning

Criminal Law – Continuing Course of Conduct With a Child – Unit of Prosecution

SB0129/968373/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 129
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Lee" and substitute "Senators Lee and Smith".

The preceding amendment was 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 196 – Senators Smith, Carter, Elfreth, Ellis, Ferguson, Guzzone, Kagan, Lee, Pinsky, Rosapepe, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

AN ACT concerning

Vehicle Laws – Licenses, Identification Cards, and Moped Operator's Permits – Indication of Applicant's Sex

SB0196/528170/1
BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 196
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Kramer".

AMENDMENT NO. 2

On page 3, in line 4, after "**UNSPECIFIED**" insert "**OR OTHER**"; and in line 7, after "**UNSPECIFIED**" insert "**OR OTHER**".

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 198 – Senators Hough and Cassilly

AN ACT concerning

Crimes – Solicitation to Commit Murder – Penalty

SB0198/118372/1
BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 198
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Cassilly" and substitute ", Cassilly, Zirkin, Ready, Waldstreicher, Hester, and West".

The preceding amendment was 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 228 – Senators Ready, Bailey, Carozza, Hester, Hough, and Salling

AN ACT concerning

Criminal Procedure – Pretrial Release – Sex Offenders

SB0228/988779/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 228
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Salling" and substitute "Salling, Zirkin, Smith, Carter, Cassilly, Lee, Waldstreicher, Washington, and West".

AMENDMENT NO. 2

On page 1, in line 17, strike the brackets; and in the same line, before "**REQUIRED**" insert "**OR**".

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. 10

Senate Bill 123 – Senator Pinsky

AN ACT concerning

Election Law – Coordinated Expenditures and Donations – Investigation

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR CASSILLY.

FLOOR AMENDMENT

SB0123/623323/1
BY: Senator Cassilly

AMENDMENTS TO SENATE BILL 123
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8 and 9, strike "or the State Administrator's designee"; in line 11, strike "the" and substitute "certain"; and in the same line, after "Rules" insert "and in a certain manner; authorizing a person served with a certain subpoena to file a certain motion in a certain court; requiring that a certain filing be sealed on filing".

AMENDMENT NO. 2

On page 5, in lines 8 and 9, strike "**OR THE STATE ADMINISTRATOR'S DESIGNEE**"; strike in their entirety lines 11 and 12 and substitute:

"**(II) IN ORDER TO ISSUE A SUBPOENA UNDER THIS PARAGRAPH, THE STATE ADMINISTRATOR SHALL MAKE A FINDING THAT THE SUBPOENA IS NECESSARY TO AND IN FURTHERANCE OF AN INVESTIGATION BEING CONDUCTED UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

(III) A SUBPOENA ISSUED UNDER THIS PARAGRAPH MUST:

1. COMPLY WITH THE REQUIREMENTS OF MARYLAND RULE 2–510 BUT MAY NOT SPECIFY THE CANDIDATE TO WHICH THE INVESTIGATION RELATES;

2. INCLUDE A NOTICE THAT THE WITNESS HAS THE RIGHT TO CONSULT WITH AN ATTORNEY RELATING TO THE SUBPOENA AND MAY FILE A MOTION FOR JUDICIAL RELIEF UNDER MARYLAND RULE 2–510; AND

3. BE SERVED IN ACCORDANCE WITH MARYLAND RULE 2–510 AND ON THE CANDIDATE OR CAMPAIGN TO WHICH THE INVESTIGATION RELATES.

(IV) A PERSON SERVED WITH A SUBPOENA UNDER THIS PARAGRAPH MAY FILE A MOTION FOR A PROTECTIVE ORDER IN THE CIRCUIT COURT IN WHICH THE SUBPOENA WAS SERVED.

(V) ANY FILING SUBMITTED TO A COURT WITH RESPECT TO A SUBPOENA UNDER THIS PARAGRAPH SHALL BE SEALED ON FILING.";

and in line 13, strike "**(III)**" and substitute "**(VI)**".

The preceding 2 amendments were withdrawn.

FLOOR AMENDMENT

SB0123/153225/1
BY: Senator Cassilly

AMENDMENTS TO SENATE BILL 123
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after "Rules;" insert "requiring the State Administrator to make a certain finding in order for a certain subpoena to be issued; requiring that a certain filing be sealed on filing;".

AMENDMENT NO. 2

On page 5, after line 12, insert:

"**(III) IN ORDER FOR A SUBPOENA TO BE ISSUED UNDER THIS PARAGRAPH, THE STATE ADMINISTRATOR SHALL MAKE A FINDING THAT THE SUBPOENA IS NECESSARY TO AND IN FURTHERANCE OF AN INVESTIGATION BEING CONDUCTED UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

(IV) ANY FILING SUBMITTED TO A COURT WITH RESPECT TO A SUBPOENA UNDER THIS PARAGRAPH SHALL BE SEALED ON FILING.";

and in line 13, strike "**(III)**" and substitute "**(V)**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 224)

SENATE THIRD READING CALENDAR NO. 14 (GENERAL SENATE BILLS)

Senate Bill 579 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Curative Bill

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

Affirmative – 47 Negative – 0 (See Roll Call No. 225)

The Bill was then sent to the House of Delegates.

Senate Bill 580 – The President (By Request – Department of Legislative Services)

EMERGENCY BILL

AN ACT concerning

Annual Corrective Bill

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

Affirmative – 47 Negative – 0 (See Roll Call No. 226)

The Bill was then sent to the House of Delegates.

RECESS

At 8:44 P.M. on motion of Senator Guzzone the Senate recessed until 8:50 P.M. on Monday, February 18, 2019 to the Old Senate Chamber for Washington Day Address.

AFTER RECESS
Annapolis, Maryland
Monday, February 18, 2019

At 8:50 P.M. the Senate resumed its session.

Prayer by Reverend Brian Zimmerman, Streetlight Christian Fellowship, guest of Senator Ferguson.

(See Exhibit A of Appendix III)

The Honorable Thomas V. Mike Miller, Jr.
President, Maryland Senate
Presiding

CEREMONY IN THE OLD SENATE CHAMBER IN HONOR OF GEORGE WASHINGTON'S BIRTHDAY.

WASHINGTON DAY ADDRESS GIVEN BY DOUGLAS BRADBURN

Maryland Senate– Feb. 18 2019
Douglas Bradburn,
President and CEO
George Washington's Mount Vernon

- Good evening…My great thanks to President Miller for the invitation to be here tonight…I am honored to share some thoughts –particularly in this most important space—where once George Washington resigned his commission—on a great day in December 1783…

- The Scene that day was a dramatic one….

    - Packed in here—the entire Continental Congress as well as the House and Senate as well as the Governor of the State of Maryland

    - The most notable people of Annapolis were in the aisles and packed in the galleries–Dec 23…

    - ….–the night before there had been a Dinner and a Ball at the state House with over 400 guests—as James Tilton noted: "he most extraordinary I ever attended." General–"The General danced every set, that all the ladies might have the pleasure of dancing with him, or as it has since been handsomely expressed, *get a touch of him*."

- The event itself—Highly scripted by a Congressional Committee—chaired by Thomas Jefferson;

- Grand political theatre measured to highten the symbolism of the moment…

- Washington would enter—and sit across form the President of Congress—when invited to report, he stood and bowed—the Congress remained seated; but uncovered their heads, as a sign of the Civilian authority the Military

- When Washington gave his remarks his voice failed and cracked—particularly at the point at which he recommended that Congress take care of his fellow soldiers—for their long and bitter sacrifices…

    - The audience responded with "a copious flow of tears"

The Remarkable resignation mattered—to the Country—this revolution would not end in dictatorship or tyranny—

Washington's resignation and return to Mount Vernon was of world moment of historical significance….

It had never been done—the giving up of power….the extraordinary restraint—-

George III— Benjamin West—- the Greatest Man in the world….

Oliver Cromwell—hadn't done it—Napoleon wouldn't; Stalin, Castro, Pol Pot, Mau, The Iranian revolution…and so many others—post colonial states with military coups….

An important thing to note….it was not "Mission Accomplished" –but rather hard things still to come…

> The Citizens of America, They are, from this period, to be considered as the Actors on a most conspicuous Theatre, … The foundation of our Empire was not laid in the gloomy age of Ignorance and Superstition, but at an Epocha when the rights of mankind were better understood and more clearly defined, than at any former period, …. At this auspicious period, the United States came into existence as a Nation, and if their Citizens should not be completely free and happy, the fault will be intirely their own.
>
> … that it is in their choice, and depends upon their conduct, whether they will be respectable and prosperous, or contemptable and miserable as a Nation; This is the time of their political probation, this is the moment when the eyes of the whole World are turned upon them, …
>
> . For, according to the system of Policy the States shall adopt at this moment, they will stand or fall, and by their confirmation or lapse, it is yet to be decided, whether the Revolution must ultimately be considered as a blessing or a curse: a blessing or

a curse, not to the present age alone, for with our fate will the destiny of unborn Millions be involved.

After handing back his commission—he left on horseback—and arrived at his home at Mount Vernon on Christmas Eve…

Thereafter Mount Vernon would become the place that completed the story—and Americans flocked there…to see the place where the Father of the Country called home….At a time when America did not have a capital city—or monuments of its heroes…Mount Vernon would take on that special role….

> As one enthusiastic visitor noted in early 1785, "**I had feasted my imagination for several days in the near prospect of a visit to Mount Vernon, the seat of Washington. No pilgrim ever approached Mecca with deeper enthusiasm**."

—At a time when civic understanding and confidence in American institutions is at historic lows….These sites of our shared history play an important role in educating—and inspiring visitors with the long shared significance of our common mission—to live up to the promise of American independence….

- George Washington's beloved home at Mount Vernon today—exists because of the Mount Vernon Ladies' Association——

To Preserve the place for Americans—since then—we had 1million visitors last year…

One of the great stories of our success—the Viewshed across the river—into Maryland, your extraordinary state….

- this extraordinary view is something that has been protected and defended by the Mount Vernon Ladies' Association since the 1960s—and the creation of Piscattoway National Park—

- It does not just happen to be one of the most beautiful sites in the region and in the country, and one of the most significant—it **was** preserved—and it is actively preserved.

A remarkable partnership between Preservationsits in Maryland—Environmental Land conservators—individual land owners…local governments, non–profits, the state and the national government—we've been able to successful preserve that scenic view—only 14 miles from Washington D.C.

One can stand on George Washington's pizza—and experience a transportation back in time –and experience the natural beauty of the Maryland Landscape—in Charles and Prince George counties as Washington and his contemporaries saw ….

The State of Maryland led the way for the country in the creation of scenic conservation easments—and we still work with the Maryland Department of the Environment and the Department of Natural resources to protect these views across the River….

- We are not against development. We are in favor of **<u>smart development</u>**, as we know our political friends in Maryland are, of the people in Maryland, and everyone who cares about what is preserved for future generations.

- This view is part of the essential education we tell…—it connects all our visitors to George Washington—his love of this extraordinary place—

- What do we learn from the possibilities of a view??? The landscape that exists was a product of his design–the situation of the House the, walks and views were meant to look naturalistic—but were in fact a product of artifice—the harmony of the natural and the built environment were goals of Enlightenment thinking—and Washington's Mount Vernon is one of the last best examples of that vision…

  Since the Ladies Association took over Mount Vernon nearly 90 million Visitors have experienced that breathtaking –inspirational view—or your State!

- and the view that George Washington contemplated when setting our one his revolutionary journey to secure independence, and create a more perfect union——

- For Marylanders—this is the most famous view of your beautiful state—it is seen by a million people a year who visit Mount Vernon; and 10s of millions who commute on the GW Memorial Parkway and see the pristine expanse of the Potomac curving along your beautiful shore—

- For Americans—this is your first President's view—preserved in sacred trust by the Ladies Association for 160 years—it is a place unlike any in the country—it cannot be replicated, it cannot be replaced—once it is lost…it is at once a gift to the nation as its preservation is a national cause…

- It was a view enjoy by President Teddy Roosevelt—who spent mornings on horseback–often riding at Mount Vernon—and dreamed of preserving the vistas in what would be America's great national parks…

- It is a view enjoyed by Woodrow Wilson one hundred years ago—when he laid out his ideas for a new world after the great War that would be based upon peace and the rule of law—at Mount Vernon July 4 1918

- it is the view enjoyed by President Franklin Delano Roosevelt and Winston Churchill—as they prepared to unite in a special relationship in the war against Fascism in World War II—one month after Pearl Harbor—just as General Charles DeGaul—would experience that view at Mount Vernon one month after D–Day, and one month before the libration of Paris in 1944

- it is the view that John F Kennedy and Jackie Kennedy enjoyed at their famous state dinner in 1961—with a tent designed by Tiffany's—when they brought glamour again to Mount Vernon, and hosted the President of Pakistan to celebrated the birth of a new democracy in the world

- it is the view enjoyed by the late first lady Barbara Bush and Mrs. Nainia Yeltsin, when they stood hand in hand and celebrated the end of the Cold War—and the beginning of a new possibility

- and most recently—it is the view enjoyed by President and First Lady Trump, when the Regent and I stood with them two months ago on the piazza at the occasion of the first state visit of the President of France and Mrs. Macron—and spoke of the possibilities that can be imagined by a view

- At a time when Americans struggle to find common cause and common ground, the importance and special inspirational beauty of this view is something that Americans can agree upon, —and have agreed upon for 50 years—since the creation of Piscataway National Park—

- When George Washington came back to Mount Vernon at the end of the Revolution, he told the country that the hardest part was yet to come. Winning independence was the beginning—it is what we do with it that matters.

- History is a long sequence of choices that individuals and groups have made, it is not an inevitable list of facts you can memorize. It is understanding that we are the ones shaping our future, just as our present was shaped by people in our past.

- As George Washington said, "Millions unborn" would be affected by the choices of the Revolutionary generation. We are those millions—that were affected by the great choices that the founders of our country made.

- The choices we make this generation will affect millions more. Our successes are all around us—when we work together with vision—we can draw on great examples to do great things…I wish you well with your session…

WASHINGTON DAY ADDRESS GIVEN BY NICHOLAS REDDING

Maryland Senate– Feb. 18 2019
Nicholas Redding
Executive Director
Preservation Maryland

"History is a guide to navigation in perilous times."

Those words, uttered many years ago by the noted historian David McCullough are perhaps even more meaningful today than when first they were spoken. History – the story of who we are and why we are the way we are – is a critical tool for all who seek to make the world a better place in these complex and trying times.

Within this statehouse, history has been made thousands of times – *but within these four walls* – perhaps no moment was more powerful or instructive to our current discourse as the moment when General Washington resigned his commission and set an ethical standard to which all leaders are continually called.

As the Executive Director of Preservation Maryland, the state's oldest and largest non–profit preservation organization, we are charged with protecting the places where stories like this unfolded. As the state grows and we welcome new citizens – our work becomes a complex balancing act of providing a place for our past while recognizing the future needs of the state.

Fortunately our work is a wise economic investment. Time and again, study after study has proven that well preserved communities, landscapes and historic sites generate meaningful revenue and spur economic prosperity– underscoring the saying that the past can enrich our future.

Our organization began its work in 1931 on the eve of the bicentennial of George Washington's birth. Our original mission was focused exclusively on protecting the sites and places here in Maryland associated with Washington. Since then, we have broadened and expanded our efforts and have embraced a bold and inclusive agenda to tell the full story of our state and its people. Today, our efforts cover the broad expanse of Maryland history from native peoples to slave dwellings to the places where women suffragists rallied to the sites associated with the struggle to gain civil liberties for our LGBTQ brothers and sisters. Our work also embraces efforts to utilize historic places to revitalize communities and create equitable economic opportunity. Preservation in the 21st century is truly a reflection of the diversity of this state.

But, in 2018, our attention returned to our Washingtonian roots – when we were called upon to help defend the iconic viewshed of Mount Vernon. Mount Vernon may reside in the Old Dominion – but the view which drew Washington to those hallowed acres resides wholly across the Potomac, entirely within Maryland. Standing on the sloping, historic lawn of Mount Vernon, the view of Maryland is stunning and unspoiled. For the past sixty–plus years, Marylanders of all stripes have worked tirelessly to protect the view – establishing a first–of–its–kind national park at Accokeek in the process.

In 2018, decades' worth of effort and investment in preservation could have been undone by an alarming proposal to construct a towering natural gas compression station with smokestacks peering high above the trees on Maryland's shore. Washington's view – nearly the same since he took his last breath in 1799 – would have been irreparably and permanently damaged.

In partnership with George Washington's Mount Vernon and a host of local and regional partners, Preservation Maryland sprang into action to rally public opinion and protect Washington's historic view. The outcry from across the nation was deafening – so much so that Dominion Energy, not known for backing down without a fight, relented and quickly withdrew their proposal. Dominion was no match for General Washington and the voices of many.

The effort – *quick as it was* – provided several key lessons:

First: Maryland's history – and its place in the story of he who was "first in the hearts of his countrymen" – is second to none. Our history matters and tens of thousands of advocates from around the nation agreed.

Second: It's clear that Marylanders value their history – and they overwhelmingly support public and private efforts to invest, protect and interpret our heritage. Regrettably, the kind of funding that would help to document places like Washington's viewshed and provide for greater protection has been increasingly hard to come by – and preservation research funding is sorely missing in this year's budget.

Third: It is incumbent upon all of us to proactively work to protect places like Washington's viewshed and to make preservation a priority. Not only is it good public policy – but it is a wise economic investment. Historic preservation has a profound return–on–investment. From Washington's viewshed to historic tax credits aimed at utilizing the past to revitalize communities – investing in heritage makes sense.

Returning to Washington and this room, it is important to remember that in their moments of darkest despair, the light of history lit the path for our nation's founders. It was *their* guide to perilous, complex and confusing times. Patrick Henry, the Virginia patriot who famously demanded "liberty or death," also exclaimed that, "I know of no way of judging of the future but by the past." It was, as he explained, "[the] one lamp by which my feet are guided."

In 1775 during some of the most difficult and trying days of the revolution, Washington penned a letter to General Philip Schuyler in which he provided a line of encouragement rooted in his own understanding of the past: "Perseverance and Spirit have done Wonders in all ages."

But, it wasn't just the founders who found solace in history – so too did Frederick Douglass, Maryland's own prophet of liberty. Douglass consistently relied upon the lessons of history to construct his foundation of hope. It was Douglass who once wrote that, "The whole history of the progress of human liberty shows that all concessions . . . have been born of earnest struggle." Having grown up under the harrowing lash on Maryland's eastern shore, if anyone knew struggle it was Douglass. Yet, the arc of history offered him hope in the struggle – that *with* struggle Douglass and his people could receive the blessings of liberty.

Of course, history is not always the story of continual progress – there are back steps, drop–offs and infuriating hypocrisies. Certainly, not all of American history is exceptional

or proud. Examples abound and challenge those, who like myself, are entrusted with preserving our past. The glaring example is that many of our liberty–loving founders also owned slaves – a grim fact to reconcile with the obvious good they did in establishing this republic. Maryland history, too, is full of such contradictions, such as the uncomfortable fact that nearly 100 years ago to the day, this legislature worked tirelessly to *prevent* the adoption of the 19th amendment – which guaranteed women the right to vote – and would not certify its ratification until 1958.

Unquestionably, not all history can or should be celebrated. However, there is a profound difference between celebration and remembrance. We, of course, do not celebrate slavery, but at our own peril would we choose to forget it. Or, as Elie Wiesel, the holocaust survivor and author once wrote,"If we forget, we are guilty."

Instead, we remember and confront the brutal reality of what transpired. And, from that remembrance we see that even in these darkest chapters of history there is hope. From the pitiful deprivations of slavery arose Harriet Tubman, who chose to take action and, as she explained,"Would fight for my liberty so long as my strength lasted." Indeed, Tubman was a living example of Washington's adage that, "Perseverance and Spirit have done Wonders in all ages."

Perhaps the true value of history is to be reminded of our higher calling – of what President Lincoln once called, the "Better angels of our nature." History, like *each* of us, is filled with imperfections and contradictions – and our job is not to make excuses or to forget – but to learn from them and to find in these historic places, stories and personas a lamp which will light our own path towards a creating a more perfect Union.

ADJOURNMENT

At 9:30 P.M. on motion of Senator Guzzone the Senate adjourned until 9:30 A.M. on Tuesday, February 19, 2019.

Annapolis, Maryland
Tuesday, February 19, 2019
9:30 A.M. Session

The Senate met at 9:42 A.M.

Prayer by Reverend Amin Flowers, Life Church Ministries, guest of Senator Ferguson

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 228)

The Journal of February 18, 2019 was read and approved.

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 27

February 19, 2019

1.	Sen. King	Centerway Local Park	B&T
2.	Sen. Rosapepe	West Laurel Swim Club	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

LAID OVER CALENDAR NO. 4

Senate Bill 196 – Senators Smith, Carter, Elfreth, Ellis, Ferguson, Guzzone, Kagan, Lee, Pinsky, Rosapepe, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

AN ACT concerning

Vehicle Laws – Licenses, Identification Cards, and Moped Operator's Permits – Indication of Applicant's Sex

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

SB0196/528170/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 196

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Kramer".

AMENDMENT NO. 2

On page 3, in line 4, after "**UNSPECIFIED**" insert "**OR OTHER**"; and in line 7, after "**UNSPECIFIED**" insert "**OR OTHER**".

The preceding 2 amendments were read only.

Senator Reilly moved to make the Bill and Amendments a Special Order for February 20, 2019.

The motion was adopted.

BUDGET AND TAXATION COMMITTEE REPORT NO. 4

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 94 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Government – Consumer Price Index – Revised Statutory References

SB0094/929832/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 94

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "of" insert "altering a certain Consumer Price Index used for calculating the target per pupil foundation amount and the student transportation amount for education;"; and after line 21, insert:

"BY repealing and reenacting, without amendments,
Article – Education
Section 5–202(a)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 5–202(a)(13)(ii) and 5–205(c)(2)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 2

On page 3, after line 20, insert:

"Article – Education

5–202.

(a) (1) In this section the following words have the meanings indicated.

(13) "Target per pupil foundation amount" means:

(ii) Except as provided in items (iii) and (iv) of this paragraph, in subsequent fiscal years:

1. The target per pupil foundation amount for the prior fiscal year increased by the same percentage as the lesser of:

A. The increase in the implicit price deflator for State and local government expenditures for the second prior fiscal year;

B. The Consumer Price Index for All Urban Consumers for the **[**Washington–Baltimore metropolitan area**]** **WASHINGTON METROPOLITAN AREA**, or any successor index, for the second prior fiscal year; or

C. 5%; or

2. If there is no increase in the implicit price deflator for State and local government expenditures for the second prior fiscal year or in the Consumer Price Index for All Urban Consumers for the **[**Washington–Baltimore metropolitan area**]** **WASHINGTON METROPOLITAN AREA**, or any successor index, for the second prior fiscal year, the target per pupil foundation amount for the prior fiscal year;

5–205.

(c) (2) Subject to the limitations under paragraph (3) of this subsection, for fiscal year 2004 and every year thereafter the amount of a county's base grant for student transportation shall be equal to the amount of the county's base grant for student transportation for the previous year increased by the same percentage as the increase in the private transportation category of the Consumer Price Index for all urban consumers, for the **[**Washington–Baltimore metropolitan area**]** **WASHINGTON METROPOLITAN AREA**, as of July of the fiscal year preceding the year for which the amount is being calculated, plus an additional amount equal to the product of:

(i) The total amount of funds distributed by the State as base grants for student transportation for the previous fiscal year divided by the statewide full–time equivalent enrollment for the previous fiscal year; and

(ii) The difference between the full–time equivalent enrollment in a county for the current fiscal year and the full–time equivalent enrollment in the county for the previous fiscal year, or, if the full–time equivalent enrollment in a county for the current fiscal year is less than the full–time equivalent enrollment in the county for the previous fiscal year, zero.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 132 – Cecil County Senators

AN ACT concerning

Horse Racing at Fair Hill – Union Hospital Allocation – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 156 – Senator Elfreth

AN ACT concerning

Mandated Appropriation – City of Annapolis – Services

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 181 – Senators King, Elfreth, Ferguson, Griffith, Guzzone, Lam, Lee, Peters, Washington, Young, and Zucker

AN ACT concerning

Education – Child Care Subsidies – Mandatory Funding Level

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 216 – Senator Edwards

AN ACT concerning

Garrett County – Hotel Rental Tax – Rate and Distribution of Revenue

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 258 – Carroll County Senators

EMERGENCY BILL

AN ACT concerning

Carroll County – Gaming Events – Repeal of Sunday Prohibition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 265 – Senators Zucker, Peters, Eckardt, Edwards, Elfreth, Ferguson, Griffith, Guzzone, King, McCray, Rosapepe, Salling, and Serafini

AN ACT concerning

Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief – Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 292 – Senators Bailey, Carozza, Cassilly, Ellis, Gallion, Guzzone, Salling, and Smith

AN ACT concerning

Property Tax Credit – Public Safety Officer – Definition

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 376 – Carroll County Senators

AN ACT concerning

Carroll County – Public Facilities Bonds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 229)

RECESS

At 10:00 A.M. on motion of Senator Guzzone the Senate recessed to the House Chamber for the Election of the State Treasurer.

AFTER RECESS
Annapolis, Maryland
Tuesday, February 19, 2019

At 10:07 A.M. the Senate resumed its session.

JOINT SESSION TO ELECT THE STATE TREASURER

President Miller called for the Senate roll.

SENATE QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 229A)

Speaker Pro Tem Jones called for the House roll.

HOUSE QUORUM CALL

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

(See House Roll Call No. 112)

A majority of both the House and the Senate being present, Speaker Pro Tem Jones declared both bodies in Joint Session.

The House Reading Clerk read the Report of the Committee on the Selection of the Treasurer:

REPORT OF THE SPECIAL JOINT LEGISLATIVE COMMITTEE TO SELECT THE STATE TREASURER

(See Exhibit D of Appendix II)

Read and ordered journalized.

Staff members of the Secretary of the Senate's Office and the Chief Clerk of the House of Delegates' Office distributed the following ballots to the Members of the Senate and House of Delegates present on the Floor and returned any extra ballots to the Desk.

VOTE FOR ONLY ONE APPLICANT

	APPLICANT
	William H. Campbell
	Nancy K. Kopp
	Elliott Reed
	Write in Candidate:

A total of 184 ballots were distributed.

Said ballots were then collected by the same staff members and placed in the Ballot Box on the Clerk's Desk at the Lower Rostrum.

The Majority and Minority Leaders of both Houses came to the Rostrum to observe the opening of the ballots.

The Secretary of the Senate removed and opened each ballot individually and handed it to the Chief Clerk of the House of Delegates who announced openly the name selected.

The Assistant Chief Clerk of the House of Delegates and the Journal Clerk of the House of Delegates recorded a tally of each vote announced.

When the Clerk announced the 98th vote cast for Nancy K. Kopp, a majority of members present, the Clerk declared a result had been established.

The Results were as follows:

Candidates
William H. Campbell – 6
Nancy K. Kopp – 134
Elliott Reed – 2

Write –In Candidates
Talmadge Branch – 3
Ben Brooks – 24
Alex Hughes – 2
Ben Jealous – 1
Marice Morales – 1
Sheree Sample–Hughes – 1
Andrew Serafini – 5
Harriet Tubman – 3
Elizabeth Washington – 1

FINAL TALLY: 183

The Speaker announced the State Treasurer–Elect to be Nancy K. Kopp.

Senators Guzzone and Jennings and Delegates Anderton and Proctor escorted the Chief Executive to the Speaker's Rostrum to witness the administering of the Oaths of Office to the Treasurer–Elect.

Senators Klausmeier and Edwards and Delegates Haynes and Hettleman escorted the Treasurer–Elect Nancy K. Kopp to the Speaker's Rostrum.

Speaker Pro Tem, Adrienne A. Jones, administered the oath of office, as required by Article I, Section 9 of the Maryland Constitution, to the Treasurer–Elect.

President Miller administered the fidelity oath, as required by Section 5–101.1 of the Maryland Code – State Government, to the Treasurer–Elect.

Treasurer Kopp addressed the General Assembly.

Senator Guzzone moved the Senate be adjourned.

The motion was adopted.

ADJOURNMENT

At 10:38 A.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Wednesday, February 20, 2019.

Annapolis, Maryland
Wednesday, February 20, 2019
10:00 A.M. Session

The Senate met at 10:12 A.M.

Prayer by Senator Reilly.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 232)

The Journal of February 19, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 32

Senate Bill 988 – Senator King

AN ACT concerning

Video Lottery Operation License – Renewal

FOR the purpose of altering the number of years before the end of the term of a video lottery operation license that a licensee may apply for renewal of the license; providing for the term of a renewed license; requiring the State Lottery and Gaming Control Commission to renew a certain license unless the Commission makes a certain finding; requiring the Commission, under certain circumstances, to provide a licensee a certain hearing; providing that certain provisions of law relating to the renewal of certain licenses do not apply to video lottery operation licenses; and generally relating to the renewal of video lottery operation licenses.

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–1A–13 and 9–1A–17
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 989 – **Senators Carozza, Eckardt, Hershey, Patterson, and Rosapepe**

AN ACT concerning

Public Schools – Fundamentals of Construction – Elective Course

FOR the purpose of authorizing a county board of education to offer an elective course in fundamentals of construction in schools under the jurisdiction of the county board; and generally relating to elective courses offered in public schools.

BY adding to
Article – Education
Section 4–111.5
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 990 – **Senator Ferguson**

CONSTITUTIONAL AMENDMENT

AN ACT concerning

State Budget

FOR the purpose of proposing an amendment to the Maryland Constitution authorizing the General Assembly to increase or add Executive Department items in the budget bill, subject to a certain limitation; providing for the veto of certain budget bill items; providing for the reversion to original appropriations of certain vetoed items in the budget bill; providing that certain vetoed items in the budget bill shall be void; authorizing the President of the Senate and the Speaker of the House of Delegates to convene in extraordinary session to consider whether to override a vetoed item in the budget bill; authorizing the General Assembly to override budget bill item vetoes; establishing the manner in which and the time at which budget bill items become law; clarifying language; and submitting this amendment to the qualified voters of the State for their adoption or rejection.

BY proposing an amendment to the Maryland Constitution
Article II – Executive Department
Section 17

BY proposing an amendment to the Maryland Constitution
Article III – Legislative Department
Section 14 and 52

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

Senate Bill 991 – Senator McCray

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class B–D–7 License

FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to issue a Class B–D–7 license in a certain area of the 45th alcoholic beverages district if the applicant meets certain requirements; and generally relating to alcoholic beverages licenses in Baltimore City.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 12–102 and 12–1603(a) and (b)
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 12–1603(c)
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

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

Senate Bill 992 – Senator Klausmeier

AN ACT concerning

Prescription Monitoring Data – Health Care Facility

FOR the purpose of requiring the Prescription Drug Monitoring Program to disclose prescription monitoring data, in accordance with certain regulations, to the medical director or authorized administrator of certain health care facilities, or the medical director's or authorized administrator's designee for the purpose of providing certain treatment to certain patients or certain prospective patients; and generally relating to the Prescription Drug Monitoring Program.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 19–114(a) and (d) and 21–2A–06(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Health – General
Section 21–2A–06(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 993 – Senators Hester, Guzzone, Beidle, Elfreth, Ellis, Feldman, Griffith, McCray, Smith, Waldstreicher, Washington, West, and Zucker

AN ACT concerning

Task Force to Study Behavioral and Mental Health in Maryland

FOR the purpose of establishing the Task Force to Study Behavioral and Mental 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 and recommendations to the Governor and certain committees of the General Assembly on or before a certain date; providing for the termination of this Act; and generally relating to the Task Force to Study Behavioral and Mental Health in Maryland.

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

Senate Bill 994 – Senators Ellis and Benson

AN ACT concerning

State Board of Dental Examiners – Appointment of Members

FOR the purpose of repealing a certain balloting and nomination process to select the names of certain candidates to submit to the Governor to be members of the State Board of Dental Examiners; requiring the Board, within a certain period of time, to notify certain practicing licensees and professional organizations of a vacancy on the Board, provide certain information, solicit certain nominations for the vacancy, and forward certain nominations and petitions to the Governor; authorizing the Governor to fill a vacancy on the Board in a certain manner; making conforming changes; and generally relating to the appointment of members of the State Board of Dental Examiners.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 4–202(a) and (b)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 995 – Senator Serafini

AN ACT concerning

Sales and Use Tax – Tangible Personal Property – Office Counters and Cabinets

FOR the purpose of excluding certain types of counters, countertops, and cabinetry installed in certain office spaces from the definition of "tangible personal property" that is taxable under the sales and use tax; and generally relating to the sales and use tax on tangible personal property.

BY repealing and reenacting, without amendments,
Article – Tax – General
Section 11–101(a) and (h)(1)(i)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 11–101(k)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 996 – Senators Carozza, Bailey, Cassilly, Eckardt, Edwards, Ellis, Gallion, Hershey, Hough, Jennings, Lee, Peters, Ready, Salling, Serafini, Smith, Young, and Zucker

AN ACT concerning

General Provisions – Commemorative Days – Welcome Home Korean War Veterans Day

FOR the purpose of providing that a certain day each year is Welcome Home Korean War Veterans Day in recognition of the service and sacrifice of Korean War veterans.

BY renumbering
Article – General Provisions
Section 7–414 through 7–417, respectively
to be Section 7–415 through 7–418, respectively
Annotated Code of Maryland
(2014 Volume and 2018 Supplement)

BY adding to
Article – General Provisions
Section 7–414
Annotated Code of Maryland
(2014 Volume and 2018 Supplement)

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

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 28

February 20, 2019

1.	Sen. Carozza	Crisfield Airport	B&T
2.	Sen. Gallion	Chesapeake Therapeutic Riding at Serenity Hill Farm	B&T
3.	Sen. Peters	Champ House	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 4

House Bill 34 – Delegate Carr

AN ACT concerning

Business Regulation – Trader's Licenses – License Fees

FOR the purpose of requiring a certain clerk to account for and pay into the General Fund of the State the entire fee received for a trader's license issued in a certain county or municipal corporation; exempting a visually handicapped applicant who meets certain standards and Blind Industries and Services of Maryland from a certain trader's license fee; requiring the clerk of a certain county or municipal corporation, before issuing a trader's license, to ~~verify~~ review certain information submitted by an applicant on an application for a trader's license; authorizing the governing body of a county or municipal corporation to select a uniform license fee for a trader's license by submitting its selection on a certain form provided by the Comptroller and the State Department of Assessments and Taxation on or before a certain date; providing that a certain selection regarding the basis for assessing a trader's license fee by the governing body of a county or municipal corporation is irrevocable; establishing the amount of a uniform license fee for certain jurisdictions; prohibiting

a certain certification from being required under certain circumstances; requiring the State Department of Assessments and Taxation to adopt certain regulations on the granting of exemptions from a certain inventory reporting requirement; making certain conforming changes; and generally relating to license fees for a trader's license.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 17–206, 17–302(c), 17–1806 through 17–1808, and 17–1813
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 17–1804(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Business Regulation
Section 17–1807.1
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 11–101
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

House Bill 38 – Delegate Carr

AN ACT concerning

Labor and Employment – Noncompete and Conflict of Interest Clauses

FOR the purpose of providing that certain noncompete and conflict of interest provisions are null and void as being against the public policy of the State; providing for the application of this Act; and generally relating to noncompete and conflict of interest clauses in employment.

BY adding to
Article – Labor and Employment
Section 3–716
Annotated Code of Maryland

(2016 Replacement Volume and 2018 Supplement)

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

House Bill 59 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Financial Institutions – Commissioner of Financial Regulation – Debt Settlement Services

FOR the purpose of requiring registrants providing debt settlement services to obtain and maintain a valid unique identifier issued by the Nationwide Mortgage Licensing System and Registry (NMLS) and to transfer registration information to NMLS during a certain time period; requiring the Commissioner of Financial Regulation to establish a certain time period; requiring the Commissioner to notify certain registrants of the transfer period and provide certain registrants with certain instructions; requiring a certain applicant for the issuance of a registration or a renewal of a registration to apply for the registration through NMLS on or after a certain date or on or after the date that the Commissioner joins NMLS; decreasing certain fees to register as a debt settlement services provider; requiring a certain registrant to pay certain NMLS fees; altering the term of an initial registration and a renewal of a registration; repealing an outdated provision; defining a certain term; and generally relating to debt settlement services.

BY repealing and reenacting, without amendments,
Article – Financial Institutions
Section 12–1001(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2018 Supplement)

BY adding to
Article – Financial Institutions
Section 12–1001(l)
Annotated Code of Maryland
(2011 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 12–1004, 12–1006, and 12–1009
Annotated Code of Maryland
(2011 Replacement Volume and 2018 Supplement)

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

House Bill 123 – Delegate Miller

AN ACT concerning

Real Estate Salespersons and Brokers – ~~Advertisements~~ Provision of Real Estate Brokerage Services Through a Team – Use of "and Associates"

FOR the purpose of ~~authorizing certain licensees of the State Real Estate Commission to advertise using the words "and associates"; and generally relating to advertisements for real estate brokerage services~~ altering the definition of "team" for the purposes of certain provisions of law regulating the provision of real estate brokerage services through a team; and generally relating to real estate brokerage services.

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section ~~17–527.2~~ 17–543
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 162 – Chair, Economic Matters Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Medical Professional Liability Insurance Policies – Mandated Deductible Levels – Limitation

FOR the purpose of limiting the requirement that insurers that issue or deliver a medical professional liability insurance policies in the State offer, in addition to the basic policy, additional policies with certain deductibles to insurers that issue or deliver a policy with an annual premium of a certain amount or more; and generally relating to medical professional liability insurance policies.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 19–114
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

House Bill 221 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Utility Services – Master Meters Task Force – Extension

PG 407–19

FOR the purpose of extending the Task Force on the Use of Master Meters for Utility Services in Prince George's County by a certain period of time; extending the deadline for the Task Force to report its findings and recommendations to certain persons by a certain period of time; and generally relating to the Task Force on the Use of Master Meters for Utility Services in Prince George's County.

BY repealing and reenacting, without amendments,
Chapter 128 of the Acts of the General Assembly of 2018
Section 2(a)

BY repealing and reenacting, with amendments,
Chapter 128 of the Acts of the General Assembly of 2018
Section 2(g) and 4

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

House Bill 379 – Chair, Economic Matters Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Maryland Automobile Insurance Fund – Commercial Policies – Notice and Quotes

FOR the purpose of requiring the Maryland Automobile Insurance Fund to send certain notices of the expiration date of certain policies to certain policyholders at least a certain period before the expiration date; requiring the Fund to provide certain fund producers with a certain rewritten policy quote under certain circumstances and within a certain time period; and generally relating to commercial policies and the Maryland Automobile Insurance Fund.

BY adding to
Article – Insurance
Section 20–305
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

FINANCE COMMITTEE REPORT NO. 10

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

Senate Bill 185 – Senator Feldman

AN ACT concerning

Life Insurance – Life of a Minor – Statement on Disclosure

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 227 – Senator Kelley

AN ACT concerning

Insurance – Principle–Based Reserves

SB0227/337176/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 227
(First Reading File Bill)

On page 2, in line 25, after the second "**THE**" insert "**LIFE**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 331 – Senator Kramer

AN ACT concerning

Business Regulation – Trader's Licenses – License Fees

SB0331/557774/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 331
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 8, strike "verify" and substitute "review".

AMENDMENT NO. 2
On page 6, in line 8, strike "**VERIFIES**" and substitute "**REVIEWS**".

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. 11

Senate Bill 196 – Senators Smith, Carter, Elfreth, Ellis, Ferguson, Guzzone, Kagan, Lee, Pinsky, Rosapepe, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

AN ACT concerning

Vehicle Laws – Licenses, Identification Cards, and Moped Operator's Permits – Indication of Applicant's Sex

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

SB0196/528170/1
BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 196
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Kramer".

AMENDMENT NO. 2

On page 3, in line 4, after "**UNSPECIFIED**" insert "**OR OTHER**"; and in line 7, after "**UNSPECIFIED**" insert "**OR OTHER**".

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. 9

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

Senate Bill 247 – Senator Jennings

AN ACT concerning

Rental and Replacement Vehicles – Age–Based Service Determinations – Prohibition

SB0247/617979/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 247
(First Reading File Bill)

On page 2, in line 17, after the first "**OF**" insert "**A REPAIR OF THE VEHICLE COVERED BY A WARRANTY, A**"; in the same line, strike "**THE REPAIR OR**"; in the same line, after "**RECALL**" insert "**OF THE VEHICLE, OR A REPAIR**"; and in the same line, after "**VEHICLE**" insert "**AS A RESULT OF THE RECALL**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 279 – Senators Feldman, Beidle, Benson, Guzzone, Klausmeier, Kramer, and Zucker

AN ACT concerning

Department of Aging – Grants for Aging–in–Place Programs
(Nonprofits for our Aging Neighbors Act – "NANA")

SB0279/537972/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 279
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Augustine, Hayes, Hershey, Jennings, Kelley, and Reilly"; in lines 5 and 6, in each instance, after "organizations" insert "and area agencies on aging"; in line 7, after "grant;" insert "requiring the Department to publicize the availability of certain State grants to eligible organizations at least a certain time period before the applications are due;"; in line 8, after "organization" insert "or area agency on aging"; and in line 9, after "budget;" insert "requiring the Department to notify a certain area agency on aging within a certain period of time after a grant is awarded to a nonprofit within the agency's jurisdiction;".

AMENDMENT NO. 2

On page 2, in line 5, after "**ORGANIZATIONS**" insert "**AND AREA AGENCIES ON AGING**"; in lines 7 and 24, in each instance, after "**ORGANIZATION**" insert "**OR AREA AGENCY ON AGING**"; after line 25, insert:

"**(E) THE DEPARTMENT SHALL PUBLICIZE THE AVAILABILITY OF GRANT OPPORTUNITIES UNDER THE AGING–IN–PLACE PROGRAM TO ELIGIBLE ORGANIZATIONS AT LEAST 6 WEEKS BEFORE GRANT APPLICATIONS ARE DUE.**";

and in line 26, strike "**(E)**" and substitute "**(F)**".

On page 3, in line 2, after "**DEPARTMENT**" insert "**IN CONSULTATION WITH AREA AGENCIES ON AGING AND IN ALIGNMENT WITH AREA PLANS ON AGING**"; in line 3, strike "**(F)**" and substitute "**(G)**"; after line 4, insert:

"**(H) THE DEPARTMENT SHALL NOTIFY AN AREA AGENCY ON AGING WITHIN 2 WEEKS AFTER A GRANT AWARD TO A NONPROFIT LOCATED WITHIN THE JURISDICTION OF THE AREA AGENCY ON AGING.**";

and in line 5, strike "**(G)**" and substitute "**(I)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 319 – Senators Augustine, Elfreth, Feldman, Hayes, Kramer, Smith, Washington, and Zucker

AN ACT concerning

Maryland Transit Administration – State Employees Subject to Collective Bargaining – Free Ridership
(Transit Benefit for State Employees)

SB0319/387479/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 319
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "Subject to Collective Bargaining"; in line 6, strike "State" and substitute "permanent"; in the same line, after "employees" insert "of the Executive Branch of State government"; and in lines 10 and 11, strike "defining a certain term;".

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with "**IN**" in line 22 on page 1 down through "**(B)**" in line 1 on page 2.

On page 2, in line 2, strike "**ELIGIBLE STATE**" and substitute "**PERMANENT**"; in the same line, after "**EMPLOYEE**" insert "**IN ANY UNIT OF THE EXECUTIVE BRANCH OF**

STATE GOVERNMENT, INCLUDING A UNIT WITH AN INDEPENDENT PERSONNEL SYSTEM"; in line 13, strike "**ELIGIBLE STATE**"; and in lines 12 and 15, strike "**(C)**" and "**(D)**", respectively, and substitute "**(B)**" and "**(C)**", respectively.

The preceding 2 amendments were read only.

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

The motion was adopted.

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

Senate Bill 356 – Senators Nathan–Pulliam, Benson, Carter, Eckardt, Elfreth, Ellis, Ferguson, Hayes, Kagan, Kelley, Klausmeier, Lam, Lee, McCray, Patterson, Smith, Washington, and Young

AN ACT concerning

Health – Maternal Mortality Review Program – Reporting Requirement

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 6

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 113 – Senators Hough, Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Jennings, Ready, Reilly, Salling, and West

AN ACT concerning

Public Safety – Handgun Permits – Payment of Fees

Senator McCray moved to make the Bill and Report a Special Order for February 21, 2019.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 130 – Senator Lee

AN ACT concerning

Criminal Procedure – Charge by Citation – Violation of Condition of Release

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 139 – Senators Lee, Augustine, Elfreth, Ellis, Feldman, Griffith, Hayes, Hough, Kelley, King, Lam, Nathan–Pulliam, Patterson, Pinsky, Rosapepe, Smith, Waldstreicher, and Zirkin

EMERGENCY BILL

AN ACT concerning

Criminal Law – Threat of Mass Violence

Favorable report adopted.

FLOOR AMENDMENT

SB0139/203920/1
BY: Senator Carozza

AMENDMENT TO SENATE BILL 139
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zirkin" and substitute "Zirkin, and Carozza".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0139/783828/1
BY: Senator Simonaire

AMENDMENT TO SENATE BILL 139
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zirkin" and substitute "Zirkin, and Simonaire".

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:

Senate Bill 163 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Salling, Serafini, Simonaire, and West

AN ACT concerning

Vehicle Laws – Drunk and Drugged Driving – Subsequent Offenders – Felonies (Repeat Drunk Driving Offenders Act of 2019)

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 206 – The President (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

Code Revision – Courts – Sheriffs' Salaries and Expenses

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 217 – Senator Edwards

AN ACT concerning

Garrett County – Pretrial Release, Work Release, and Home Detention Programs

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SENATE THIRD READING CALENDAR NO. 15 (GENERAL SENATE BILLS)

Senate Bill 68 – Chair, Finance Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Commercial Law – Credit Services Businesses – Information Statements

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

Affirmative – 47 Negative – 0 (See Roll Call No. 233)

The Bill was then sent to the House of Delegates.

Senate Bill 82 – Senator Lam

AN ACT concerning

Public Health – Sale and Distribution of Products Containing NMP and DCM – Prohibition

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

Affirmative – 40 Negative – 7 (See Roll Call No. 234)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 16 (GENERAL SENATE BILLS)

Senate Bill 13 – Senator Serafini

AN ACT concerning

Juveniles – Reportable Offenses

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

Affirmative – 46 Negative – 0 (See Roll Call No. 235)

The Bill was then sent to the House of Delegates.

Senate Bill 123 – Senator Pinsky

AN ACT concerning

Election Law – Coordinated Expenditures and Donations – Investigation

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

Affirmative – 43 Negative – 3 (See Roll Call No. 236)

The Bill was then sent to the House of Delegates.

Senate Bill 129 – ~~Senator Lee~~ Senators Lee and Smith

AN ACT concerning

Criminal Law – Continuing Course of Conduct With a Child – Unit of Prosecution

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

Affirmative – 46 Negative – 0 (See Roll Call No. 237)

The Bill was then sent to the House of Delegates.

Senate Bill 198 – Senators Hough ~~and Cassilly~~, Cassilly, Zirkin, Ready, Waldstreicher, Hester, and West

AN ACT concerning

Crimes – Solicitation to Commit Murder – Penalty

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

Affirmative – 46 Negative – 0 (See Roll Call No. 238)

The Bill was then sent to the House of Delegates.

Senate Bill 228 – Senators Ready, Bailey, Carozza, Hester, Hough, ~~and Salling~~ Salling, Zirkin, Smith, Carter, Cassilly, Lee, Waldstreicher, Washington, and West

AN ACT concerning

Criminal Procedure – Pretrial Release – Sex Offenders

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

Affirmative – 46 Negative – 0 (See Roll Call No. 239)

The Bill was then sent to the House of Delegates.

QUORUM CALL

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

(See Roll Call No. 240)

ADJOURNMENT

At 11:17 A.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Thursday, February 21, 2019.

Annapolis, Maryland
Thursday, February 21, 2019
10:00 A.M. Session

The Senate met at 10:03 A.M.

Prayer by Chaplain Chris Jensen, International Fellowship Foundation, guest of Senator Serafini.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 43 Members present.

(See Roll Call No. 243)

On motion of Senator Guzzone it was ordered that Senators Jennings and Miller be excused from today's session.

The Journal of February 20, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 33

Senate Bill 997 – Senator Hershey

AN ACT concerning

Public Utilities – Wind and Solar Generating Stations – Local Zoning and Land Use

FOR the purpose of prohibiting the Public Service Commission from taking final action on an application for a certificate of public convenience and necessity for a certain wind or solar generating station until a county or municipality in which any part of the generating station is proposed to be located has completed a certain review and provided a certain written statement to the Commission; repealing the requirement that the Commission give due consideration to certain recommendations before taking final action on a certificate of public convenience and necessity for a certain wind or solar generating station; and generally relating to local zoning and land use for wind and solar generating stations.

BY repealing and reenacting, with amendments,
Article – Public Utilities

Section 7–207(e)
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

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

Senate Bill 998 – Senator Hershey

EMERGENCY BILL

AN ACT concerning

Public Service Commission – Electric Vehicle Infrastructure – Prior Authorization

FOR the purpose of prohibiting the Public Service Commission from establishing or continuing a certain pilot program for electric vehicle charging station infrastructure unless the General Assembly enacts a law authorizing the program; establishing the intent of the General Assembly that any law related to electric vehicle charging station infrastructure take into account the use of certain trust funds; making this Act an emergency measure; and generally relating to electric vehicles.

BY adding to
Article – Public Utilities
Section 7–216
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

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

Senate Bill 999 – Senators Ready, Eckardt, Elfreth, Hester, and Hough

AN ACT concerning

Criminal Law – Assault – Pregnancy
(Laura and Reid's Law II)

FOR the purpose of prohibiting a person from intentionally causing physical injury to another if the person knows or has reason to know that the other is a pregnant individual; applying certain penalties; and generally relating to assaults on pregnant individuals.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–203
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1000 – Senators Beidle, Augustine, Carter, Elfreth, Ellis, Feldman, Ferguson, Guzzone, Hayes, Kagan, Lam, Lee, Miller, Peters, Rosapepe, Smith, Washington, Young, and Zucker

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 of time 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
(2018 Replacement Volume)

BY repealing
Article – Public Safety
Section 5–302
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 5–311
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 1001 – Senator Reilly

AN ACT concerning

Natural Resources – State Boat Act – Carbon Monoxide Safety

(Matthew's Law)

FOR the purpose of requiring the Department of Natural Resources to require that a course of instruction in boating safety education include certain information relating to carbon monoxide poisoning; requiring the Department to adopt regulations requiring certain warning labels to be affixed to certain used vessels sold within the State; prohibiting a dealer from selling a certain used vessel in the State unless the dealer ensures that a certain warning label has been affixed to the vessel in accordance with certain regulations; requiring the Department to provide notice of certain requirements in a certain manner; requiring the Department to develop a certain informational brochure and to make the brochure available to the public at the Department's regional service centers; authorizing the Department to adopt certain regulations; requiring the Department to report to the General Assembly on or before a certain date; defining certain terms; and generally relating to carbon monoxide dangers associated with boating.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–701(a), (c), (h), and (s)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 8–712.2(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Natural Resources
Section 8–745
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 29

February 21, 2019

1.	Sen. Lam	Lansdowne Volunteer Fire Department	B&T
2.	Sen. Gallion	Hosanna School	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

LAID OVER CALENDAR NO. 5

Senate Bill 319 – Senators Augustine, Elfreth, Feldman, Hayes, Kramer, Smith, Washington, and Zucker

AN ACT concerning

Maryland Transit Administration – State Employees Subject to Collective Bargaining – Free Ridership
(Transit Benefit for State Employees)

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

SB0319/387479/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 319
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "Subject to Collective Bargaining"; in line 6, strike "State" and substitute "permanent"; in the same line, after "employees" insert "of the Executive Branch of State government"; and in lines 10 and 11, strike "defining a certain term;".

AMENDMENT NO. 2

On pages 1 and 2, strike beginning with "**IN**" in line 22 on page 1 down through "**(B)**" in line 1 on page 2.

On page 2, in line 2, strike "**ELIGIBLE STATE**" and substitute "**PERMANENT**"; in the same line, after "**EMPLOYEE**" insert "**IN ANY UNIT OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT, INCLUDING A UNIT WITH AN INDEPENDENT PERSONNEL SYSTEM**"; in line 13, strike "**ELIGIBLE STATE**"; and in lines 12 and 15, strike "**(C)**" and "**(D)**", respectively, and substitute "**(B)**" and "**(C)**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0319/723823/1
BY: Senator Augustine

AMENDMENT TO SENATE BILL 319
(First Reading File Bill)

On page 2, in lines 22 and 23, strike ":

(1)"; and strike beginning with the semicolon in line 24 down through "government" in line 26.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

RULES COMMITTEE REPORT NO. 2

Senator Benson, Chair, for the Committee on Rules reported favorably with amendments:

Senate Bill 112 – The President

AN ACT concerning

Mandated Reports and Statutory Commissions, Councils, and Committees – Revisions

SB0112/843326/1
BY: Rules Committee

AMENDMENTS TO SENATE BILL 112
(First Reading File Bill)

AMENDMENT NO. 1

On page 6, strike in their entirety lines 2 through 6, inclusive.

AMENDMENT NO. 2

On page 34, in line 7, strike "**COMMISSION**" and substitute "**COMMISSIONER**".

On page 35, in line 24, strike "11–405(e)" and substitute "11–405(d)".

On page 42, strike in their entirety lines 9 through 22, inclusive.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

MOTION

Senator Young 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. 4

The Senate Executive Nominations Committee reports **favorably** on the gubernatorial appointments numbered 1 through 18, S–4 through S–23, and L–1 through L–15 on the attached list and recommends that the Senate of Maryland advise and consent to these appointments.

The Committee reports **unfavorably** on the gubernatorial appointments listed as numbers S–1, S–2, and S–3 on the attached list and recommends that the Senate of Maryland reject these appointments.

Senate Executive Nominations Committee
Report No. 4
February 21, 2019

College of Southern Maryland, Board of Trustees of the

1. Shawn B. Coates District 28
10370 Faith Hope Place
White Plains, MD 20695

Member of the Board of Trustees of the College of Southern Maryland; appointed to serve a term of five years from July 1, 2018

Community Health Worker Advisory Committee, State

2. Camisha L. Coke District 43
1511 East Northern Parkway
Baltimore, MD 21239

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2021

3. Bettye Muwwakkil District 21
14109 Greenveiw Drive
Laurel, MD 20708

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

Professional Engineers, State Board for

4. David G. Mongan District 7
5640 Crescent Ridge Drive
White Marsh, MD 21162

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2018

Professional Standards and Teacher Education Board

5. Deborah Gartland, Ph.D. District 14
15122 Red Cedar Drive
Burtonsville, MD 20866

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2018

6. Kindel T. Nash, Ph.D. District 41
2208 Sulgrave Avenue
Baltimore, MD 21209

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2017

Public Defender, Board of Trustees of the Office of the

7. Tonya Kelly Cronin, Esq. District 42
507 Park Avenue
Towson, MD 21204

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2018

Technology Development Corporation Board of Directors, Maryland

8. Newton B. Fowler, III, Esq. District 43
329 Turnbridge Road
Baltimore, MD 21212

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

9. Robert K. Lord District 40
1201 West Mt. Royal Avenue, Apt. 343
Baltimore, MD 21217

Member of the Maryland Technology Development Corporation Board of Directors; appointed to serve remainder of a term of four years from July 1, 2016

Well Drillers, State Board of

10. Hahns S. Hairston District 44
5943 Charles Street
Baltimore, MD 21207

Chair of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

11. Michael T. Hall — District 38
28624 Revells Neck Road
Westover, MD 21871

Member of the State Board of Well Drillers; appointed to serve a term of two years from July 1, 2018

12. David B. Hartman — District 46
1404 Harper Street
Baltimore, MD 21230

Member of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

13. David M. Kelly — District 35
1321 Rigdon Road
Jarrettsville, MD 21084

Member of the State Board of Well Drillers; appointed to serve a term of two years from July 1, 2018

Women, Maryland Commission for

14. Eugenia B. Henry, Ph.D. — District 42
1112 Hunt Creek Lane
Sparks, MD 21152

Member of the Maryland Commission for Women; appointed to serve a term of four years from July 1, 2018

15. Lauren Lambert — District 23
14775 London Lane
Bowie, MD 20715

Member of the Maryland Commission for Women; appointed to serve remainder of a term of four years from July 1, 2017

16. Ishrat N. Memon — District 13
11309 Castlewood Court
Laurel, MD 20723

Member of the Maryland Commission for Women; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Dorchester County Board of Elections

17. Ralph C. Lewis, Jr. District 37
4126 Bestpitch Ferry Road
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

18. Robin A. Willey District 37
5903 Hudson School Road
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

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.

Handgun Permit Review Board

S–1. Bryan Yukio Fischer District 8
1629 Aberdeen Road
Towson, MD 21286

Member of the Handgun Permit Review Board; appointed to serve remainder of a term of three years from March 27, 2017

S–2. Carol O. Loveless District 9
8519 Timberland Circle
Ellicott City, MD 21043

Member of the Handgun Permit Review Board; appointed to serve remainder of a term of three years from March 27, 2017

S–3. John H. Michel, Esq. District 7
3735 Clarks Point Road
Middle River, MD 21220

Member of the Handgun Permit Review Board; appointed to serve remainder of a term of three years from March 27, 2017

Professional Standards and Teacher Education Board

S–4. Linda M. Chinnia District 43
5206 Kenilworth Avenue
Baltimore, MD 21212

Member of the Professional Standards and Teacher Education Board; reappointed to serve a term of three years from July 1, 2018

S–5. Debra A. Poese District 19
13001 Margot Drive
Rockville, MD 20853

Member of the Professional Standards and Teacher Education Board; reappointed to serve a term of three years from July 1, 2017

Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, State Commission of

S–6. Harold H. Huggins District 14
15112 Watergate Road
Colesville, MD 20905

Member of the State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors; reappointed to serve a term of three years from January 1, 2019

Rural Legacy Board, Advisory Committee to the

S–7. Michael Calkins District 9
1626 Daisy Road
Woodbine, MD 21797

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

S–8. Daniel A. Colmer District 1
19105 South Eutaw Street
Barton, MD 21521

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

S–9. Joshua Andrew Hastings — District 38
725 Canvasback Court
Salisbury, MD 21804

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

S–10. Jamie Tiralla — District 27
4825 Dennis Monnett Road
Prince Frederick, MD 20678

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

Seafood Marketing Advisory Commission

S–11. Talamage Petty — District 29
44481 Sotterley Wharf Road
Hollywood, MD 20636

Member of the Seafood Marketing Advisory Commission; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Social Work Examiners, State Board of

S–12. Susan P. Coppage — District 36
1367 Spaniard Neck Road
Centreville, MD 21617

Member of the State Board of Social Work Examiners; appointed to serve remainder of a term of four years from July 1, 2017

S–13. Donald J. List — District 42
506 Overcrest Road
Baltimore, MD 21286

Member of the State Board of Social Work Examiners; appointed to serve a term of four years from July 1, 2018

Technology Development Corporation Board of Directors, Maryland

S–14. Paul D. Ausley District 29
P.O. Box 269
Piney Point, MD 20674

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

S–15. Francis X. Smyth District 11
12218 Cleghorn Road
Cockeysville, MD 21030

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

Veterinary Medical Examiners, State Board of

S–16. Karena Joung, V.M.D. District 17
632 Grand Champion Drive
Rockville, MD 20850

Member of the State Board of Veterinary Medical Examiners; appointed to serve remainder of a term of five years from June 1, 2014

S–17. Peter F. Radue, D.V.M. District 9
1935 Long Corner Road
Mount Airy, MD 21771

Member of the State Board of Veterinary Medical Examiners; appointed to serve a term of five years from June 1, 2018

Well Drillers, State Board of

S–18. Robert A. Peoples District 35
745 Little New York Road
Rising Sun, MD 21911

Member of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

S–19. Heather A. Quinn District 30
1217 McKinley Street
Annapolis, MD 21403

Member of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

Wellmobile Program Advisory Board, Governor's

S–20. Toni I. Thompson–Chittams, D.O. District 23
1721 Aspen Leaf Drive
Bowie, MD 20716

Member of the Governor's Wellmobile Program Advisory Board; appointed to serve a term of three years from October 1, 2016

Youth Camp Safety Advisory Council

S–21. Allison Abbondante District 39
8205 Collingdale Way
Montgomery, MD 20886

Member of the Advisory Council on Youth Camp Safety; appointed to serve remainder of a term of three years from July 1, 2016

S–22. Gabriel J. Houghton District 36
309 Chesterfield Avenue
Centreville, MD 21617

Member of the Advisory Council on Youth Camp Safety; reappointed to serve a term of three years from July 1, 2018

S–23. Rami H.M. Schwartzer District 16
8202 Maple Ridge Road
Bethesda, MD 20814

Member of the Advisory Council on Youth Camp Safety; appointed to serve a term of three 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. Linda W. Buckel, Esq. District 1
1044 Weires Avenue
La Vale, MD 21502

Member of the Allegany College Board of Trustees; appointed to serve a term of six years from July 1, 2018

L–2. Barry P. Ronan District 1
15119 Trailridge Road
Cumberland, MD 21502

Member of the Allegany College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Anne Arundel Community College Board of Trustees

L–3. Jerome W. Klasmeier District 33
1077 Overcrest Drive
Crownsville, MD 21032

Member of the Anne Arundel Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

L–4. Caleb S. Schaeffer District 30
101 Likes Road
Edgewater, MD 21037

Student Member of the Anne Arundel Community College Board of Trustees; appointed to serve a term of one year from July 1, 2018

Calvert County Board of Electrical Examiners and Supervisors

L–5. Robert F. Heinrich District 27
1008 Adelina Road
Prince Frederick, MD 20678

Member of the Calvert County Board of Electrical Examiners and Supervisors; reappointed to serve a term of two years from June 1, 2017

Carroll Community College Board of Trustees

L–6. Diane A. Foster District 5
116 Clubside Drive
Taneytown, MD 21787

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Cecil College Board of Trustees

L–7. Cydney T. Teal, M.D. District 36
106 Bow Street
Elkton, MD 21921

Member of the Cecil College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Frederick Community College Board of Trustees

L–8. Ellis R. Barber District 4
6920 Holter Road
Middletown, MD 21769

Member of the Frederick Community College Board of Trustees; appointed to serve remainder of a term of five years from July 1, 2013 and a term of five years from July 1, 2018

L–9. Gary V. Fearnow District 4
3928 Brethren Church Road
Myersville, MD 21773

Member of the Frederick Community College Board of Trustees; appointed to serve a term of five years from July 1, 2018

L–10. Carolyn M. Kimberlin District 4
9001 Mountainberry Circle
Frederick, MD 21702

Member of the Frederick Community College Board of Trustees; appointed to serve a term of five years from July 1, 2018

Frederick County Board of License Commissioners

L–11. Joan M. Aquilino District 4
3728 Blueberry Drive
Monrovia, MD 21770

Member of the Frederick County Board of License Commissioners; appointed to serve remainder of a term of five years from June 1, 2016

L–12. Allen F. Davis, Jr. District 4
28 West Main Street
Emmitsburg, MD 21727

Member of the Frederick County Board of License Commissioners; appointed to serve a term of five years from July 1, 2018

Somerset County Liquor Control Board

L–13. John S. French, II District 38
4500 Briarwood Circle
Crisfield, MD 21817

Member of the Somerset County Liquor Control Board; appointed to serve remainder of a term of four years from June 1, 2015

St. Mary's County Alcohol Beverage Board

L–14. Mark Denietolis District 29
29385 Atlas Lane
Mechanicsville, MD 20659

Member of the St. Mary's County Alcohol Beverage Board; appointed to serve remainder of a term of four years from January 1, 2016

St. Mary's County Board of Elections

L–15. Ann Raley District 29
P.O. Box 10
Great Mills, MD 20634

Member of the St. Mary's County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

Senator Young moved to make the Report a Special Order for February 22, 2019.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 12

Senate Bill 113 – Senators Hough, Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Jennings, Ready, Reilly, Salling, and West

AN ACT concerning

Public Safety – Handgun Permits – Payment of Fees

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

Favorable report adopted.

FLOOR AMENDMENT

SB0113/293228/1
BY: Senator McCray

AMENDMENTS TO SENATE BILL 113
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 4, strike "is required to" and substitute "may"; and in lines 4 and 5, strike "any method of payment approved by the Secretary of State Police" and substitute "for payment by credit card".

AMENDMENT NO. 2

On page 2, in line 11, strike "**SHALL**"; in lines 11 and 12, in each instance, strike the bracket; in line 12, strike "or"; and in lines 12 and 13, strike "**A METHOD OF PAYMENT APPROVED BY THE SECRETARY**" and substitute "**, OR CREDIT CARD**".

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

Affirmative – 31 Negative – 15 (See Roll Call No. 244)

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 289 – Senator Delores G. Kelley:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Alpha Kappa Alpha Sorority, Inc.
in recognition of
111 years of helping to improve the social, economic and health conditions of underserved communities through your progressive service initiatives.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 21st day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 245)

QUORUM CALL

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

(See Roll Call No. 246)

SENATE THIRD READING CALENDAR NO. 17 (GENERAL SENATE BILLS)

Senate Bill 94 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Government – Consumer Price Index – Revised Statutory References

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

Affirmative – 45 Negative – 0 (See Roll Call No. 247)

The Bill was then sent to the House of Delegates.

Senate Bill 132 – Cecil County Senators

AN ACT concerning

Horse Racing at Fair Hill – Union Hospital Allocation – Repeal

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

Affirmative – 45 Negative – 0 (See Roll Call No. 248)

The Bill was then sent to the House of Delegates.

Senate Bill 156 – Senator Elfreth

AN ACT concerning

Mandated Appropriation – City of Annapolis – Services

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

Affirmative – 46 Negative – 0 (See Roll Call No. 249)

The Bill was then sent to the House of Delegates.

Senate Bill 181 – Senators King, Elfreth, Ferguson, Griffith, Guzzone, Lam, Lee, Peters, Washington, Young, and Zucker

AN ACT concerning

Education – Child Care Subsidies – Mandatory Funding Level

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

Affirmative – 46 Negative – 0 (See Roll Call No. 250)

The Bill was then sent to the House of Delegates.

Senate Bill 216 – Senator Edwards

AN ACT concerning

Garrett County – Hotel Rental Tax – Rate and Distribution of Revenue

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

Affirmative – 44 Negative – 2 (See Roll Call No. 251)

The Bill was then sent to the House of Delegates.

Senate Bill 258 – Carroll County Senators

EMERGENCY BILL

AN ACT concerning

Carroll County – Gaming Events – Repeal of Sunday Prohibition

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

Affirmative – 45 Negative – 1 (See Roll Call No. 252)

The Bill was then sent to the House of Delegates.

Senate Bill 265 – Senators Zucker, Peters, Eckardt, Edwards, Elfreth, Ferguson, Griffith, Guzzone, King, McCray, Rosapepe, Salling, and Serafini

AN ACT concerning

Income Tax Subtraction Modification – Mortgage Forgiveness Debt Relief – Extension

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

Affirmative – 46 Negative – 0 (See Roll Call No. 253)

The Bill was then sent to the House of Delegates.

Senate Bill 292 – Senators Bailey, Carozza, Cassilly, Ellis, Gallion, Guzzone, Salling, and Smith

AN ACT concerning

Property Tax Credit – Public Safety Officer – Definition

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

Affirmative – 46 Negative – 0 (See Roll Call No. 254)

The Bill was then sent to the House of Delegates.

Senate Bill 376 – Carroll County Senators

AN ACT concerning

Carroll County – Public Facilities Bonds

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

Affirmative – 47 Negative – 0 (See Roll Call No. 255)

The Bill was then sent to the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 256)

ADJOURNMENT

At 11:00 A.M. on motion of Senator Guzzone the Senate adjourned until 11:00 A.M. on Friday, February 22, 2019.

Annapolis, Maryland
Friday, February 22, 2019
11:00 A.M. Session

The Senate met at 11:16 A.M.

Prayer by Rabbi Mendy Rivkin, Chabad–Lubavitch of Towson, guest of Senator West.

(See Exhibit A of Appendix III)

QUORUM CALL

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

(See Roll Call No. 261)

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

The Journal of February 21, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 34

Senate Bill 1002 – Senators Hershey and Eckardt

AN ACT concerning

County Boards of Education – Establishing Regional Career and Technical Education Schools – Authority and Funding

FOR the purpose of authorizing certain county boards of education to establish a regional Career and Technical Education (CTE) school subject to certain requirements; requiring the State to distribute a certain amount of funds to the regional CTE school each year; requiring the State to distribute 100% of a certain amount to certain county boards for a certain purpose under a certain circumstance; requiring certain county boards to use certain funds only for a certain purpose; requiring certain funds to revert to the State in a certain circumstance; requiring a regional CTE school to comply with certain provisions of law and regulation; defining certain terms; and generally relating to establishing a regional CTE school for public high school students in Caroline County, Dorchester County, Kent County, Queen Anne's County, and Talbot County.

BY adding to

Article – Education
Section 21–207
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 1003 – Senator Lee

AN ACT concerning

Criminal Law – Sale or Display of Obscene Item to Minor – Video Image

FOR the purpose of altering the definition of "item" as it relates to a certain prohibition against selling or displaying a certain obscene item to a minor; and generally relating to sale or display of an obscene item to a minor.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 11–203
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1004 – Senators Pinsky and Jennings

AN ACT concerning

Election Law – Election Calendar and Processes – Revisions

FOR the purpose of altering the date by which the Clerk of the Court of Appeals and the Clerk of the Court of Special Appeals are required to provide a certain notice to the State Board of Elections; repealing the requirement that the Anne Arundel County Board of Education provide a certain notice to the State Board; altering the deadline for the filing of a certain certificate of candidacy; altering the deadline for the filing of a certain petition to challenge a certain candidate's residency; requiring that certain judicial proceedings be conducted in a certain manner; requiring the Court of Appeals to give priority to hear and decide certain appeals in a certain manner; altering the deadline for the filing of a certificate of withdrawal of candidacy; altering the deadline for the filing of a certificate of declination; requiring that the name of a certain individual appear on a certain ballot except under certain circumstances; applying certain provisions of law regarding a vacancy in candidacy for a primary election to a vacancy that occurs because of the death, disqualification, or withdrawal of an unopposed candidate; requiring the vote cast by a certain central committee in the filling of a certain vacancy in candidacy or nomination to be the share of the total registered voters of a certain district as reported in a certain report of the State

Board, rather than of the population of the district as reported in a certain census; altering the deadline for the filing of a certificate of designation of candidacy by a certain central committee under certain circumstances; altering the deadline by which the State central committee is required to fill a certain vacancy in candidacy; altering the deadline by which a certain successor nominee must file a certificate of candidacy with the State Board; altering the deadline by which a certain vacancy in nomination must be filled for certain elections; repealing the requirement that a certain local board change the ballots and take appropriate measures to notify the voters of certain information under certain circumstances; altering the deadlines by which certain election officials must make certain certifications; altering the deadline by which judicial review of a certain determination must be sought; altering the deadline by which judicial review of a certain petition must be sought; altering the deadlines by which certain information regarding certain ballot questions is required to be prepared and certified; repealing the requirement that certain local boards provide a copy of certain questions to the State Board; providing that certain information may be prepared before a certain petition is certified under a certain provision of law; altering the deadline by which a certain petition relating to a certain question must be filed with a certain entity; altering the deadline by which the Secretary of State must certify the names of certain candidates for nomination by a principal political party for a certain election; altering the deadline by which a certain candidate must file a certain petition; altering the deadline by which the State Board must certify and publicly display the content and arrangement of certain ballots; repealing the requirement that the State Board publicly display certain ballots within a certain period of time after certification; altering the number of days after which the State Board may begin printing ballots under certain circumstances; authorizing the State Administrator of Elections, instead of a local board, to implement a change in how a voter may cast a valid ballot under certain circumstances; repealing the requirement that a local board reprint ballots under certain circumstances or affix stickers to ballots under certain circumstances; requiring the State Administrator, rather than the local board, to notify certain candidates regarding certain changes or corrections affecting the ballot under certain circumstances; authorizing certain persons to take certain actions to correct an administrative error on a ballot; altering the deadline by which a certain voter may seek judicial review to require the correction of an administrative error under certain circumstances; making a stylistic change; and generally relating to revisions of the election calendar and processes.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 5–301, 5–303, 5–305, 5–502, 5–801, 5–901, 5–1002, 5–1003, 5–1004(b), 6–209, 6–210, 7–103(c), 7–104, 8–502(c) and (d), 9–207, 9–208, and 9–209
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing
Article – Election Law
Section 5–1204

Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Election Law
Section 7–103(b)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

FINANCE COMMITTEE REPORT NO. 11

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

Senate Bill 272 – Senators Carozza, Eckardt, Edwards, and Serafini

AN ACT concerning

State Correctional Facilities – Correctional Officers – Background Check

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 300 – Senators Benson, Guzzone, Hayes, Klausmeier, Lee, McCray, Patterson, and Rosapepe

AN ACT concerning

Prevailing Wage Rates – Public Work Contracts – Suits by Employees

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 391 – Senators Feldman, Klausmeier, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Ferguson, Griffith, Guzzone, Hayes, Hester, Kagan, Kelley, King, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker

EMERGENCY BILL

AN ACT concerning

Unemployment Insurance – Civilian Federal Employees – Benefits
(Federal Shutdown Paycheck Protection Act)

SB0391/387875/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 391
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Unemployment Insurance –"; in the same line, after "Employees –" insert "Unemployment Insurance"; in the same line, after "Benefits" insert "and Federal Government Shutdown Employee Assistance Loan Fund"; in line 6, after "circumstances;" insert "altering the purpose for which the Catastrophic Event Account is established; authorizing the Governor, under certain circumstances, to transfer funds by budget amendment from the Catastrophic Event Account to the Federal Government Shutdown Employee Assistance Loan Fund; authorizing funds appropriated to the Catastrophic Event Account to be expended to assist a unit of State government in funding costs in connection with a full or partial federal government shutdown due to a lapse in appropriations; establishing the Federal Government Shutdown Employee Assistance Loan Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the Department of Labor, Licensing, and Regulation to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; requiring the Department of Labor, Licensing, and Regulation to establish certain procedures and certain eligibility criteria for loans from the Fund; exempting the Fund from a certain provision of law requiring the interest earnings on State money to accrue to the General Fund of the State; defining a certain term;"; in line 8, after "Act" insert "and within a certain time period after a change in certain federal laws or federal guidance"; in line 9, in each instance, strike "a"; in the same line, strike "provision" and substitute "provisions"; in the same line, strike "contingency" and substitute "contingencies"; in line 10, after "benefits" insert "and assistance"; and after line 16, insert:

"BY repealing and reenacting, without amendments,

Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)112. and 113. and 7–324
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)114. and 7–327
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 2

On page 3, in line 3, after "**IF**" insert "**THE EMPLOYEE**"; in line 4, strike "**THE EMPLOYEE**"; in line 6, after "**(2)**" insert "**IS NOT BEING PAID BECAUSE**"; and after line 7, insert:

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

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:

112. the Pretrial Services Program Grant Fund; **[**and**]**

113. the Veteran Employment and Transition Success Fund**; AND**

114. THE FEDERAL GOVERNMENT SHUTDOWN EMPLOYEE ASSISTANCE LOAN FUND.

7–324.

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

(b) Subject to the provisions of this section, the Account is established to enable the State to respond without undue delay to a natural disaster or other catastrophic situation**, OR FEDERAL CIVILIAN EMPLOYEE FINANCIAL HARDSHIP FROM A FULL OR PARTIAL FEDERAL GOVERNMENT SHUTDOWN DUE TO A LAPSE IN FEDERAL APPROPRIATIONS** that cannot be taken care of within the resources of existing appropriations.

(c) The Governor may provide an appropriation in the budget bill to the Account.

(d) **(1) [**After**] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AFTER** 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.

(2) IF THE FEDERAL GOVERNMENT IS IN A FULL OR PARTIAL SHUTDOWN DUE TO A LAPSE IN APPROPRIATIONS, AFTER A 2–DAY REVIEW AND COMMENT PERIOD BY THE LEGISLATIVE POLICY COMMITTEE, THE GOVERNOR MAY TRANSFER FUNDS BY BUDGET AMENDMENT FROM THE ACCOUNT TO THE FEDERAL GOVERNMENT SHUTDOWN EMPLOYEE ASSISTANCE LOAN FUND ESTABLISHED UNDER § 7–327 OF THIS SUBTITLE.

(e) Funds appropriated to the Catastrophic Event Account:

(1) may not be used to offset operating deficiencies in regular programs of State government; but

(2) may be expended to assist a unit of State government in funding costs in connection with a natural disaster**, [**or**]** **A** catastrophic situation**, OR A FULL OR PARTIAL FEDERAL GOVERNMENT SHUTDOWN DUE TO A LAPSE IN APPROPRIATIONS**.

(f) (1) The Account is a continuing, nonlapsing fund which is not subject to § 7–302 of this subtitle.

(2) The Treasurer shall separately hold, and the Comptroller shall account for, the Account.

(3) The Account shall be invested and reinvested in the same manner as other State funds.

(4) Any investment earning shall be subject to § 7–311(d) of this subtitle.

(g) Money appropriated to the Account does not revert to the Revenue Stabilization Account.

7–327.

(A) IN THIS SECTION, "FUND" MEANS THE FEDERAL GOVERNMENT SHUTDOWN EMPLOYEE ASSISTANCE LOAN FUND.

(B) THERE IS A FEDERAL GOVERNMENT SHUTDOWN EMPLOYEE ASSISTANCE LOAN FUND.

(C) THE PURPOSE OF THE FUND IS TO PROVIDE LOANS TO CIVILIAN EMPLOYEES OF THE FEDERAL GOVERNMENT WHO ARE:

(1) REQUIRED TO REPORT TO WORK AT A WORK SITE LOCATED IN THE STATE; AND

(2) NOT BEING PAID BECAUSE OF A FULL OR PARTIAL FEDERAL GOVERNMENT SHUTDOWN DUE TO A LAPSE IN APPROPRIATIONS.

(D) THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION SHALL ADMINISTER THE FUND.

(E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7–302 OF THIS SUBTITLE THAT SHALL BE AVAILABLE IN PERPETUITY FOR THE PURPOSE OF PROVIDING LOANS IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION.

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

(F) THE FUND CONSISTS OF:

(1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

(2) ANY INTEREST EARNINGS OF THE FUND;

(3) MONEY TRANSFERRED FROM THE CATASTROPHIC EVENT ACCOUNT IN ACCORDANCE WITH § 7–324 OF THIS SUBTITLE;

(4) REPAYMENTS ON LOANS MADE FROM THE FUND; AND

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

(G) THE FUND SHALL BE USED ONLY TO PROVIDE NO–INTEREST LOANS TO CIVILIAN EMPLOYEES OF THE FEDERAL GOVERNMENT WHO ARE:

(1) REQUIRED TO REPORT TO WORK AT A WORK SITE LOCATED IN THE STATE; AND

(2) NOT BEING PAID BECAUSE OF A FULL OR PARTIAL FEDERAL GOVERNMENT SHUTDOWN DUE TO A LAPSE IN APPROPRIATIONS.

(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) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION SHALL ESTABLISH PROCEDURES AND ELIGIBILITY CRITERIA FOR LOANS FROM THE FUND.

(2) THE ELIGIBILITY CRITERIA SHALL INCLUDE THAT:

(I) THE FEDERAL GOVERNMENT IS IN A FULL OR PARTIAL SHUTDOWN DUE TO A LAPSE IN APPROPRIATIONS; AND

(II) AN INDIVIDUAL APPLYING FOR A LOAN FROM THE FUND IS:

1. A CIVILIAN EMPLOYEE OF THE FEDERAL GOVERNMENT;

2. REQUIRED TO REPORT TO WORK AT A WORK SITE LOCATED IN THE STATE; AND

3. NOT BEING PAID BECAUSE OF THE FULL OR PARTIAL FEDERAL GOVERNMENT SHUTDOWN DUE TO THE LAPSE IN APPROPRIATIONS.

(3) THE PROCEDURES SHALL INCLUDE:

(I) APPLICATION PROCEDURES;

(II) PAYMENT PROCEDURES FROM THE FUND; AND

(III) REPAYMENT PROCEDURES, INCLUDING TIMELINES, FOR AN INDIVIDUAL TO REPAY A LOAN FROM THE FUND.".

AMENDMENT NO. 3

On page 3, strike in their entirety lines 8 through 26, inclusive, and substitute:

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

(a) (1) Within 24 hours after the enactment of Section 1 of this Act, the Department of Labor, Licensing, and Regulation shall request a determination letter from the U.S. Department of Labor confirming whether the implementation of Section 1 of this Act, with federal reimbursement for the administration and payment of claims, conforms with federal unemployment compensation program requirements and will not result in a loss of certification by the United States Secretary of Labor.

(2) Within 24 hours after receiving the determination letter requested under paragraph (1) of this subsection from the U.S. Department of Labor, the Department of Labor, Licensing, and Regulation shall forward a copy of the letter to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.

(b) (1) If there is a change to § 303 of the federal Social Security Act, other applicable federal law, or federal guidance to states on or before January 1, 2024, within 24 hours after the Department of Labor, Licensing, and Regulation receives notice of the change, the Department shall request a determination letter from the U.S. Department of Labor confirming whether the implementation of Section 1 of this Act, with federal reimbursement for the administration and payment of claims, conforms with federal unemployment compensation program requirements and will not result in a loss of certification by the United States Secretary of Labor.

(2) Within 24 hours after receiving the determination letter requested under paragraph (1) of this subsection from the U.S. Department of Labor, the Department of Labor, Licensing, and Regulation shall forward a copy of the letter to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.

SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) (1) Section 1 of this Act shall take effect contingent on the receipt by the Department of Labor, Licensing, and Regulation of a favorable determination letter requested under Section 3 of this Act from the U.S. Department of Labor.

(2) Section 1 of this Act shall take effect on the date notice of the letter described under paragraph (1) of this subsection is received by the Department of Legislative Services in accordance with Section 3 of this Act.

(3) If the Department of Labor, Licensing, and Regulation does not receive a favorable determination letter described under paragraph (1) of this subsection, Section

1 of this Act, with no further action required by the General Assembly, shall be null and void.

(b) (1) Section 2 of this Act shall take effect contingent on receipt by the Department of Labor, Licensing, and Regulation of an unfavorable determination letter requested under Section 3(a) of this Act from the U.S. Department of Labor.

(2) Section 2 of this Act shall take effect on the date notice of the letter described under paragraph (1) of this subsection is received by the Department of Legislative Services in accordance with Section 3 of this Act.

(3) If Section 1 of this Act takes effect following the receipt by the Department of Labor, Licensing, and Regulation of a favorable determination letter requested under Section 3(a) of this Act, Section 2 of this Act, with no further action required by the General Assembly, shall be null and void.";

in line 27, strike "4." and substitute "5."; and in the same line, strike "3" and substitute "4".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 7

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

Senate Bill 347 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Athletic Commission – Sunset Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 438 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Security Systems Technicians – Sunset Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 439 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Barbers – Sunset Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 440 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Cosmetologists – Sunset Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 585 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Waterworks and Waste Systems Operators – Fee Setting, Sunset Extension, and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 671 – The President (By Request – Department of Legislative Services)

AN ACT concerning

State Board of Well Drillers – Fee Setting, Sunset Extension, and Program Evaluation

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 8

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

Senate Bill 10 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Oysters, Clams, and Clamming – Licenses and Regulations

SB0010/804831/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 10

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 22, strike "and"; and in the same line, after "4–1022" insert ", and 4–1101(k)".

AMENDMENT NO. 2

On page 4, in line 29, strike "A" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A**".

On pages 4 and 5, strike beginning with "Notwithstanding" in line 31 on page 4 down through "**SUBJECT**" in line 1 on page 5, and substitute "**SUBJECT**".

On page 5, in line 5, strike "**IN WORCESTER COUNTY, A**" and substitute "**A**"; in the same line, after "clams" insert "**WITH A HANDSCRAPE, SHINNECOCK RAKE, OR HYDRAULIC DREDGE**"; and after line 27, insert:

"4–1101.

(k) "Shinnecock rake" means a **[**hand**]** tool used to catch hard–shell clams or oysters**[**. It usually consists**]** **THAT:**

(1) IS TOWED FROM A VESSEL UNDER POWER; AND

(2) CONSISTS of a tooth bar with projecting long, outwardly and upwardly curving teeth which are progressively smaller toward the ends, form a basket, and are set transversely at the end of a long, usually wooden handle.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 42 – Senator McCray

AN ACT concerning

Baltimore City – Fines, Fees, and Other Monetary Payments – Methods of Payment

SB0042/684139/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 42
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "methods" insert "under certain circumstances".

AMENDMENT NO. 2

On page 2, in line 1, strike "**BEGINNING**" and substitute "**(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, BEGINNING**"; in line 3, after "**PAYMENT**" insert "**BY AT LEAST TWO OF THE FOLLOWING METHODS**"; in line 5, strike "**AND**" and substitute "**OR**"; and after line 7, insert:

"**(B) UNLESS A RESIDENT OF BALTIMORE CITY REGISTERS FOR ONLINE PAYMENT, ALL DEPARTMENTS OF THE CITY EXCEPT FOR THE DEPARTMENT OF TRANSPORTATION SHALL OFFER TO THE RESIDENT THE REMAINING TWO METHODS OF PAYMENT SPECIFIED IN SUBSECTION (A)(1) AND (2) OF THIS SECTION.**".

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

Senate Bill 143 – Senators Young, Elfreth, Feldman, Guzzone, Kagan, Klausmeier, Kramer, Lam, Lee, Nathan–Pulliam, Smith, Washington, West, and Zirkin

AN ACT concerning

Cownose Ray Fishery Management Plan and Moratorium on Contests

SB0143/964532/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 143
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike "extending the termination date for" and substitute "continuing"; and in line 7, after "waters" insert "until the Department prepares a certain fishery management plan for the cownose ray species".

AMENDMENT NO. 2

On page 2, in lines 14 and 30, in each instance, strike "July 1, **[**2019**]** **2021**" and substitute "**THE DEPARTMENT OF NATURAL RESOURCES PREPARES THE COWNOSE RAY FISHERY MANAGEMENT PLAN REQUIRED BY § 4–215(B)(25) OF THE NATURAL RESOURCES ARTICLE, AS ENACTED BY SECTION 1 OF THIS ACT**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 184 – Senator Kagan

AN ACT concerning

State Board of Elections – Open Meetings – Video Streaming and Recording (State Board of Elections Transparency Act)

SB0184/154135/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 184
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after "time;" insert "requiring the Department to provide certain staff, support, and equipment to the State Board;".

AMENDMENT NO. 2

On page 3, in line 9, after "**(D)**" insert "**(1)**"; in lines 12, 14, and 16, strike "**(1)**", "**(2)**", and "**(3)**", respectively, and substitute "**(I)**", "**(II)**", and "**(III)**", respectively; and after line 17, insert:

"**(2)** **THE DEPARTMENT OF INFORMATION TECHNOLOGY SHALL PROVIDE TO THE STATE BOARD THE TECHNICAL STAFF, SUPPORT, AND EQUIPMENT NECESSARY TO STREAM LIVE VIDEO OF THE OPEN MEETINGS OF THE STATE BOARD.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0184/703121/1
BY: Senator Kagan

AMENDMENTS TO SENATE BILL 184, AS AMENDED

AMENDMENT NO. 1

In the Education, Health, and Environmental Affairs Committee Amendments (SB0184/154135/1), in line 1 of Amendment No. 1, before "requiring" insert "requiring the State Board to prepare certain minutes as soon as practicable after certain meetings;".

AMENDMENT NO. 2

In the Education, Health, and Environmental Affairs Committee Amendments, in line 1 of Amendment No. 2, after "**(1)**" insert "**THE STATE BOARD SHALL PREPARE WRITTEN MINUTES OF EACH MEETING OF THE STATE BOARD AS SOON AS PRACTICABLE AFTER THE MEETING.**

(2)";

and in line 4, strike "**(2)**" and substitute "**(3)**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 221 – Senators Kelley, Beidle, Benson, Carter, Cassilly, Eckardt, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hough, Jennings, Kagan, Klausmeier, Kramer, Lam, Lee, McCray, Nathan–Pulliam, Patterson, Peters, Rosapepe, Serafini, Smith, Waldstreicher, Washington, West, and Young

AN ACT concerning

Workgroup on Establishing an Independent School Board for the Juvenile Services Education System

SB0221/434930/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 221

(First Reading File Bill)

On page 3, in line 16, strike "Department of Legislative Services" and substitute "Department of Juvenile Services and the State Department of Education"; in the same line, after "shall" insert "jointly"; and in line 30, strike "Governor" and substitute "General Assembly".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 230 – Senator Hough

AN ACT concerning

Election Law – Canvassing of Absentee Ballots – Reporting Unofficial Results

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

RULES COMMITTEE REPORT NO. 3

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Judicial Proceedings:

Senate Bill 884 – Senators Jennings, Bailey, Eckardt, Edwards, Gallion, Hershey, Hough, Ready, Reilly, Salling, and Serafini

AN ACT concerning

Public Schools – School Resource Officers – Firearms Required

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 885 – Senator King

AN ACT concerning

Income Tax Credit – Employers – Eligible Internships

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 886 – Senator Hershey

AN ACT concerning

Public Utilities – Solar Photovoltaic Systems

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 887 – Senator Augustine

AN ACT concerning

Motor Vehicles – Duplicate Driver's Licenses – Victims of Robbery or Theft

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 888 – **Senator Eckardt**

AN ACT concerning

Dorchester County – Sunday Hunting – Deer Firearms Season

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 889 – **Senator Eckardt**

AN ACT concerning

Dorchester County – Sunday Hunting – Deer Bow Hunting Season

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 890 – **Senator Eckardt**

AN ACT concerning

Dorchester County – Sunday Hunting – Deer Muzzle Loader Season

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 891 – **Senators Feldman, Benson, Hayes, Hershey, and Klausmeier**

AN ACT concerning

Consumer Protection – Resale of Tickets – Disclosures and Refunds

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 892 – Carroll County Senators

AN ACT concerning

Carroll County – Gaming – Home Games – Bingo

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 893 – Senator Zirkin

AN ACT concerning

Medical Cannabis – Provider Applications – Opioid Use Disorder

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 894 – Senator Augustine

AN ACT concerning

Child Protection – Reporting – Threat of Harm

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 895 – Senator Kelley

AN ACT concerning

Business Regulation – Tobacco Products and Electronic Smoking Devices – Revisions

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 896 – Senator Ferguson

AN ACT concerning

Arts Education in Maryland Schools Alliance Grant

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 897 – Senator Ferguson

AN ACT concerning

University of Maryland Joint Steering Council – Renaming and Funding

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 898 – Senator Carter

AN ACT concerning

Public Safety – Investigation of an Officer–Involved Death
(Law Enforcement Trust and Transparency Act)

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 899 – Senator Carter

AN ACT concerning

Juvenile Law – Probation

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 900 – Senators Young and Nathan–Pulliam

AN ACT concerning

State Board of Physicians – Naturopathic Doctors – Formulary Content and Scope of Practice

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 901 – Senators Hayes, Ferguson, and Lam

AN ACT concerning

Maryland Trauma Fund – State Primary Adult Resource Center – Reimbursement of On–Call and Standby Costs

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 903 – Senator Hayes

AN ACT concerning

Health Information – Commercial Sale

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 904 – Senators Kelley and Elfreth

AN ACT concerning

Maryland Department of Health – Family Planning Program – Funding

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 906 – Senators Serafini and Feldman

AN ACT concerning

Income Tax – Itemized Deductions

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 908 – Calvert County Senators

AN ACT concerning

Calvert County – State's Attorney – Annual Salary

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 909 – Senator Feldman

AN ACT concerning

Health Care Practitioners – Medical Examinations on Anesthetized or Unconscious Patients

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 910 – Senator Feldman

AN ACT concerning

Ratepayer Reduction for Renewable Energy Act

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 911 – Senators Beidle, Carter, Elfreth, Kagan, Lee, and Washington

AN ACT concerning

Gender Diversity in the Boardroom – Annual Report or Nonprofit Sales and Use Tax Exemption Application

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 912 – Senator Beidle

AN ACT concerning

Maryland Healthy Working Families Act – Adverse Actions – Absence Control Policy

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 913 – Senator Beidle

AN ACT concerning

State Retirement and Pension System – Administration – Retiree Information for Direct Mailings

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 915 – Senators Lam and Young

AN ACT concerning

Public School Students – Vision Services and the Vision for Maryland Program

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 916 – Senator Lam

AN ACT concerning

Physicians – Dispensing Permit Exemption – Prepackaged Topical

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 917 – Senators Lam and Young

AN ACT concerning

Land Use – Comprehensive Plans – Housing Element

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 918 – Senator Lam

AN ACT concerning

State Department of Assessments and Taxation – Assessments, Audits, Records, and Appeals
(SDAT Reform Act of 2019)

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 920 – Senator Eckardt

AN ACT concerning

Talbot County – Alcoholic Beverages – Election Days

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 921 – Senator Hough

AN ACT concerning

Frederick County – Ethics and Campaign Activity – County Board and Commission Members and Board of License Commissioners

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 922 – Senators Gallion, Bailey, Hershey, and Jennings

AN ACT concerning

Agriculture – Milk and Milk–Based Products – Labeling

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 923 – Senator Gallion

AN ACT concerning

Harford County – Hunting – Deer Management Permits

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 924 – Senator Gallion

AN ACT concerning

Maryland Dentistry Act – Practice of Dentistry – Scope and Prohibited Act

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 927 – **Carroll County Senators**

AN ACT concerning

Carroll County – Alcoholic Beverages Licenses – Class D Beer License

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 928 – **Carroll County Senators**

AN ACT concerning

Carroll County – Alcoholic Beverages – Class D Beer, Wine, and Liquor License

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 929 – **Senator Washington**

AN ACT concerning

Income Tax – Subtraction Modification From Unrelated Business Taxable Income – Employee Benefits

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 930 – **Senator Washington**

AN ACT concerning

Unaccompanied Minors in Need of Shelter – Consent to Shelter and Supportive Services

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 931 – Senator Waldstreicher

AN ACT concerning

Maryland Transportation Public–Private Partnership Oversight Act

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 932 – Senator Waldstreicher

AN ACT concerning

Criminal Procedure – Conditions of Pretrial Release – Home Detention Monitoring

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 933 – Senators Waldstreicher, Beidle, Benson, Klausmeier, Lee, and Smith

AN ACT concerning

Criminal Procedure – Sexual Assault Evidence Kits – Privacy and Reimbursement

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 934 – Senator Waldstreicher

AN ACT concerning

Election Law – Voter Registration – High Schools

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 935 – Senator Waldstreicher

AN ACT concerning

Vehicle Laws – Electric Bicycles – Equipment and Operation

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Judicial Proceedings:

Senate Bill 936 – Senator Carter

AN ACT concerning

Election Law – Eligible Detainees – Information on Voting Rights

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 937 – Senator Klausmeier

AN ACT concerning

Wireless Facilities – Installation and Regulation

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 938 – Senator Klausmeier

AN ACT concerning

Maryland Transportation Authority Police – Collective Bargaining – Binding Recommendations of Fact Finder

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 939 – Senator Klausmeier

AN ACT concerning

Natural Resources – Shellfish Nursery Operations – Wetlands License Requirements

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 940 – Senator Klausmeier

AN ACT concerning

Health Care Facilities – Certificate of Need – Modifications

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 941 – Senator Lee

AN ACT concerning

Residential Leases – Definition of "Rent"

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 942 – Senator Lee

AN ACT concerning

Criminal Procedure – Victims and Witnesses – Restrictions on Release of Personal Information

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 943 – Senator Eckardt

AN ACT concerning

Talbot County – Alcoholic Beverages – Substitute Member for Board of License Commissioners

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 944 – Senator Eckardt

AN ACT concerning

Behavioral Health Programs – Medical Directors – Psychiatric Nurse Practitioners

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 945 – Senator Kramer

EMERGENCY BILL

AN ACT concerning

Sales and Use Tax – Taxable Services – Telephone Answering Service

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 946 – Senators Griffith and Serafini

EMERGENCY BILL

AN ACT concerning

State Prescription Drug Benefits – Retiree Benefits – Revisions

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 947 – Calvert County Senators

AN ACT concerning

Calvert County – Correctional Officers' Bill of Rights

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 948 – Senator West

AN ACT concerning

Criminal Law – Assault in the Second Degree – School Employee

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 949 – Senator Serafini

AN ACT concerning

Labor and Employment – Grant Program for Workforce Skills Assessment

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 950 – Senator Kagan

AN ACT concerning

Campaign Finance – Death of Candidate – Termination of Campaign Committee

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 951 – Senators Ready, Bailey, Carozza, Cassilly, Gallion, Hershey, Hough, Jennings, Salling, Serafini, and West

AN ACT concerning

Income Tax Rates – Reductions

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 952 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Theater Licenses – Seating Capacity

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 953 – Senator Nathan–Pulliam

AN ACT concerning

Health Care Facilities – Hospitals and Related Institutions – Discrimination Protections

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 954 – Senator Nathan–Pulliam

AN ACT concerning

Education – Public and Nonpublic High Schools – Organ and Tissue Donation Awareness Instruction

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 955 – Senator Hershey

AN ACT concerning

Kent County Alcoholic Beverages Act of 2019

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 956 – Senator Washington

AN ACT concerning

Real Property – Ground Leases – Past Due Ground Rent

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 957 – Calvert County Senators

AN ACT concerning

Calvert County – Office of the Sheriff – Correctional Deputies

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 958 – Senator Jennings

AN ACT concerning

State Board of Professional Counselors and Therapists – Licensure, Criminal History Records Checks, and Trainee Status – Revisions

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 960 – Senator Jennings

AN ACT concerning

Harford County – Alcoholic Beverages – Seasonal Closing

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 961 – Senator Jennings (By Request)

AN ACT concerning

Education – Public Schools – Instruction in Print and Cursive Handwriting

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 962 – Senator Zirkin

AN ACT concerning

Correctional Services – Offender Rehabilitation and Reentry Program – Establishment

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Finance:

Senate Bill 963 – Senators Klausmeier and Edwards

AN ACT concerning

Public Information Act – Workers' Compensation Commission – Denial of Part of a Public Record

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 964 – Senator Rosapepe

AN ACT concerning

County Boards of Education – Equal Access to Public Services for Individuals With Limited English Proficiency

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 965 – Senator Rosapepe

AN ACT concerning

Criminal Injuries Compensation Fund – Funding

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 966 – Senator Ellis

AN ACT concerning

Task Force on the Effectiveness of State Crime Laboratories

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 967 – Senator Cassilly

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Advertising

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 971 – Senator Kelley

AN ACT concerning

Public Safety – Maryland Police Training and Standards Commission – Citations in Lieu of Arrest

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 972 – Senators Ellis, Benson, Carter, Feldman, Guzzone, Hayes, Klausmeier, Lee, McCray, Ready, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Task Force on Educational Outcomes of Pregnant and Parenting Students in High School and GED Programs

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 973 – Senators Miller, Bailey, and Ellis

AN ACT concerning

Tri–County Council for Southern Maryland – Membership and Funding

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 974 – Senator McCray

AN ACT concerning

Occupational Licenses or Certificates – Application Determinations – Use of Criminal History

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 975 – Senator Hayes

AN ACT concerning

Behavioral Health Transformation Act of 2019

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 976 – Senator Hayes

AN ACT concerning

Public Behavioral Health System – Implementation Plans to Improve Efficiency, Accountability, and Outcomes – Workgroup

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 977 – Senator Serafini

AN ACT concerning

Income Tax Rates – Reduction

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 978 – Senator Serafini

AN ACT concerning

Real Property – Agricultural Land Preservation Easements – Separate Parcels

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 979 – Senators Carter, Hayes, Lee, and Smith

AN ACT concerning

Public Information Act – Personnel and Investigatory Records – Formal Complaints Against Public Employees

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 980 – Senator West

AN ACT concerning

Real Property – Recordation of Deeds – Assignments of Rents and Assignments of Leases for Security Purposes

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance and the Committee on Budget and Taxation:

Senate Bill 982 – Senators Ellis, Carozza, Gallion, Guzzone, Lam, Patterson, Rosapepe, Washington, and Young

AN ACT concerning

Commission to Study Non–Emergency Medical Transportation Funding

The Bill was re–referred to the Committee on Finance and the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 983 – Senators Hayes, Augustine, Ellis, Griffith, and Smith

AN ACT concerning

Procurement – Small Businesses and Minority Businesses – Qualification and Certification
(Small and Minority Business Certification Streamlining Act of 2019)

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 984 – Senators Hayes and Klausmeier

AN ACT concerning

Maryland EARN Program – Strategic Industry Partnership – Definition

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 985 – Senators Hayes, Carter, Ferguson, and Washington

AN ACT concerning

Confidentiality of Juvenile Records – Baltimore City Mayor's Office on Criminal Justice

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 986 – Senators Hayes, Carter, Ferguson, McCray, and Washington

AN ACT concerning

Baltimore City – Public School Construction – Bonds and Supplemental Memorandum of Understanding

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 987 – Senator Lam

AN ACT concerning

Public Safety – Building Codes – Electric Vehicle Charging Infrastructure

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 991 – Senator McCray

AN ACT concerning

Baltimore City – Alcoholic Beverages – Class B–D–7 License

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

SPECIAL ORDER CALENDAR NO. 13

SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 4

The Senate Executive Nominations Committee reports **favorably** on the gubernatorial appointments numbered 1 through 18, S–4 through S–23, and L–1 through L–15 on the attached list and recommends that the Senate of Maryland advise and consent to these appointments.

The Committee reports **unfavorably** on the gubernatorial appointments listed as numbers S–1, S–2, and S–3 on the attached list and recommends that the Senate of Maryland reject these appointments.

Senate Executive Nominations Committee
Report No. 4
February 21, 2019

College of Southern Maryland, Board of Trustees of the

1. Shawn B. Coates District 28
10370 Faith Hope Place
White Plains, MD 20695

Member of the Board of Trustees of the College of Southern Maryland; appointed to serve a term of five years from July 1, 2018

Community Health Worker Advisory Committee, State

2. Camisha L. Coke District 43
1511 East Northern Parkway
Baltimore, MD 21239

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2021

3. Bettye Muwwakkil District 21
14109 Greenveiw Drive
Laurel, MD 20708

Member of the State Community Health Worker Advisory Committee; appointed to serve a term to expire September 30, 2020

Professional Engineers, State Board for

4. David G. Mongan District 7
5640 Crescent Ridge Drive
White Marsh, MD 21162

Member of the State Board for Professional Engineers; reappointed to serve a term of five years from July 1, 2018

Professional Standards and Teacher Education Board

5. Deborah Gartland, Ph.D. District 14
15122 Red Cedar Drive
Burtonsville, MD 20866

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2018

6. Kindel T. Nash, Ph.D. District 41
2208 Sulgrave Avenue
Baltimore, MD 21209

Member of the Professional Standards and Teacher Education Board; appointed to serve a term of three years from July 1, 2017

Public Defender, Board of Trustees of the Office of the

7. Tonya Kelly Cronin, Esq. District 42
507 Park Avenue
Towson, MD 21204

Member of the Board of Trustees of the Office of the Public Defender; appointed to serve a term of three years from June 1, 2018

Technology Development Corporation Board of Directors, Maryland

8. Newton B. Fowler, III, Esq. District 43
329 Turnbridge Road
Baltimore, MD 21212

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

9. Robert K. Lord District 40
1201 West Mt. Royal Avenue, Apt. 343
Baltimore, MD 21217

Member of the Maryland Technology Development Corporation Board of Directors; appointed to serve remainder of a term of four years from July 1, 2016

Well Drillers, State Board of

10. Hahns S. Hairston District 44
5943 Charles Street
Baltimore, MD 21207

Chair of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

11. Michael T. Hall — District 38
28624 Revells Neck Road
Westover, MD 21871

Member of the State Board of Well Drillers; appointed to serve a term of two years from July 1, 2018

12. David B. Hartman — District 46
1404 Harper Street
Baltimore, MD 21230

Member of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

13. David M. Kelly — District 35
1321 Rigdon Road
Jarrettsville, MD 21084

Member of the State Board of Well Drillers; appointed to serve a term of two years from July 1, 2018

Women, Maryland Commission for

14. Eugenia B. Henry, Ph.D. — District 42
1112 Hunt Creek Lane
Sparks, MD 21152

Member of the Maryland Commission for Women; appointed to serve a term of four years from July 1, 2018

15. Lauren Lambert — District 23
14775 London Lane
Bowie, MD 20715

Member of the Maryland Commission for Women; appointed to serve remainder of a term of four years from July 1, 2017

16. Ishrat N. Memon — District 13
11309 Castlewood Court
Laurel, MD 20723

Member of the Maryland Commission for Women; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Dorchester County Board of Elections

17. Ralph C. Lewis, Jr. District 37
4126 Bestpitch Ferry Road
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

18. Robin A. Willey District 37
5903 Hudson School Road
Cambridge, MD 21613

Member of the Dorchester County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

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.

Handgun Permit Review Board

S–1. Bryan Yukio Fischer District 8
1629 Aberdeen Road
Towson, MD 21286

Member of the Handgun Permit Review Board; appointed to serve remainder of a term of three years from March 27, 2017

S–2. Carol O. Loveless District 9
8519 Timberland Circle
Ellicott City, MD 21043

Member of the Handgun Permit Review Board; appointed to serve remainder of a term of three years from March 27, 2017

S–3. John H. Michel, Esq. District 7
3735 Clarks Point Road
Middle River, MD 21220

Member of the Handgun Permit Review Board; appointed to serve remainder of a term of three years from March 27, 2017

Professional Standards and Teacher Education Board

S–4. Linda M. Chinnia District 43
5206 Kenilworth Avenue
Baltimore, MD 21212

Member of the Professional Standards and Teacher Education Board; reappointed to serve a term of three years from July 1, 2018

S–5. Debra A. Poese District 19
13001 Margot Drive
Rockville, MD 20853

Member of the Professional Standards and Teacher Education Board; reappointed to serve a term of three years from July 1, 2017

Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, State Commission of

S–6. Harold H. Huggins District 14
15112 Watergate Road
Colesville, MD 20905

Member of the State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors; reappointed to serve a term of three years from January 1, 2019

Rural Legacy Board, Advisory Committee to the

S–7. Michael Calkins District 9
1626 Daisy Road
Woodbine, MD 21797

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

S–8. Daniel A. Colmer District 1
19105 South Eutaw Street
Barton, MD 21521

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

S–9. Joshua Andrew Hastings District 38
725 Canvasback Court
Salisbury, MD 21804

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

S–10. Jamie Tiralla District 27
4825 Dennis Monnett Road
Prince Frederick, MD 20678

Member of the Advisory Committee to the Rural Legacy Board; reappointed to serve a term of three years from July 1, 2018

Seafood Marketing Advisory Commission

S–11. Talamage Petty District 29
44481 Sotterley Wharf Road
Hollywood, MD 20636

Member of the Seafood Marketing Advisory Commission; appointed to serve remainder of a term of four years from July 1, 2014 and a term of four years from July 1, 2018

Social Work Examiners, State Board of

S–12. Susan P. Coppage District 36
1367 Spaniard Neck Road
Centreville, MD 21617

Member of the State Board of Social Work Examiners; appointed to serve remainder of a term of four years from July 1, 2017

S–13. Donald J. List District 42
506 Overcrest Road
Baltimore, MD 21286

Member of the State Board of Social Work Examiners; appointed to serve a term of four years from July 1, 2018

Technology Development Corporation Board of Directors, Maryland

S–14. Paul D. Ausley District 29
P.O. Box 269
Piney Point, MD 20674

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

S–15. Francis X. Smyth District 11
12218 Cleghorn Road
Cockeysville, MD 21030

Member of the Maryland Technology Development Corporation Board of Directors; reappointed to serve a term of four years from July 1, 2018

Veterinary Medical Examiners, State Board of

S–16. Karena Joung, V.M.D. District 17
632 Grand Champion Drive
Rockville, MD 20850

Member of the State Board of Veterinary Medical Examiners; appointed to serve remainder of a term of five years from June 1, 2014

S–17. Peter F. Radue, D.V.M. District 9
1935 Long Corner Road
Mount Airy, MD 21771

Member of the State Board of Veterinary Medical Examiners; appointed to serve a term of five years from June 1, 2018

Well Drillers, State Board of

S–18. Robert A. Peoples District 35
745 Little New York Road
Rising Sun, MD 21911

Member of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

S–19. Heather A. Quinn District 30
1217 McKinley Street
Annapolis, MD 21403

Member of the State Board of Well Drillers; reappointed to serve a term of two years from July 1, 2018

Wellmobile Program Advisory Board, Governor's

S–20. Toni I. Thompson–Chittams, D.O. District 23
1721 Aspen Leaf Drive
Bowie, MD 20716

Member of the Governor's Wellmobile Program Advisory Board; appointed to serve a term of three years from October 1, 2016

Youth Camp Safety Advisory Council

S–21. Allison Abbondante District 39
8205 Collingdale Way
Montgomery, MD 20886

Member of the Advisory Council on Youth Camp Safety; appointed to serve remainder of a term of three years from July 1, 2016

S–22. Gabriel J. Houghton District 36
309 Chesterfield Avenue
Centreville, MD 21617

Member of the Advisory Council on Youth Camp Safety; reappointed to serve a term of three years from July 1, 2018

S–23. Rami H.M. Schwartzer District 16
8202 Maple Ridge Road
Bethesda, MD 20814

Member of the Advisory Council on Youth Camp Safety; appointed to serve a term of three 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. Linda W. Buckel, Esq. District 1
1044 Weires Avenue
La Vale, MD 21502

Member of the Allegany College Board of Trustees; appointed to serve a term of six years from July 1, 2018

L–2. Barry P. Ronan District 1
15119 Trailridge Road
Cumberland, MD 21502

Member of the Allegany College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Anne Arundel Community College Board of Trustees

L–3. Jerome W. Klasmeier District 33
1077 Overcrest Drive
Crownsville, MD 21032

Member of the Anne Arundel Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

L–4. Caleb S. Schaeffer District 30
101 Likes Road
Edgewater, MD 21037

Student Member of the Anne Arundel Community College Board of Trustees; appointed to serve a term of one year from July 1, 2018

Calvert County Board of Electrical Examiners and Supervisors

L–5. Robert F. Heinrich District 27
1008 Adelina Road
Prince Frederick, MD 20678

Member of the Calvert County Board of Electrical Examiners and Supervisors; reappointed to serve a term of two years from June 1, 2017

Carroll Community College Board of Trustees

L–6. Diane A. Foster District 5
116 Clubside Drive
Taneytown, MD 21787

Member of the Carroll Community College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Cecil College Board of Trustees

L–7. Cydney T. Teal, M.D. District 36
106 Bow Street
Elkton, MD 21921

Member of the Cecil College Board of Trustees; reappointed to serve a term of six years from July 1, 2018

Frederick Community College Board of Trustees

L–8. Ellis R. Barber District 4
6920 Holter Road
Middletown, MD 21769

Member of the Frederick Community College Board of Trustees; appointed to serve remainder of a term of five years from July 1, 2013 and a term of five years from July 1, 2018

L–9. Gary V. Fearnow District 4
3928 Brethren Church Road
Myersville, MD 21773

Member of the Frederick Community College Board of Trustees; appointed to serve a term of five years from July 1, 2018

L–10. Carolyn M. Kimberlin District 4
9001 Mountainberry Circle
Frederick, MD 21702

Member of the Frederick Community College Board of Trustees; appointed to serve a term of five years from July 1, 2018

Frederick County Board of License Commissioners

L–11. Joan M. Aquilino — District 4
3728 Blueberry Drive
Monrovia, MD 21770

Member of the Frederick County Board of License Commissioners; appointed to serve remainder of a term of five years from June 1, 2016

L–12. Allen F. Davis, Jr. — District 4
28 West Main Street
Emmitsburg, MD 21727

Member of the Frederick County Board of License Commissioners; appointed to serve a term of five years from July 1, 2018

Somerset County Liquor Control Board

L–13. John S. French, II — District 38
4500 Briarwood Circle
Crisfield, MD 21817

Member of the Somerset County Liquor Control Board; appointed to serve remainder of a term of four years from June 1, 2015

St. Mary's County Alcohol Beverage Board

L–14. Mark Denietolis — District 29
29385 Atlas Lane
Mechanicsville, MD 20659

Member of the St. Mary's County Alcohol Beverage Board; appointed to serve remainder of a term of four years from January 1, 2016

St. Mary's County Board of Elections

L–15. Ann Raley — District 29
P.O. Box 10
Great Mills, MD 20634

Member of the St. Mary's County Board of Elections; appointed to serve remainder of a term of four years from June 1, 2015

STATUS: QUESTION IS WILL THE SENATE ADVISE AND CONSENT TO THE NOMINATIONS OF THE EXECUTIVE?

The President of the Senate put the following question: "With the exception of nominees S–1, S–2, and S–3, will the Senate advise and consent to the above nominations of the Executive?"

The above nominations of the Executive, with the exception of nominees S–1, S–2, and S–3, were all confirmed by roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 262)

NOMINEES S–1, S–2, AND S–3

The President of the Senate put the following question: "Will the Senate advise and consent to the above nominations of the Executive?"

Senator Cassilly moved to make the vote on nominees S–1, S–2, and S–3 a Special Order for March 1, 2019.

The motion was rejected by roll call vote as follows:

Affirmative – 16 Negative – 30 (See Roll Call No. 263)

Nominees S–1, S–2, and S–3, were rejected by roll call vote as follows:

Affirmative – 21 Negative – 25 (See Roll Call No. 264)

QUORUM CALL

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

(See Roll Call No. 265)

SENATE THIRD READING CALENDAR NO. 18 (GENERAL SENATE BILLS)

Senate Bill 130 – Senator Lee

AN ACT concerning

Criminal Procedure – Charge by Citation – Violation of Condition of Release

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

Affirmative – 46 Negative – 0 (See Roll Call No. 266)

The Bill was then sent to the House of Delegates.

Senate Bill 139 – Senators Lee, Augustine, Elfreth, Ellis, Feldman, Griffith, Hayes, Hough, Kelley, King, Lam, Nathan–Pulliam, Patterson, Pinsky, Rosapepe, Smith, Waldstreicher, ~~and Zirkin~~ Zirkin, Carozza, and Simonaire

EMERGENCY BILL

AN ACT concerning

Criminal Law – Threat of Mass Violence

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

Affirmative – 46 Negative – 0 (See Roll Call No. 267)

The Bill was then sent to the House of Delegates.

Senate Bill 163 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Salling, Serafini, Simonaire, and West

AN ACT concerning

Vehicle Laws – Drunk and Drugged Driving – Subsequent Offenders – Felonies (Repeat Drunk Driving Offenders Act of 2019)

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

Affirmative – 46 Negative – 0 (See Roll Call No. 268)

The Bill was then sent to the House of Delegates.

Senate Bill 185 – Senator Feldman

AN ACT concerning

Life Insurance – Life of a Minor – Statement on Disclosure

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

Affirmative – 46 Negative – 0 (See Roll Call No. 269)

The Bill was then sent to the House of Delegates.

Senate Bill 196 – Senators Smith, Carter, Elfreth, Ellis, Ferguson, Guzzone, Kagan, Lee, Pinsky, Rosapepe, Waldstreicher, Washington, West, Young, Zirkin, ~~and Zucker~~ Zucker, and Kramer

AN ACT concerning

Vehicle Laws – Licenses, Identification Cards, and Moped Operator's Permits – Indication of Applicant's Sex

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

Affirmative – 32 Negative – 14 (See Roll Call No. 270)

The Bill was then sent to the House of Delegates.

Senate Bill 217 – Senator Edwards

AN ACT concerning

Garrett County – Pretrial Release, Work Release, and Home Detention Programs

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

Affirmative – 46 Negative – 0 (See Roll Call No. 271)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 19 (GENERAL SENATE BILLS)

Senate Bill 206 – The President (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

Code Revision – Courts – Sheriffs' Salaries and Expenses

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

Affirmative – 46 Negative – 0 (See Roll Call No. 272)

The Bill was then sent to the House of Delegates.

Senate Bill 227 – Senator Kelley

AN ACT concerning

Insurance – Principle–Based Reserves

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

Affirmative – 46 Negative – 0 (See Roll Call No. 273)

The Bill was then sent to the House of Delegates.

Senate Bill 247 – Senator Jennings

AN ACT concerning

Rental and Replacement Vehicles – Age–Based Service Determinations – Prohibition

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

Affirmative – 46 Negative – 0 (See Roll Call No. 274)

The Bill was then sent to the House of Delegates.

Senate Bill 279 – Senators Feldman, Beidle, Benson, Guzzone, Klausmeier, Kramer, ~~and Zucker~~ Zucker, Augustine, Hayes, Hershey, Jennings, Kelley, and Reilly

AN ACT concerning

Department of Aging – Grants for Aging–in–Place Programs (Nonprofits for our Aging Neighbors Act – "NANA")

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

Affirmative – 46 Negative – 0 (See Roll Call No. 275)

The Bill was then sent to the House of Delegates.

Senate Bill 331 – Senator Kramer

AN ACT concerning

Business Regulation – Trader's Licenses – License Fees

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

Affirmative – 46 Negative – 0 (See Roll Call No. 276)

The Bill was then sent to the House of Delegates.

Senate Bill 356 – Senators Nathan–Pulliam, Benson, Carter, Eckardt, Elfreth, Ellis, Ferguson, Hayes, Kagan, Kelley, Klausmeier, Lam, Lee, McCray, Patterson, Smith, Washington, and Young

AN ACT concerning

Health – Maternal Mortality Review Program – Reporting Requirement

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

Affirmative – 46 Negative – 0 (See Roll Call No. 277)

The Bill was then sent to the House of Delegates.

QUORUM CALL

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

(See Roll Call No. 278)

ADJOURNMENT

At 1:12 P.M. on motion of Senator Guzzone the Senate adjourned until 8:00 P.M. on Monday, February 25, 2019 in honor of Elkton Town Commissioner Mary Jo Jablonsky.

Annapolis, Maryland
Monday, February 25, 2019
8:00 P.M. Session

The Senate met at 8:00 P.M.

Prayer by Reverend Dr. Carletta Allen, Asbury United Methodist Church, guest of Senator Elfreth.

(See Exhibit A of Appendix III)

QUORUM CALL

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

(See Roll Call No. 284)

On motion of Senator Guzzone it was ordered that Senators Ellis, Miller and Smith be excused from today's session.

The Journal of February 22, 2019 was read and approved.

CEREMONY TO HONOR THE FALLEN HEROES

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 333 – Senator Shirley Nathan–Pulliam:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Sharon Denise Solomon, M.D.
Professor of Ophthalmology
Wilmer Eye Institute
in recognition of
being the first African American in the 94 year history of
the Wilmer Eye Institute to be promoted to the position of
"Full Professor". Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 25th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 41 Negative – 0 (See Roll Call No. 285)

PETITIONS, MEMORIALS AND OTHER PAPERS

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

BLACK HISTORY MONTH PRESENTATION

By Senator Nathan–Pulliam

(See Exhibit C of Appendix III)

Read and ordered journalized.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 332 – Senator Adelaide C. Eckardt:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Harold Baines
in recognition of
your being inducted into the National Baseball Hall of Fame and serving as an inspiration for Maryland youth. Thank you for your service and dedication to our community and State. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 25th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 39 Negative – 0 (See Roll Call No. 286)

INTRODUCTORY SENATE BILLS NO. 35

Senate Bill 1005 – Senators Salling, Bailey, Edwards, and Gallion

AN ACT concerning

Baltimore County – Hunting – Deer Management Permits

FOR the purpose of authorizing an individual who hunts under a Deer Management Permit in Baltimore County to use certain firearms to hunt deer throughout the year, including all deer hunting seasons, in the locations and under the conditions set forth in the permit; authorizing an individual who hunts under a Deer Management Permit in Baltimore County to hunt deer on certain lands under certain conditions; and generally relating to hunting deer under a Deer Management Permit in Baltimore County.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 10–415(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1006 – The President (By Request – Administration)

EMERGENCY BILL

AN ACT concerning

Education – Opening Public Schools Before Labor Day – Public Local Laws and Referendum

FOR the purpose of authorizing the governing body of a county to adopt, subject to a certain provision of law, a public local law to exempt the public schools in the county from the requirements of a certain executive order; requiring a certain governing body of a county to submit to the voters a certain public local law at a certain election before it becomes effective; requiring a certain question on the ballot to include certain words; providing that submission of a certain question or similar question does not prevent the submission of the same or another question at a subsequent election; providing that a certain public local law becomes effective under certain circumstances and is null and void under certain circumstances; authorizing a county board to set certain dates for the school year for certain schools under certain circumstances; providing that certain powers of certain local governments are intended and deemed to include certain power and authority; defining a certain term; making this Act an emergency measure; and generally relating to opening public schools before Labor Day.

BY repealing and reenacting, without amendments,
Article – Education
Section 1–101(a), (c), and (d)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY adding to

Article – Education
Section 7–125
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
The Charter of Baltimore City
Article II – General Powers
Section (30)
(2007 Replacement Volume, as amended)

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

Senate Bill 1007 – Senator Salling

AN ACT concerning

Public Safety – Handgun Permit – Church or Religious Organization Property (Parishioner Protection Act of 2019)

FOR the purpose of authorizing a person who has the consent of a certain church or religious organization to carry a handgun on the property of the church or religious organization during certain events and who has the intent to wear, carry, or transport a handgun for certain purposes on the property of the church or religious organization to, without a permit, carry a handgun on the property of the church or religious organization during certain events and transport a handgun to and from certain church or religious organization events; and generally relating to permits to carry, wear, or transport a handgun.

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 5–303
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 1008 – Senators Salling, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Reilly, and Serafini

AN ACT concerning

Abortions – Detection of Fetal Heartbeat (Keep Our Hearts Beating Act)

FOR the purpose of repealing certain provisions of law that prohibit the State from interfering with the decision of a woman to terminate a pregnancy under certain

circumstances, authorize the Maryland Department of Health to adopt certain regulations, and limit the liability for civil damages or criminal penalties for physicians under certain circumstances; prohibiting a physician, except under certain circumstances, from performing or inducing an abortion on a pregnant woman under certain circumstances; requiring a physician to use a certain method for detecting a fetal heartbeat under certain circumstances; requiring a physician to include certain information in a woman's medical record under certain circumstances; establishing certain penalties for a certain violation of this Act; authorizing an individual to recover civil damages from a certain person under certain circumstances; and generally relating to abortions.

BY repealing
Article – Health – General
Section 20–209
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 20–209
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 30

February 25, 2019

1.	Sen. McCray	East Baltimore Historical Library	B&T
2.	Sen. McCray	New Creation Christian Church Hoop House	B&T
3.	Sen. Augustine	Mount Rainier Library	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 5

House Bill 5 – ~~**Delegate Ebersole**~~ **Delegates Ebersole, Atterbeary, Attar, Barve, Boyce, Bridges, Cassilly, Ciliberti, Clark, Fraser–Hidalgo, Gilchrist,**

Harrison, Healey, Holmes, Jacobs, Jalisi, Lafferty, Lehman, Love, Otto, Parrott, Stein, Stewart, Wells, and Wivell

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 the recognition, prevention, and effective reporting of human trafficking as part of the commercial driver's license knowledge test;~~ requiring commercial driver's license training schools to include training on the recognition, prevention, and effective reporting of human trafficking as part of the curriculum; requiring the Administration to include content on the recognition, prevention, and effective reporting of human trafficking in its Commercial Driver's License Manual; requiring the Administration to provide ~~content~~ information on the recognition, prevention, and effective reporting of human trafficking 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 2018 Supplement)~~

BY adding to
Article – Transportation
Section 16–807.2
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 11 – ~~Delegate Sydnor~~ Delegates Sydnor, Anderson, Cardin, Conaway, Corderman, Cox, D.M. Davis, J. Lewis, Lopez, McComas, Moon, and Shetty

AN ACT concerning

Juveniles Charged as Adults – Confidentiality of ~~Photos and Videos~~ Records

FOR the purpose of establishing that, pending a determination by a court exercising criminal jurisdiction in a case involving a child whether to transfer its jurisdiction to the juvenile court, provisions of law relating to confidentiality of juvenile records apply to ~~certain photographs or videos taken of the child during the arrest or booking of the child; and generally relating to photographic and video records of juveniles~~ all police records and court records concerning the child from the time of the child's

arrest until a certain event occurs; establishing that, if a case is transferred to the juvenile court, certain provisions of law relating to confidentiality of juvenile records continue to apply to certain records and a certain criminal charge is subject to expungement under a certain provision of law; establishing certain exceptions to certain provisions of law relating to confidentiality of juvenile police records; and generally relating to juveniles charged as adults and juvenile records.

BY repealing and reenacting, without amendments,
Article – Courts and Judicial Proceedings
Section 3–8A–27(a)(1) and (b)(1)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–8A–27(a)(2)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 4–202(b) and (h)
Annotated Code of Maryland
(2018 Replacement Volume)

BY adding to
Article – Criminal Procedure
Section 4–202(i)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 4–202(i) and (j)
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 28 – Delegate Clark

AN ACT concerning

Natural Resources – Shellfish Nursery Operations – Wetlands License Requirements

FOR the purpose of exempting under certain circumstances certain activities and the use of certain equipment associated with a shellfish nursery operation from the requirement to obtain certain licenses or permits from the Department of the Environment or the Board of Public Works; establishing that the use of certain equipment that is attached to a pier and associated with a shellfish nursery operation is not included as a nonwater–dependent project for the purposes of the requirement to obtain a State or tidal wetlands license; providing that the installation of certain equipment that is attached to a pier for the cultivation of shellfish seed under a certain permit is a lawful use on private wetlands; altering the criteria for determining persons eligible for a shellfish nursery permit and locations where a shellfish nursery may be established; altering a certain definition; defining a certain term; and generally relating to wetlands license requirements for shellfish nursery operations.

BY repealing and reenacting, without amendments,
Article – Environment
Section 16–101(a), 16–104(b)(1) and (2), and 16–202(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 16–101(i) ~~and 16–202(h)~~, 16–202(h), and 16–304
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–11A–23
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 37 – ~~**Delegate Sydnor**~~ **Delegates Sydnor, Grammer, and Conaway**

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 after making a certain determination; requiring a certain order to contain certain information; requiring a law enforcement agency authorized to use a cell site simulator 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 cell site

simulator use shall begin 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 evidence obtained in violation of this Act is subject to a certain rule; providing that certain evidence is not admissible in a certain proceeding~~, with a certain exception~~; authorizing a certain law enforcement officer to use a cell site simulator for a certain time period 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 post on its website and report to the Governor and the General Assembly certain information on or before a certain date; providing for the termination of a certain provision of this Act; defining 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
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 47 – ~~**Delegate Cullison**~~ **Delegates Cullison, Pendergrass, Pena–Melnyk, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, and K. Young**

AN ACT concerning

State Department of Education and Maryland Department of Health – Maryland School–Based Health Center Standards – Revision

FOR the purpose of requiring the State Department of Education and the Maryland Department of Health to revise certain standards regarding Maryland school–based health centers; and generally relating to standards for school–based health centers.

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

House Bill 50 – **Chair, Environment and Transportation Committee (By Request – Departmental – Agriculture)**

AN ACT concerning

Department of Agriculture – Maryland Produce Safety Program

FOR the purpose of establishing the Maryland Produce Safety Program in the Department of Agriculture to reduce the risk of adverse impacts on human health from the consumption of contaminated produce; requiring the Program to conform with certain federal standards for growing, harvesting, packing, and holding produce for human consumption; requiring the Secretary of Agriculture to administer and enforce the Program; authorizing the Secretary of Agriculture to delegate certain enforcement authority to the Secretary of Health; authorizing the Secretary of Agriculture to grant a certain exemption and suspend or revoke a certain exemption in a certain manner; requiring certain farms to comply with the requirements of the Program under certain circumstances; requiring certain farms to keep certain records; specifying that certain records are confidential and not subject to disclosure under the Maryland Public Information Act; authorizing the Secretary of Agriculture to disclose certain records under certain circumstances, enter and inspect certain farms for certain purposes, issue and enforce certain stop–sale orders, bring an action for injunction under certain circumstances, and detain certain produce in a certain manner under certain circumstances; establishing certain condemnation procedures; authorizing the Secretary of Agriculture to issue a subpoena to compel testimony and the production of certain records, file a petition in a certain court for an order of contempt under certain circumstances, and apply for a certain administrative search warrant in a certain manner under certain circumstances; establishing certain penalties for certain violations; authorizing the Secretary of Agriculture to adopt certain regulations; defining certain terms; providing for the termination of this Act under certain circumstances; requiring the Department to provide a certain notification; and generally relating to the Maryland Produce Safety Program.

BY adding to
Article – Agriculture
Section 16–101 through 16–111 to be under the new title "Title 16. Maryland Produce Safety Program"
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 76 – **Delegates Moon, Acevero, Barron, Gilchrist, Hettleman, Korman, Lierman, Luedtke, Stewart, ~~and Wilkins~~ Wilkins, Boyce, Fraser–Hidalgo, Healey, Jalisi, Lehman, Love, and Wells**

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 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 16–301(h), (i), and (j)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–301(r)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Transportation
Section 16–402(a)(16)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–402(a)(36)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)
(As enacted by Section 1 of this Act)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 77 – Delegates Moon, Acevero, Atterbeary, Barron, Charkoudian, Hettleman, Korman, Lierman, Luedtke, Stewart, Sydnor, and Wilkins

AN ACT concerning

Criminal Law – Decriminalization of Attempted Suicide

FOR the purpose of providing that attempted suicide is not a crime in the State; prohibiting a certain act, in itself, from being the basis of a certain criminal charge; providing for the construction of this Act; providing that the common law offense of attempted suicide is abrogated and repealed; and generally relating to attempted suicide.

BY adding to
Article – Criminal Law
Section 3–101.1 to be under the amended subtitle "Subtitle 1. Suicide"
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 84 – Delegates Charkoudian, Hettleman, Feldmark, Glenn, Guyton, Hill, Jackson, Korman, Lehman, R. Lewis, Lierman, McIntosh, Queen, Smith, Stewart, Terrasa, Washington, C. Watson, and Wilkins

AN ACT concerning

Maryland Farms and Families Fund – Purpose, Use, Funding, and Grant Qualifications – Alterations

FOR the purpose of altering the purpose and use of the Maryland Farms and Families Fund; requiring the Governor to include a certain appropriation to the Fund in the annual budget bill each fiscal year, beginning in a certain fiscal year; providing that the appropriation is in addition to certain other funding for a certain division in the Department of Agriculture; altering certain qualifications for certain nonprofit organizations to receive a certain grant from the Fund; making stylistic changes; and generally relating to the Maryland Farms and Families Fund.

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 10–2001 and 10–2002
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 10–2003 and 10–2004
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Finance and the Committee on Education, Health, and Environmental Affairs.

House Bill 89 – Delegates Ebersole and Atterbeary

AN ACT concerning

Vehicle Laws – Use of Handheld Telephone While Driving – Penalty

FOR the purpose of repealing certain fines and increasing the maximum fine for a violation of certain prohibitions against using a handheld telephone while driving a motor vehicle; making stylistic changes; and generally relating to the prohibition against using a handheld telephone while driving a motor vehicle.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–1124.2
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 27–101
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 99 – Delegate Dumais

AN ACT concerning

Estates and Trusts – Elective Share of Surviving Spouse

FOR the purpose of repealing certain provisions of law relating to a surviving spouse making an election to take a certain share of the net estate of the decedent instead of the property left to the surviving spouse under the will; establishing certain purposes of this Act; providing that a surviving spouse may take a certain elective share amount of a certain estate subject to election; specifying the manner in which the value of certain qualifying lifetime transfers, augmented estate, and estate subject to election shall be calculated; recodifying certain provisions of law relating to the right of election of a surviving spouse and certain time limits for electing to take an elective share; providing that the right of election may be exercised by a certain guardian of the property of the surviving spouse or a certain agent of the surviving spouse under certain circumstances; requiring the guardian of the property or the agent to provide certain notice before exercising the right of election of a surviving spouse; providing that an exercise of the right of election by the guardian of the property or the agent is valid except under certain circumstances; establishing certain procedures and a certain form for an election to take an elective share; authorizing the waiver of a certain right of election; requiring certain

fiduciaries to deliver certain information and provide certain notice relating to a certain elective share of a surviving spouse; requiring a certain trustee to provide certain notice relating to the trust within a certain period of time; requiring the surviving spouse to deliver certain information to certain fiduciaries under certain circumstances; establishing the priority to be used in determining the sources from which a certain elective share amount is payable; establishing the manner of payment of a certain elective share under certain circumstances; providing certain immunity for certain payors and other third parties who make certain payments or transfers before receiving notice of a certain election; establishing the effect of an election to take a certain elective share on the rights of the surviving spouse under a certain will and a certain revocable trust; requiring certain persons, on the payment of an elective share, to file with a certain register of wills a certain statement; requiring the register, on a certain request, to redact from the statement certain information; requiring the register, on receipt of a certain request, to certify in a certain manner the accuracy of the calculation and payment of the elective share; requiring certain persons to deliver to the register certain information and documentation; prohibiting the register from disclosing certain information or documentation; 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; authorizing the court, in a certain action, to modify, under certain circumstances, certain calculations or sources of payment of a certain elective share, consider the circumstances of certain transfers or arrangements, award certain attorney's fees, pass certain orders requiring certain individuals to provide certain information to the court, and transmit certain issues of fact to a certain circuit court; providing that a personal representative is entitled to certain reimbursement for certain commissions and attorney's fees in connection with an election to take an elective share; authorizing a court, with respect to a certain minor or disabled person, to authorize or direct an election to take an elective share without first appointing a guardian; altering certain provisions in certain statutory forms for a power of attorney relating to authority to elect to take an elective share in accordance with this Act; defining certain terms; making stylistic changes; providing for the application of this Act; and generally relating to the elective share of a surviving spouse.

BY repealing and reenacting, with amendments,
Article – Estates and Trusts
Section 2–102(a); the subtitle designation "Subtitle 2. Family Allowance; Dower and Curtesy" immediately preceding Section 3–201; and 7–603, 13–204(a), 17–202, and 17–203
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Estates and Trusts
Section 3–201(a)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing
Article – Estates and Trusts
Section 3–203 through 3–208
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY adding to
Article – Estates and Trusts
Section 3–401 through 3–413 to be under the new subtitle "Subtitle 4. Elective Share of Surviving Spouse"; and 14.5–606
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 112 – ~~**Delegate Lafferty**~~ **Delegates Lafferty, Attar, Barve, Boyce, Bridges, Cassilly, Ciliberti, Clark, Fraser–Hidalgo, Gilchrist, Harrison, Healey, Holmes, Jacobs, Jalisi, Lehman, Love, Otto, Parrott, Stein, Stewart, Wells, and Wivell**

AN ACT concerning

Vehicle Laws – Injury or Death of Vulnerable Individual – Penalties

FOR the purpose of prohibiting a person from causing the serious physical injury or death of a vulnerable 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 individual" for purposes of this Act; and generally relating to penalties for causing the serious physical injury or death of a vulnerable individual.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 11–101 and 11–145
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Transportation
Section 21–901.3
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 118 – Delegates Washington, Wilkins, Acevero, Bagnall, Barron, Bridges, Cain, Charles, Fennell, W. Fisher, Fraser–Hidalgo, Hettleman, Ivey, Kaiser, Lehman, J. Lewis, Lierman, Luedtke, Mosby, Patterson, Pena–Melnyk, Sample–Hughes, Valderrama, ~~and Wells~~ Wells, and Solomon

AN ACT concerning

Higher Education – Senatorial and Delegate Scholarships – In–State Tuition

FOR the purpose of making a certain applicant eligible for senatorial and delegate scholarships if the applicant is eligible for certain in–State tuition; and generally relating to senatorial and delegate scholarships.

BY repealing and reenacting, without amendments,
Article – Education
Section 18–401 and 18–501
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 18–402 and 18–502
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 138 – Delegates Moon, Atterbeary, J. Lewis, R. Lewis, Lierman, Sydnor, and Wells

AN ACT concerning

Law Enforcement – Federal Military Surplus Program – Equipment Acquisition

FOR the purpose of ~~requiring certain law enforcement agencies to post notice of the acquisition of certain equipment from a federal military surplus program within a certain period of time; requiring a certain law enforcement agency~~ requiring the Department of State Police to submit a certain report to the Governor and the General Assembly on or before a certain date each year relating to the acquisition of equipment by law enforcement agencies through surplus programs; requiring the Department of State Police to include on its public website in a certain location a link to a certain report; and generally relating to local law enforcement agencies and the acquisition of equipment from a federal military surplus program.

BY adding to
Article – Public Safety
Section 3–521
Annotated Code of Maryland
(2011 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 146 – Delegates Fennell, D. Barnes, W. Fisher, Ivey, Patterson, Proctor, Sydnor, ~~and Turner~~ Turner, Attar, Boyce, Bridges, Fraser–Hidalgo, Harrison, Healey, Holmes, Jalisi, Lehman, Love, Parrott, Stewart, and Wells

AN ACT concerning

Motor Vehicles – Duplicate Driver's Licenses – Victims of Robbery or Theft

FOR the purpose of requiring the Motor Vehicle Administration, when processing an application for a duplicate license of a victim of a robbery or theft whose license is taken during the robbery or theft, to issue the duplicate license free of charge under certain circumstances; and generally relating to duplicate driver's licenses and victims of robbery or theft.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 16–114
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 176 – Chair, Ways and Means Committee (By Request – Departmental – State Board of Elections)

AN ACT concerning

Election Law – ~~Certificates of Candidacy and Nomination~~ Candidates – Revisions

FOR the purpose of requiring candidates nominated by a new political party to file a certificate of candidacy by a certain date and time, comply with certain requirements for a certificate of candidacy, and file a certificate of nomination with the appropriate board and on a certain form; requiring the presiding officers of a national party convention to file a certificate of nomination with the State Board of Elections within a certain time period after the conclusion of the national party convention; repealing the requirement for the Anne Arundel County Board of Education to provide certain notice to the State Board by a certain date; authorizing the State Administrator of Elections to designate temporary satellite locations to receive a certificate of

candidacy; providing that a candidate nominated by a new political party under a certain provision of law is not required to file a declaration of intent; and generally relating to certificates of candidacy and nomination.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 4–102(f), 5–301(g), ~~and 5–302~~ 5–302, and 5–703.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing
Article – Election Law
Section 5–301(h)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 179 – Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)

AN ACT concerning

Correctional Services – Patuxent Institution – Appointing Authority

FOR the purpose of clarifying that the warden of Patuxent Institution is the appointing authority for correctional officers assigned to Patuxent Institution and staff attached to the office of the warden; and generally relating to Patuxent Institution.

BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 4–204
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 193 – ~~Delegate Barron~~ Delegates Barron, Pendergrass, Pena–Melnyk, Bagnall, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young

AN ACT concerning

Life Insurance – Life of a Minor – Statement on Disclosure

FOR the purpose of altering a certain requirement that a life insurer include, in a certain manner, a certain statement on an application or endorsement for a policy of life insurance on the life of a minor to allow the life insurer to include the statement on a certain disclosure; providing for the application of this Act; providing for a delayed effective date; and generally relating to policies of life insurance on the lives of minors.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 16–119(a)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

House Bill 202 – Montgomery County Delegation

AN ACT concerning

Department of the Environment – SepticSmart Week in Montgomery County

MC 17–19

FOR the purpose of requiring the Department of the Environment to establish a certain period of time as SepticSmart Week in Montgomery County; requiring the Department to use certain educational materials and other resources to promote community awareness regarding the proper use and maintenance of on–site sewage disposal systems and certain impacts of proper design, installation, operation, and maintenance of on–site sewage disposal systems; and generally relating to on–site sewage disposal systems in Montgomery County.

BY adding to
Article – Environment
Section 9–1113
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 237 – Delegate Washington

AN ACT concerning

Election Law – Early Voting Centers – Hours of Operation

FOR the purpose of altering the time at which early voting centers are required to open during gubernatorial general elections; and generally relating to early voting centers.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 10–301.1(d)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 281 – Delegate Dumais

AN ACT concerning

Crimes – Adultery – Repeal

FOR the purpose of repealing the crime of adultery; and generally relating to adultery.

BY repealing
Article – Criminal Law
Section 10–501
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 285 – Delegates Palakovich Carr, Barve, and Gilchrist

AN ACT concerning

Hotel Rental Tax – Limitation of Municipal Authority to Tax Small Hotels – Repeal

FOR the purpose of repealing a limitation on the authority of certain municipalities to impose a hotel rental tax on hotels with fewer than a certain number of sleeping rooms; and generally relating to the municipal hotel rental tax.

BY repealing and reenacting, with amendments,
Article – Local Government
Section 20–432
Annotated Code of Maryland
(2013 Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 286 – Delegates Reznik, Bagnall, Brooks, Cardin, Charkoudian, Ebersole, Hettleman, Jones, R. Lewis, Lierman, Love, Luedtke, McIntosh, Moon, Palakovich Carr, Qi, Sample–Hughes, Solomon, Stewart, Terrasa~~,~~ ~~and Valderrama~~, Valderrama, Smith, Guyton, Wilkins, Patterson, Kaiser, Washington, Mosby, Turner, Ivey, Feldmark, and D. Barnes

AN ACT concerning

Election Law – Registration and Voting at Precinct Polling Places

FOR the purpose of providing an exception to the voter registration deadline to allow an individual to appear at a precinct polling place in the individual's county of residence and apply to register to vote ~~or change the voter's address on an existing voter registration~~; requiring an applicant for voter registration on election day to provide proof of residency; specifying the acceptable forms of proof of residency; requiring an election judge to determine whether an applicant for voter registration resides in the precinct and is qualified to become a registered voter; requiring an election judge to process certain applicants for voter registration in a certain manner; requiring local boards of elections to take appropriate measures to notify potential registrants of the correct precinct polling place for the potential registrants' residence addresses; requiring an election judge to notify certain individuals of the correct precinct for the voter's residence address; ~~requiring an election judge to determine whether a voter who applies to change the voter's address resides in the precinct where the voter seeks to vote; requiring an election judge to process certain voters who apply to change their address in a certain manner;~~ requiring the State Board of Elections to adopt regulations and procedures in accordance with the requirements of certain provisions of this Act for the administration of voter registration on election day; and generally relating to registration and voting at precinct polling places.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 3–302
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY adding to
Article – Election Law
Section 3–306
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 390 – Delegates Jones, Ebersole, Haynes, Hettleman, Lierman, Luedtke, Reznik, Solomon, Valentino–Smith, ~~and P. Young~~ P. Young, and Jackson

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 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
(2018 Replacement Volume and 2018 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 2018 Supplement)

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

LAID OVER CALENDAR NO. 6

Senate Bill 42 – Senator McCray

AN ACT concerning

Baltimore City – Fines, Fees, and Other Monetary Payments – Methods of Payment

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

SB0042/684139/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 42
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 5, after "methods" insert "under certain circumstances".

AMENDMENT NO. 2
On page 2, in line 1, strike "**BEGINNING**" and substitute "**(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, BEGINNING**"; in line 3, after "**PAYMENT**" insert "**BY AT LEAST TWO OF THE FOLLOWING METHODS**"; in line 5, strike "**AND**" and substitute "**OR**"; and after line 7, insert:

"**(B) UNLESS A RESIDENT OF BALTIMORE CITY REGISTERS FOR ONLINE PAYMENT, ALL DEPARTMENTS OF THE CITY EXCEPT FOR THE DEPARTMENT OF TRANSPORTATION SHALL OFFER TO THE RESIDENT THE REMAINING TWO METHODS OF PAYMENT SPECIFIED IN SUBSECTION (A)(1) AND (2) OF THIS SECTION.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 287)

SENATE THIRD READING CALENDAR NO. 20 (GENERAL SENATE BILLS)

Senate Bill 112 – The President

AN ACT concerning

Mandated Reports and Statutory Commissions, Councils, and Committees – Revisions

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

Affirmative – 45 Negative – 0 (See Roll Call No. 288)

The Bill was then sent to the House of Delegates.

Senate Bill 113 – Senators Hough, Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Jennings, Ready, Reilly, Salling, ~~and West~~ West, and Smith

SECOND PRINTING

AN ACT concerning

Public Safety – Handgun Permits – Payment of Fees

Senator Smith moved to make the Bill a Special Order for February 26, 2019.

The motion was adopted.

Senate Bill 319 – Senators Augustine, Elfreth, Feldman, Hayes, Kramer, Smith, Washington, and Zucker

AN ACT concerning

Maryland Transit Administration – State Employees ~~Subject to Collective Bargaining~~ – Free Ridership
(Transit Benefit for State Employees)

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

Affirmative – 31 Negative – 14 (See Roll Call No. 289)

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. 290)

ADJOURNMENT

At 8:45 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Tuesday, February 26, 2019.

Annapolis, Maryland
Tuesday, February 26, 2019
10:00 A.M. Session

The Senate met at 10:36 A.M.

Prayer by Rabbi Ari Plost, Congregation 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. 292)

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

The Journal of February 25, 2019 was read and approved.

INTRODUCTORY SENATE BILLS NO. 36

Senate Bill 1009 – Senator Benson

AN ACT concerning

Maryland Medical Assistance Program – Coverage – Acupuncture Services

FOR the purpose of requiring the Maryland Medical Assistance Program, subject to a certain limitation, to provide coverage for acupuncture services administered by certain health care practitioners; and generally relating to the Maryland Medical Assistance Program and coverage for acupuncture services.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(a)(1)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–103(a)(2)(xii) and (xiii)

Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 15–103(a)(2)(xiv)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 1010 – Senator Hershey

AN ACT concerning

Maryland Health Care Commission – Assessment of Services at the University of Maryland Shore Medical Center in Chestertown

FOR the purpose of requiring the Maryland Health Care Commission, in conjunction with the Office of Health Care Quality, to conduct a certain assessment of services provided at the University of Maryland Shore Medical Center in Chestertown; specifying the requirements of the assessment; requiring the Commission to report, on or before a certain date, to the General Assembly on the findings of the assessment; and generally relating to an assessment of services at the University of Maryland Shore Medical Center in Chestertown.

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

FINANCE COMMITTEE REPORT NO. 12

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

Senate Bill 178 – Senator Eckardt

AN ACT concerning

Behavioral Health Programs – Medical Directors – Telehealth

SB0178/557676/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 178
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5, strike "a medical director of"; and strike beginning with "located" in line 5 down through "onsite" in line 8 and substitute "to satisfy any regulatory requirement that a medical director be onsite through the use of telehealth by the director".

AMENDMENT NO. 2

On page 2, in line 6, after the semicolon, insert "**AND**"; in line 7, strike "**A MEDICAL DIRECTOR OF**"; and strike beginning with "**LOCATED**" in line 8 down through "**ONSITE**" in line 13 and substitute "**TO SATISFY ANY REGULATORY REQUIREMENT THAT A MEDICAL DIRECTOR BE ONSITE THROUGH THE USE OF TELEHEALTH BY THE DIRECTOR**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 220 – Senator Kelley

AN ACT concerning

Maryland Medical Assistance Program – Coverage of Dental Services – Repeal of Contingency

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 404 – Senator Lam

AN ACT concerning

State Department of Education and Maryland Department of Health – Maryland School–Based Health Center Standards – Revision

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 9

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

Senate Bill 93 – Senator Reilly

AN ACT concerning

Anne Arundel County – Controlled Water Ski Area in Maynadier Creek – Operation of Vessel – Hours of Operation

SB0093/534433/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 93
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 8 and 9, strike "between certain dates,"; and in line 9, strike ", or under other specified circumstances".

AMENDMENT NO. 2

On page 2, in line 17, after "**ON**" insert "**:**

(I)";

in the same line, strike "**, TUESDAYS, WEDNESDAYS,**"; in line 18, strike "**NOON AND SUNSET**" and substitute "**8:00 A.M. AND 6:00 P.M.;**

(II) TUESDAYS AND WEDNESDAYS BETWEEN 8:00 A.M. AND SUNSET;

(III) FRIDAYS BETWEEN 8:00 A.M. AND 4:00 P.M.; OR

(IV) SUNDAYS BETWEEN 8:00 A.M. AND NOON";

in line 21, after "**AREA**" insert "**ON**"; strike beginning with "**BETWEEN**" in line 22 down through "**FRIDAYS,**" in line 23; in line 23, strike "**, SUNDAYS, AND**" and substitute "**; OR**

(II)".

On pages 2 and 3, strike beginning with the semicolon in line 24 on page 2 down through "**AREA**" in line 3 on page 3.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 95 – Senator Simonaire

AN ACT concerning

Natural Resources – Recreational License Donation Program – Program Extension and Monetary Donations via Electronic Licensing

SB0095/404132/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 95
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Simonaire" and substitute "Senators Simonaire and Bailey"; in line 2, after the first "Program" insert "and Fund"; strike beginning with the second "Program" in line 2 down through "Licensing" in line 3 and substitute "Revisions"; in line 4, after the first "of" insert "changing the name of the Recreational License Donation Fund to the Healing Heroes Hunting and Fishing Fund;"; in line 6, strike "Recreational License Donation"; in line 7, after "Fund;" insert "authorizing the Fund to be used for grants to certain eligible sponsor organizations that provide recreational hunting or fishing opportunities for Gold Star recipients or certain disabled persons; authorizing the Department to make grants to eligible sponsor organizations; specifying the purposes for which a grant awarded to an eligible sponsor organization may

be used;"; in line 8, after "Act;" insert "defining a certain term; making conforming changes;"; in line 11, strike "making a stylistic change;"; in line 12, after "program" insert "and the Healing Heroes Hunting and Fishing Fund"; and in line 15, strike "1–405(h)" and substitute "1–405".

AMENDMENT NO. 2

On page 2, in lines 20 and 24, in each instance, strike "**RECREATIONAL LICENSE DONATION**" and substitute "**HEALING HEROES HUNTING AND FISHING**".

On page 4, after line 14, insert:

"(a) **(1)** In this section**[**,**]** **THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2) "ELIGIBLE SPONSOR ORGANIZATION" MEANS A NONPROFIT CHARITABLE ORGANIZATION THAT PROVIDES RECREATIONAL HUNTING OR FISHING OPPORTUNITIES FOR GOLD STAR RECIPIENTS, DISABLED VETERANS, DISABLED MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, OR PERMANENTLY DISABLED PERSONS WHO REQUIRE THE USE OF A WHEELCHAIR.

(3) "Gold Star recipient" means a recipient of the U.S. Department of Defense Gold Star for surviving spouses, parents, and next of kin of members of the armed forces of the United States who lost their lives in combat.

(b) A person may purchase and donate an angler's license, a Chesapeake Bay and coastal sport fishing license, or a hunting license and any corresponding stamps for issuance in accordance with this section.

(c) (1) The Department may issue a donated license or stamp only for use by a Gold Star recipient, a disabled veteran, a disabled member of the armed forces of the United States, or a permanently disabled person who requires the use of a wheelchair.

(2) A recipient of a donated license or stamp shall be sponsored by **[**a nonprofit charitable organization that provides recreational hunting or fishing opportunities for Gold Star recipients, disabled veterans, disabled members of the armed forces of the United States, or permanently disabled persons who require the use of a wheelchair**] AN ELIGIBLE SPONSOR ORGANIZATION**.

(3) A recipient of a donated hunting license is subject to the hunting safety requirements under § 10–301.1 of this article.

(d) Only one eligible person may hunt under the authority of a donated license or stamp during one recreational license year.

(e) The Department:

(1) May not charge a fee for the issuance of a donated license or stamp; and

(2) May issue a donated license or stamp to an eligible resident or nonresident of the State.

(f) On or before October 1, 2017, and each year thereafter, the Department shall post on its website the names of the persons who donated recreational licenses or stamps in the previous recreational license years, unless a person who donates a license or stamp requests anonymity.

(g) **(1) THE DEPARTMENT MAY USE FUNDS DONATED UNDER THIS SECTION TO MAKE GRANTS TO ELIGIBLE SPONSOR ORGANIZATIONS.**

(2) A GRANT AWARDED UNDER THIS SUBSECTION MAY BE USED ONLY TO PAY CAPITAL, OPERATIONAL, OR PROGRAMMING COSTS INCURRED BY AN ELIGIBLE SPONSOR ORGANIZATION IN PROVIDING RECREATIONAL HUNTING AND FISHING OPPORTUNITIES FOR GOLD STAR RECIPIENTS, DISABLED VETERANS, DISABLED MEMBERS OF THE ARMED FORCES OF THE UNITED STATES, OR PERMANENTLY DISABLED PERSONS WHO REQUIRE THE USE OF A WHEELCHAIR.

(H) The Department shall adopt regulations to implement this section, including regulations establishing eligibility requirements for **[**donors**]:**

(1) DONORS, sponsors, and recipients of donated recreational licenses and stamps**; AND**

(2) APPLICANTS FOR GRANTS TO ELIGIBLE SPONSOR ORGANIZATIONS.";

in line 15, strike "(h)" and substitute "**(I)**"; and in lines 15 and 17, in each instance, strike

"Recreational License Donation" and substitute "**HEALING HEROES HUNTING AND FISHING**".

On page 5, in line 4, strike "donated" and substitute "**:**

(I) DONATED";

in line 7, after "wheelchair" insert "**; AND**

(II) GRANTS TO ELIGIBLE SPONSOR ORGANIZATIONS, IN ACCORDANCE WITH SUBSECTION (G) OF THIS SECTION";

in line 15, after "stamps" insert "**AND GRANTS TO ELIGIBLE SPONSOR ORGANIZATIONS**"; and in line 16, strike "recreational licenses or stamps for use by" and substitute "**PROVIDING RECREATIONAL HUNTING AND FISHING OPPORTUNITIES FOR**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 99 – Senators Elfreth, Reilly, and Beidle

AN ACT concerning

Anne Arundel County – Public Safety – Buildings Used for Agritourism

SB0099/714630/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 99
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Beidle" and substitute "Beidle, and Patterson"; in line 2, strike "Anne Arundel County –"; in lines 3 and 5, in each instance,

strike "Anne Arundel County" and substitute "certain counties"; in line 7, after "in" insert "Allegany County,"; and in the same line, after "County" insert ", Kent County, Prince George's County, and St. Mary's County".

AMENDMENT NO. 2

On page 1, in line 22, before "**ANNE**" insert "**ALLEGANY COUNTY,**".

On page 2, in line 2, after "Howard County," insert "**KENT COUNTY,**"; in line 17, after "In" insert "**ALLEGANY COUNTY,**"; in line 18, strike "and"; and in the same line, after "County," insert "**KENT COUNTY, PRINCE GEORGE'S COUNTY, AND ST. MARY'S COUNTY,**".

The preceding 2 amendments were read only.

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

The motion was adopted.

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

Senate Bill 234 – Senators Young, Elfreth, Feldman, Griffith, Lee, Pinsky, Rosapepe, Washington, and West

AN ACT concerning

Natural Resources – State and Local Forest Conservation Funds

SB0234/104638/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 234
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and West" and substitute "West, Lam, Ellis, Nathan–Pulliam, Patterson, and Simonaire"; in line 4, after "bank" insert "in the same county or watershed"; strike beginning with "identified" in line 12 down through "mitigation" in line 14 and substitute "submitted to the Department a certain plan and accounting procedures"; in line 14, strike "acreage" and substitute "a certain amount of acres"; and in line 15, strike "fully".

AMENDMENT NO. 2

On page 3, in line 33, after "**BANK**" insert "**IN THE SAME COUNTY OR WATERSHED**".

On page 4, in line 18, after "**A**" insert "**GENERAL**"; and in the same line, strike "**FOR**".

On page 5, strike beginning with "**IDENTIFIED**" in line 13 down through "**PROJECT**" in line 16 and substitute "**SUBMITTED TO THE DEPARTMENT THE GENERAL PLAN AND ACCOUNTING PROCEDURES REQUIRED UNDER SUBSECTION (H–1) OF THIS SECTION**"; in line 17, strike "**THE ACREAGE**" and substitute "**AN EQUAL NUMBER OF ACRES**"; and in line 18, strike "**FULLY**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 285 – Senators Kagan, Augustine, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hester, Kelley, King, Kramer, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Environment – Expanded Polystyrene Food Service Products – Prohibition

SB0285/614637/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 285
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after the semicolon insert "providing that certain provisions of this Act do not prohibit a person from storing a food service product for later distribution outside the State;"; and in lines 12, 13, and 15, in each instance, strike "county health department" and substitute "unit of county government".

AMENDMENT NO. 2

On page 2, in line 25, strike "**FILLED AND SEALED**" and substitute "**PACKAGED**"; and in lines 27 and 28, strike "**FILLED AND SEALED**" and substitute "**PACKAGED**".

AMENDMENT NO. 3

On page 3, after line 24, insert:

"**(F) "UNIT OF COUNTY GOVERNMENT" INCLUDES:**

(1) A LOCAL HEALTH DEPARTMENT; OR

(2) A LOCAL ENVIRONMENTAL DEPARTMENT.".

On page 4, in line 18, strike "**COUNTY HEALTH DEPARTMENTS**" and substitute "**RELEVANT UNITS OF COUNTY GOVERNMENT**".

On page 5, in lines 3, 11, and 15, in each instance, strike "**COUNTY HEALTH DEPARTMENT**" and substitute "**UNIT OF COUNTY GOVERNMENT**".

AMENDMENT NO. 4

On page 4, after line 10, insert:

"**(C) THIS SECTION DOES NOT PROHIBIT A PERSON FROM STORING A FOOD STORAGE PRODUCT FOR LATER DISTRIBUTION OUTSIDE THE STATE.**".

The preceding 4 amendments were read and adopted.

Senator Hershey moved to make the Bill and Report a Special Order for February 27, 2019.

The motion was adopted.

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

Senate Bill 361 – Senators Hershey, Bailey, Carozza, and Eckardt

AN ACT concerning

Limited Fishing Guide License – Payment for Service – Alteration

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 393 – Chair, Joint Committee on Federal Relations

AN ACT concerning

Atlantic States Marine Fisheries Compact – Amendment I – Adoption

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 10

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

Senate Bill 226 – Senator West

AN ACT concerning

Election Law – Campaign Finance Violations – Injunctive Relief

SB0226/874430/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 226
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "authorizing" in line 3 down through "laws;" in line 6; in line 7, after "against" insert "a"; and in the same line, strike "persons" and substitute "campaign finance entity".

AMENDMENT NO. 2

On page 1, in line 19, strike the brackets; strike beginning with "**CHAIRMAN**" in line 19 down through "**BOARD**" in line 20; in line 22, after "**OF**" insert "**§ 13–309(A)(3) OR (6) OF**"; and strike beginning with "**THE**" in line 22 down through "**(1)**" in line 23.

On page 2, strike beginning with the semicolon in line 1 down through "**CANDIDATE**" in line 7.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 314 – Senators Lam and Guzzone

AN ACT concerning

Department of General Services – Energy–Conserving and Bird–Safe Building Standards
(Maryland Sustainable Buildings Act of 2019)

SB0314/604031/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 314
(First Reading File Bill)

On page 3, in line 7, strike "**PRECLUDE**" and substitute "**MINIMIZE THE RISK OF**"; and strike in their entirety lines 20 through 22, inclusive, and substitute:

"**(3) ANY TRANSPARENT PASSAGEWAY OR CORNER SHALL USE A MEASURE DESCRIBED IN ITEM (2)(I) THROUGH (V) OF THIS SUBSECTION;**".

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

Senate Bill 336 – Senator Carozza

AN ACT concerning

Somerset County – Commissioners – Residency Requirements

SB0336/914537/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 336
(First Reading File Bill)

On page 2, in line 4, after "**PRECEDING**" insert "**THE FILING DEADLINE FOR**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 465 – Senators King, Ferguson, Guzzone, Kagan, and Zucker

AN ACT concerning

Nonpublic Schools – Fire Drill Requirements – State Fire Prevention Code

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 513 – Senators Ellis, Feldman, Klausmeier, Patterson, Peters, Serafini, and Young

AN ACT concerning

State Board of Public Accountancy – Firm Permits – Attest Services

SB0513/484632/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 513
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Young" and substitute "Young, and Carozza".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

LETTERS OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

February 26, 2019

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 179	Chair, Appropriations Committee (By Request – Departmental – Public Safety and Correctional Services)
	Correctional Services – Patuxent Institution – Appointing Authority
	Reassigned to Finance

Read and ordered journalized.

SPECIAL ORDER CALENDAR NO. 14

Senate Bill 113 – Senators Hough, Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Jennings, Ready, Reilly, Salling, and West

AN ACT concerning

Public Safety – Handgun Permits – Payment of Fees

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Smith moved to reconsider the vote by which **Senate Bill 113** 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

SB0113/993922/1
BY: Senator Smith

AMENDMENTS TO SENATE BILL 113
(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and West" and substitute "West, and Smith"; in line 4, strike "may" and substitute "is required to"; and in line 5, strike "for payment by credit card" and substitute "any method of payment approved by the Secretary of State Police".

AMENDMENT NO. 2

On page 2, in line 14, strike "may" and substitute "**SHALL**"; strike beginning with the second "a" in line 14 down through "order" in line 15 and substitute "**A METHOD OF PAYMENT APPROVED BY THE SECRETARY**"; and in line 16, strike "**, OR CREDIT CARD**".

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

Affirmative – 33 Negative – 13 (See Roll Call No. 293)

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 294)

SENATE THIRD READING CALENDAR NO. 21 (GENERAL SENATE BILLS)
CONSENT NO. 1

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 347	The President	State Athletic Commission – Sunset Extension	EHE
SB 438	The President	Security Systems Technicians – Sunset Extension	EHE
SB 439	The President	State Board of Barbers – Sunset Extension	EHE
SB 440	The President	State Board of Cosmetologists – Sunset Extension	EHE
SB 585	The President	State Board of Waterworks and Waste Systems Operators – Fee Setting, Sunset Extension, and Program Evaluation	EHE
SB 671	The President	State Board of Well Drillers – Fee Setting, Sunset Extension, and Program Evaluation	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 – 46 Negative – 0 (See Roll Call No. 295)

The Bills were then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 22 (GENERAL SENATE BILLS)

Senate Bill 10 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Natural Resources – Oysters, Clams, and Clamming – Licenses and Regulations

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

Affirmative – 44 Negative – 0 (See Roll Call No. 296)

The Bill was then sent to the House of Delegates.

Senate Bill 143 – Senators Young, Elfreth, Feldman, Guzzone, Kagan, Klausmeier, Kramer, Lam, Lee, Nathan–Pulliam, Smith, Washington, West, and Zirkin

AN ACT concerning

Cownose Ray Fishery Management Plan and Moratorium on Contests

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

Affirmative – 46 Negative – 0 (See Roll Call No. 297)

The Bill was then sent to the House of Delegates.

Senate Bill 184 – Senator Kagan

AN ACT concerning

State Board of Elections – Open Meetings – Video Streaming and Recording (State Board of Elections Transparency Act)

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

Affirmative – 45 Negative – 0 (See Roll Call No. 298)

The Bill was then sent to the House of Delegates.

Senate Bill 221 – Senators Kelley, Beidle, Benson, Carter, Cassilly, Eckardt, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hough, Jennings, Kagan, Klausmeier, Kramer, Lam, Lee, McCray, Nathan–Pulliam, Patterson, Peters, Rosapepe, Serafini, Smith, Waldstreicher, Washington, West, and Young

AN ACT concerning

Workgroup on Establishing an Independent School Board for the Juvenile Services Education System

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

Affirmative – 46 Negative – 0 (See Roll Call No. 299)

The Bill was then sent to the House of Delegates.

Senate Bill 230 – Senator Hough

AN ACT concerning

Election Law – Canvassing of Absentee Ballots – Reporting Unofficial Results

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

Affirmative – 46 Negative – 0 (See Roll Call No. 300)

The Bill was then sent to the House of Delegates.

Senate Bill 272 – Senators Carozza, Eckardt, Edwards, and Serafini

AN ACT concerning

State Correctional Facilities – Correctional Officers – Background Check

Senator Carter moved to make the Bill a Special Order for February 27, 2019.

The motion was adopted.

Senate Bill 300 – Senators Benson, Guzzone, Hayes, Klausmeier, Lee, McCray, Patterson, and Rosapepe

AN ACT concerning

Prevailing Wage Rates – Public Work Contracts – Suits by Employees

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

Affirmative – 31 Negative – 15 (See Roll Call No. 301)

The Bill was then sent to the House of Delegates.

Senate Bill 391 – Senators Feldman, Klausmeier, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Ferguson, Griffith, Guzzone, Hayes, Hester, Kagan, Kelley, King, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker

EMERGENCY BILL

AN ACT concerning

~~Unemployment Insurance –~~ Civilian Federal Employees – Unemployment Insurance Benefits and Federal Government Shutdown Employee Assistance Loan Fund
(Federal Shutdown Paycheck Protection Act)

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

Affirmative – 45 Negative – 1 (See Roll Call No. 302)

The Bill was then sent to the House of Delegates.

QUORUM CALL

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

(See Roll Call No. 303)

ADJOURNMENT

At 12:54 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Wednesday, February 27, 2019.

Annapolis, Maryland
Wednesday, February 27, 2019
10:00 A.M. Session

The Senate met at 11:09 A.M.

RECESS

At 11:19 A.M. on motion of Senator Guzzone the Senate recessed until 11:30 A.M. on Wednesday, February 27, 2019.

AFTER RECESS
Annapolis, Maryland
Wednesday, February 27, 2019

At 11:34 A.M. the Senate resumed its session.

Prayer by Pastor Dennis Whitmore, Hilltop Christian Fellowship, 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. 305)

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

The Journal of February 27, 2019 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 290 – Senator Sarah K. Elfreth and Senator Edward Reilly:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
South River High School Girls Lacrosse Team
in recognition of
your winning the class 4A Maryland 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 27th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 306)

Senate Resolution No. 329 – Senator Cheryl C. Kagan:

Be it hereby known to all that

The Senate of Maryland
offers its sincerest congratulations to
The Quince Orchard High School Football Team
in recognition of
your winning the Class 4A State Football Championship and being named to the 14th Annual MaxPreps Tour of Champions.
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 27th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 42 Negative – 0 (See Roll Call No. 307)

INTRODUCTORY SENATE BILLS NO. 37

Senate Bill 1011 – Senator Peters

AN ACT concerning

Prince George's County – Public School Construction – Prince George's County Alternative Financing Fund

FOR the purpose of exempting certain public school construction projects that use alternative financing methods and that receive State funding from certain requirements; requiring public school construction projects in Prince George's County that use alternative financing methods and that receive State funding to comply with certain requirements and a certain memorandum of understanding; establishing the Prince George's County Alternative Financing Fund as a special fund; specifying the purpose of the Fund; requiring the Prince George's County public school system to administer the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; altering the distribution of certain State lottery revenues and requiring the Comptroller to distribute certain State lottery revenues in the Prince George's County Alternative Financing Fund; defining a certain term; and generally relating to alternative financing for school construction in Prince George's County.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–126
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY adding to
Article – Education

Section 4–126.1
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–120
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 1012 – Senator Feldman

AN ACT concerning

Public Health – Death Certificates – Completion and Cause of Death Report

FOR the purpose of authorizing a physician designated by the State Anatomy Board to complete a death certificate under certain circumstances; requiring a certain physician to enter certain information in a certain section of a death certificate; requiring the State Anatomy Board, under certain circumstances, to send to the Secretary of Health a report of the cause of death for entry on a certain death certificate; and generally relating to death certificates.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 4–212
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 1013 – Senators Serafini and Gallion

AN ACT concerning

Public Safety – Task Force on Volunteer Fire Companies and Rescue Squads

FOR the purpose of establishing the Task Force on Volunteer Fire Companies and Rescue Squads; providing for the composition, chair, and staffing of the Task Force; prohibiting a member of the Task Force from receiving certain compensation, but authorizing the reimbursement of certain expenses; requiring the Task Force to study and make recommendations regarding certain matters relating to staffing and recruitment for volunteer fire companies and rescue squads; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before a certain date; providing for the termination of this Act; and

generally relating to the Task Force on Volunteer Fire Companies and Rescue Squads.

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

Senate Bill 1014 – Senators Patterson and Benson

AN ACT concerning

Assembly Areas – State–Funded Construction or Renovation – Assisted Listening System Requirement

FOR the purpose of requiring certain recipients of State funds to install an assistive listening system in an assembly area during construction or renovation of the assembly area under certain circumstances; authorizing certain recipients of State funds to apply for a waiver from the requirement of a certain provision of this Act under certain circumstances; requiring that the waiver request include a certain description; establishing the Hearing Accessibility Advisory Board; requiring the Secretary of the Department of General Services to appoint the members of the Board; requiring the Board to consist of certain individuals and consumers; requiring the Board to consult with certain stakeholders, make certain recommendations, consider applications for waivers, and monitor compliance and investigate complaints; requiring the Department to adopt certain regulations; providing that this Act does not require certain agencies or recipients to retrofit existing facilities that are not undergoing renovation; authorizing a person to bring a civil action for a certain violation and under certain circumstances; prohibiting a person from being required to take any other action before bringing a certain civil action under certain circumstances; authorizing a court to grant certain relief, assess a certain civil penalty, and award certain other relief in a certain action; requiring that a certain court order include a certain requirement; defining certain terms; providing for the application of this Act; and generally relating to assistive listening systems in State–funded construction or renovation of assembly areas.

BY adding to
Article – State Finance and Procurement
Section 4–410
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 1015 – Senators Patterson, Benson, and Rosapepe

AN ACT concerning

Prince George's County – New Homes – Correction of Drainage Defects PG 408–19

FOR the purpose of requiring the governing body of Prince George's County to establish a program for the correction of drainage defects in new homes in the county under certain circumstances; requiring the program to include certain procedures; requiring the county to arrange to complete and seek reimbursement for the correction of a drainage defect under certain circumstances; defining certain terms; providing for a delayed effective date; and generally relating to drainage defects in new homes in Prince George's County.

BY adding to
Article – Local Government
Section 1–1313
Annotated Code of Maryland
(2013 Volume and 2018 Supplement)

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

Senate Bill 1016 – Senators Patterson, Benson, and Nathan–Pulliam

AN ACT concerning

Education – Voluntary Ethical Special Education Advocate Certificate Program

FOR the purpose of requiring the State Department of Education to establish the Voluntary Ethical Special Education Advocate Certificate Program on or before a certain date; specifying the purpose of the Program; specifying certain qualifications and application procedures for a certain certificate; requiring the Department to issue a certificate to any applicant who meets certain requirements; authorizing an applicant to petition for judicial review of a decision of the Department that relates to issuing or renewing a certificate; providing that a certificate authorizes an individual to represent to the public that the individual is a certified ethical special education advocate while the certificate is effective; providing for the renewal of a certificate; requiring the Department to adopt certain regulations; defining a certain term; providing for the construction of this Act; and generally relating to the Voluntary Ethical Special Education Advocate Certificate Program.

BY adding to
Article – Education
Section 8–420
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

MOTION

Senator Peters moved to suspend the rules to allow **Senate Bill 1011** to be referred to the committee of jurisdiction.

The motion was adopted.

Senate Bill 1011 – Senator Peters

AN ACT concerning

Prince George's County – Public School Construction – Prince George's County Alternative Financing Fund

Read the first time and referred to the Committee on Budget and Taxation.

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 31

February 27, 2019

1.	Sen. Hershey	Queen Anne's County High Schools Synthetic Turf Fields	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 6

House Bill 60 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Department of Labor, Licensing, and Regulation – Renaming

FOR the purpose of renaming the Department of Labor, Licensing, and Regulation to be the Maryland Department of Labor; renaming the Secretary of Labor, Licensing, and Regulation to be the Secretary of Labor; providing that the Maryland Department of Labor is the successor of the Department of Labor, Licensing, and Regulation; providing that certain names and titles of a certain unit and officials in laws and other documents mean the names and titles of the successor unit and officials; providing for the continuity of certain matters and persons; providing that letterhead, business cards, and other documents reflecting the renaming of the Department of Labor, Licensing, and Regulation may not be used until all letterhead, business cards, and other documents already in print and reflecting the name of the

Department of Labor, Licensing, and Regulation before the effective date of this Act are used; requiring the publisher of the Annotated Code, in consultation with the Department of Legislative Services, to correct cross–references and terminology in the Code that are rendered incorrect by this Act; and generally relating to the renaming of the Department of Labor, Licensing, and Regulation and the Secretary of Labor, Licensing, and Regulation.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 1–101(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 1–101(f) and (h); and 2–101 and 2–102(a) to be under the amended title "Title 2. Maryland Department of Labor"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 8–201(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 8–201(b)(13)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

House Bill 122 – Delegates Dumais~~, Arikan~~, Atterbeary, Barron, Bartlett, Crutchfield, W. Fisher~~, Grammer~~, Hettleman, Lopez, Malone~~, McComas~~, Moon, Shetty, and Sydnor

AN ACT concerning

Protective Orders – Relief Eligibility – Rape and Sexual Offenses

FOR the purpose of removing rape and certain sexual offenses from the list of offenses alleged to have been committed by a certain respondent against a certain victim for which ~~a peace order request or~~ a peace order petition may be filed under certain circumstances; altering the definition of "person eligible for relief" for purposes of certain provisions of law relating to domestic violence protective orders to include an

individual who alleges the commission of certain acts against the individual by a certain respondent; and generally relating to peace orders and protective orders.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section ~~3–8A–19.1 and~~ 3–1503(a)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Family Law
Section 4–501(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Family Law
Section 4–501(m)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

SPECIAL ORDER CALENDAR NO. 15

Senate Bill 285 – Senators Kagan, Augustine, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hester, Kelley, King, Kramer, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Environment – Expanded Polystyrene Food Service Products – Prohibition

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

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0285/903723/1
BY: Senator Kagan

AMENDMENT TO SENATE BILL 285

(First Reading File Bill)

On page 4, in lines 6 and 8, in each instance, strike "**JANUARY**" and substitute "**JULY**".

The preceding amendment was read only.

Senator Kagan moved that the Bill and Amendment be laid over under the Rule.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 308)

SENATE THIRD READING CALENDAR NO. 23 (GENERAL SENATE BILLS)

Senate Bill 42 – Senator McCray

AN ACT concerning

Baltimore City – Fines, Fees, and Other Monetary Payments – Methods of Payment

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

Affirmative – 46 Negative – 0 (See Roll Call No. 309)

The Bill was then sent to the House of Delegates.

RULES COMMITTEE REPORT NO. 4

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Executive Nominations and the Committee on Judicial Proceedings:

Senate Bill 1000 – Senators Beidle, Augustine, Carter, Elfreth, Ellis, Feldman, Ferguson, Guzzone, Hayes, Kagan, Lam, Lee, Miller, Peters, Rosapepe, Smith, Washington, Young, and Zucker

AN ACT concerning

Public Safety – Handgun Permit Review Board – Repeal

Senator Jennings moved to make the Bill a Special Order for February 28, 2019.

The motion was adopted.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1004 – Senators Pinsky and Jennings

AN ACT concerning

Election Law – Election Calendar and Processes – Revisions

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1010 – Senator Hershey

AN ACT concerning

Maryland Health Care Commission – Assessment of Services at the University of Maryland Shore Medical Center in Chestertown

The Bill was re–referred to the Committee on Finance.

QUORUM CALL

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

(See Roll Call No. 310)

ADJOURNMENT

At 12:07 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Thursday, February 28, 2019 in Honor of Robert Snyder.

Annapolis, Maryland
Thursday, February 28, 2019
10:00 A.M. Session

The Senate met at 10:15 A.M.

Prayer by Minister Brent Alderman, Annapolis Capitol Commission; guest of Senator Serafini.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 312)

The Journal of February 27, 2019 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 291 – Senator Brian J. Feldman:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
The Tuberous Sclerosis Alliance of Maryland
in recognition of
your outstanding commitment to promote awareness of Tuberous Sclerosis Complex (TSC), find a cure, treat and empower the TSC community
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 28th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 313)

Senate Resolution No. 328 – Senator Jim Rosapepe:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to

MPowering the State
in recognition of
the successful partnership of the University of Maryland, Baltimore, and the University of Maryland College Park, bringing their resources together to address the challenges facing our state.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 28th day of February 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 45 Negative – 0 (See Roll Call No. 314)

ANNOUNCEMENT RECOGNIZING THE ZONTA INTERNATIONAL CLUB FOR 100 YEARS SERVICE.

INTRODUCTORY SENATE BILLS NO. 38

Senate Bill 1017 – Senators Zirkin and Miller

AN ACT concerning

Criminal Procedure – Office of the Public Defender – Definition of Serious Offense

FOR the purpose of altering a certain definition of "serious offense" to remove a certain limitation on offenses that are included for purposes relating to representation by the Office of the Public Defender; and generally relating to the Office of the Public Defender.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 16–101(a) and 16–204(b)(1)(i)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 16–101(h)
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 1018 – Senator Hershey

AN ACT concerning

Health Facilities – Chestertown Rural Health Care Delivery Innovations Pilot Program

FOR the purpose of establishing the Chestertown Rural Health Care Delivery Innovations Pilot Program in the Maryland Department of Health; providing for the purpose of the Pilot Program; requiring the Department, the Maryland Health Care Commission, and the Health Services Cost Review Commission, in collaboration with a certain entity, to administer the Pilot Program; requiring the Department, in collaboration with University of Maryland Shore Regional Health, to employ a certain Director to administer the Pilot Program; requiring the Secretary of Health to appoint a certain Advisory Committee to advise the Director and University of Maryland Shore Regional Health; requiring that the Pilot Program use certain data to define certain services needed at the University of Maryland Shore Medical Center at Chestertown, clearly define certain transportation requirements, establish a certain payment model, identify and address certain regulatory barriers, and seek certain innovative approaches; requiring the Department to provide certain additional support to a certain entity during the Pilot Program for certain purposes; requiring that the Department report to the Governor and the General Assembly on certain recommendations on or before certain dates; defining a certain term; providing for the termination of this Act; and generally relating to the Chestertown Rural Health Care Delivery Innovations Pilot Program.

BY adding to
Article – Health – General
Section 2–1001 to be under the new subtitle "Subtitle 10. Chestertown Rural Health Care Delivery Innovations Pilot Program"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 1019 – Senator Reilly

AN ACT concerning

Anne Arundel County – Property Tax Credit – Rural Legacy Program

FOR the purpose of authorizing the governing body of Anne Arundel County to grant, by law, a property tax credit against the county property tax imposed on real property that is located in a certain area and for which the property owner has sold certain development rights under the Rural Legacy Program; providing for the application of this Act; and generally relating to a property tax credit for property that is subject to the Rural Legacy Program.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–303(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1020 – Senators Nathan–Pulliam and Kelley

AN ACT concerning

Campaign Finance – Out–of–State Political Committees

FOR the purpose of altering the circumstances under which an out–of–state political committee is required to register with the State Board of Elections; requiring an out–of–state political committee to pay a registration fee of a certain amount; prohibiting an out–of–state political committee from being considered registered until the registration fee has been paid; requiring an out–of–state political committee to file a separate registration form for each election year in which the out–of–state political committee participates; altering the contents of certain reports that an out–of–state political committee must file; altering the sanctions imposed on an out–of–state political committee for failure to file certain reports; requiring the State Board to assess a late filing fee on an out–of–state political committee for failure to file certain reports; providing for the amount of, payment of, use of, and other matters concerning late filing fees; providing that the failure to provide certain information shall be deemed a failure to file and renders the report overdue; requiring that certain reports be considered not filed and overdue under certain circumstances; prohibiting an out–of–state political committee from participating in any election under certain circumstances; prohibiting an out–of–state political committee from making a disbursement to an affiliated entity for certain purposes; defining a certain term; making stylistic changes; and generally relating to out–of–state political committees.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 13–301
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

Senate Bill 1021 – Senator Ready

AN ACT concerning

Vehicle Laws – Title Service Agents – Electronic Collection and Remission of Vehicle Excise Taxes

FOR the purpose of authorizing a title service agent to electronically collect and remit certain vehicle excise taxes under certain circumstances; and generally relating to electronic collection and remission of vehicle excise taxes by title service agents.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 13–610
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 15–608
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1022 – Senator Guzzone

AN ACT concerning

Corporate Income Tax – Single Sales Factor Apportionment Exemption – Worldwide Headquartered Company Election

FOR the purpose of altering the number of employees certain worldwide headquartered companies must employ at a certain location in the State in order to elect to use a certain formula to apportion certain income to the State; providing for the application of this Act; and generally relating to the apportionment formula under the Maryland income tax for corporations.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–402
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

Senate Bill 1023 – Senator Jennings (By Request)

AN ACT concerning

Education – Public Schools – Character Education

FOR the purpose of requiring the State Board of Education to develop guidelines for instruction in character education on or before a certain date; requiring each county board of education to require each public school in the county to provide instruction in character education to all students in certain grades beginning in a certain school year; and generally relating to character education in public schools.

BY adding to
Article – Education
Section 7–125
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 1024 – Senators Smith and Patterson

AN ACT concerning

Criminal Law – Crimes Related to Licensed Gaming – Penalties

FOR the purpose of prohibiting a person from cheating at a certain game; prohibiting a person from altering or misrepresenting the outcome of a certain game under certain circumstances; prohibiting a person from placing, increasing, or decreasing a bet or determining the course of certain play after acquiring certain knowledge; prohibiting a person from claiming, collecting, or taking or attempting to claim, collect, or take money or anything of value in or from a certain game, with intent to defraud, under certain circumstances; prohibiting a person from placing or increasing a certain bet after acquiring certain knowledge; prohibiting a person from reducing the amount wagered or cancelling a certain bet after acquiring certain knowledge; prohibiting a person from manipulating or using artifice on a certain device in a certain manner, with the intent to cheat; prohibiting a person from facilitating the manipulation of a certain component of a gaming device in a certain manner with a certain intent; prohibiting a person from offering, promising, or giving anything of value to another person for the purpose of influencing the outcome of a certain race, sporting event, contest, or game or to place, increase, or decrease a certain wager after acquiring certain knowledge; prohibiting a person from changing or altering the normal outcome of a certain game, with a certain intent; prohibiting a person from using, possessing with the intent to use, or assisting another person in using or possessing with the intent to use a certain device, software, or hardware for certain purposes; prohibiting a person from possessing, using, selling, or manufacturing certain counterfeit wagering instruments; prohibiting a person from possessing, using, selling, or manufacturing a certain counterfeit item used for certain purposes; prohibiting a person from using certain wagering instruments in the play or use of a certain game, equipment, or system; prohibiting a certain person possessing a device intended to violate certain provisions of law, a certain key or device designed for a certain purpose, or certain paraphernalia; prohibiting a person from manufacturing,

selling, or distributing a card, chip, die, game, or device that is intended for a certain purpose; prohibiting a person from marking, altering, or otherwise modifying a gaming device or certain equipment in a certain manner; prohibiting a person from instructing another in cheating a certain game or in the use of a certain device with a certain knowledge or intent; providing penalties for a violation of this Act; providing for the determination of the value of certain property or services; providing that a certain course of conduct may be considered as one crime and the value of certain property or services may be aggregated for certain purposes; providing for the application of this Act; making the provisions of this Act severable; defining certain terms; and generally relating to gaming.

BY adding to
Article – Criminal Law
Section 12–401 through 12–406 to be under the new subtitle "Subtitle 4. Crimes Related to Licensed Gaming"
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1025 – Senator Serafini

AN ACT concerning

Sales and Use Tax – Machinery for Counters, Countertops, or Cabinetry – Exemption

FOR the purpose of exempting from the sales and use tax sales of certain machinery and equipment to be used to manufacture certain types of counters, countertops, or cabinetry; and generally relating to a sales and use tax exemption for machinery and equipment used to manufacture counters, countertops, or cabinetry.

BY adding to
Article – Tax – General
Section 11–210(f)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

LAID OVER CALENDAR NO. 8

Senate Bill 285 – Senators Kagan, Augustine, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hester, Kelley, King, Kramer, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Environment – Expanded Polystyrene Food Service Products – Prohibition

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENT (1) OFFERED FROM THE FLOOR BY SENATOR KAGAN.

FLOOR AMENDMENT

SB0285/903723/1
BY: Senator Kagan

AMENDMENT TO SENATE BILL 285
(First Reading File Bill)

On page 4, in lines 6 and 8, in each instance, strike "**JANUARY**" and substitute "**JULY**".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0285/153329/1
BY: Senator Eckardt

AMENDMENT TO SENATE BILL 285
(First Reading File Bill)

On page 2, in line 18, after "**CUPS;**" insert "**AND**"; in line 19, strike "**AND VEGETABLE**"; and strike beginning with the semicolon in line 19 down through "**CARTONS**" in line 20.

On page 3, in line 2, after "**POULTRY,**" insert "**EGGS,**"; in line 3, after "**CONSUMPTION**" insert "**OR IN–STORE DISPLAY**"; in the same line, strike "**OR**"; and in line 4, after "**PRODUCTS**" insert "**;**

(V) EGG CARTONS; OR

(VI) MATERIALS USED TO PACKAGE PRODUCE".

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

Affirmative – 15 Negative – 32 (See Roll Call No. 315)

FLOOR AMENDMENT

SB0285/563229/1
BY: Senator Jennings

AMENDMENTS TO SENATE BILL 285, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 17, after "regulations;" insert "requiring the Department of the Environment to study the environmental impacts of alternatives to expanded polystyrene food service products and submit its findings to the Governor and the General Assembly on or before a certain date; providing for the application of certain provisions of this Act;".

AMENDMENT NO. 2

On page 4 of the bill, in lines 6 and 8, in each instance, strike "**ON**" and substitute "**EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, ON**"; and after line 10, insert:

"**(C) THIS SECTION DOES NOT APPLY TO A FOOD SERVICE BUSINESS OR SCHOOL THAT IS LOCATED IN A COUNTY OR MUNICIPALITY THAT IMPLEMENTS A PROGRAM TO RECYCLE EXPANDED POLYSTYRENE WITHIN THE COUNTY OR MUNICIPALITY.**".

AMENDMENT NO. 3

On page 2 of the Education, Health, and Environmental Affairs Committee Amendments (SB0285/614637/1), in line 2 of Amendment No. 4, strike "**(C)**" and substitute "**(D)**".

AMENDMENT NO. 4

On page 5 of the bill, after line 18, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That on or before December 1, 2019, the Department of the Environment shall study the environmental impacts of alternatives to expanded polystyrene food service products and submit its findings to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.";

and line 19, strike "2." and substitute "3.".

The preceding 4 amendments were read and rejected by a roll call vote as follows:

Affirmative – 15 Negative – 31 (See Roll Call No. 316)

FLOOR AMENDMENT

SB0285/253522/1
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 285
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 17, after "regulations;" insert "making this Act subject to a certain contingency;".

AMENDMENT NO. 2

On page 4, in line 22, strike the second "**AND**"; and in line 23, after "**EVENTS**" insert "**; AND**

(5) INFORMATION ON THE PROHIBITION OF LITTER AS DEFINED IN § 10–110 OF THE CRIMINAL LAW ARTICLE".

On page 5, after line 18, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That Section 1 of this Act is contingent on the completion of a comprehensive study on regional litter in the State by the Department of the Environment. The Department of the Environment shall notify the Department of Legislative Services within 5 days after the completion of the comprehensive study. If notice of the completion of the comprehensive study is not received by the

Department of Legislative Services on or before December 31, 2019, this Act, with no further action required by the General Assembly, shall be null and void.";

in line 19, strike "2." and substitute "3."; and in the same line, after "That" insert ", subject to Section 2 of this Act,".

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

Affirmative – 15 Negative – 31 (See Roll Call No. 317)

FLOOR AMENDMENT

SB0285/493526/1
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 285, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, before "requiring" insert "exempting certain organizations from certain prohibitions;".

AMENDMENT NO. 2

On page 4, before line 11, insert:

"**(D) THE PROHIBITIONS IN THIS SECTION DO NOT APPLY TO:**

(1) RELIGIOUS ORGANIZATIONS;

(2) SERVICE ORGANIZATIONS; OR

(3) NONPROFIT ORGANIZATIONS.".

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

Affirmative – 17 Negative – 29 (See Roll Call No. 318)

FLOOR AMENDMENT

SB0285/843126/1

BY: Senator Eckardt

AMENDMENTS TO SENATE BILL 285
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Prohibition" insert "and Recycling"; in line 5, after "Act;" insert "authorizing a county, municipality, or other local government to partner with certain entities to establish an expanded polystyrene recycling program;"; and in line 21, strike "9–2207" and substitute "9–2208".

AMENDMENT NO. 2

On page 4, after line 5, insert:

"**A COUNTY, MUNICIPALITY, OR OTHER LOCAL GOVERNMENT MAY PARTNER WITH LOCAL BUSINESSES OR OTHER COUNTIES, MUNICIPALITIES, OR LOCAL GOVERNMENTS TO ESTABLISH AN EXPANDED POLYSTYRENE RECYCLING PROGRAM.**

9–2204.".

On page 4, in lines 11, 24, and 26, strike "**9–2204.**", "**9–2205.**", and "**§ 9–2203(B)**", respectively, and substitute "**9–2205.**", "**9–2206.**", and "**§ 9–2204(B)**", respectively.

On page 5, in lines 2, 3, 7, 8, 16, and 17, strike "**9–2206.**", "**§ 9–2203**", "**§ 9–2203(A)**", "**§ 9–2203(B)**", "**§ 9–2203**", and "**9–2207.**", respectively, and substitute "**9–2207.**", "**§ 9–2204**", "**§ 9–2204(A)**", "**§ 9–2204(B)**", "**§ 9–2204**", and "**9–2208.**", respectively.

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

Affirmative – 16 Negative – 30 (See Roll Call No. 319)

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 15

Senate Bill 272 – Senators Carozza, Eckardt, Edwards, and Serafini

AN ACT concerning

State Correctional Facilities – Correctional Officers – Background Check

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Jennings moved to make the Bill a Special Order for March 6, 2019.

The motion was adopted.

LAID OVER CALENDAR NO. 7

Senate Bill 99 – **Senators Elfreth, Reilly, and Beidle**

AN ACT concerning

Anne Arundel County – Public Safety – Buildings Used for Agritourism

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

SB0099/714630/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 99
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Beidle" and substitute "Beidle, and Patterson"; in line 2, strike "Anne Arundel County –"; in lines 3 and 5, in each instance, strike "Anne Arundel County" and substitute "certain counties"; in line 7, after "in" insert "Allegany County,"; and in the same line, after "County" insert ", Kent County, Prince George's County, and St. Mary's County".

AMENDMENT NO. 2

On page 1, in line 22, before "**ANNE**" insert "**ALLEGANY COUNTY,**".

On page 2, in line 2, after "Howard County," insert "**KENT COUNTY,**"; in line 17, after "In" insert "**ALLEGANY COUNTY,**"; in line 18, strike "and"; and in the same line, after "County," insert "**KENT COUNTY, PRINCE GEORGE'S COUNTY, AND ST. MARY'S COUNTY,**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0099/373527/1
BY: Senator Jennings

AMENDMENTS TO SENATE BILL 99
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 7, after "Arundel" insert "County, Baltimore".

AMENDMENT NO. 2
On page 1, in line 22, after "**COUNTY,**" insert "**BALTIMORE COUNTY,**".

On page 2, in line 17, after "**COUNTY,**" insert "**BALTIMORE COUNTY,**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 314 – Senators Lam and Guzzone

AN ACT concerning

Department of General Services – Energy–Conserving and Bird–Safe Building Standards
(Maryland Sustainable Buildings Act of 2019)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB0314/604031/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 314
(First Reading File Bill)

On page 3, in line 7, strike "**PRECLUDE**" and substitute "**MINIMIZE THE RISK OF**"; and strike in their entirety lines 20 through 22, inclusive, and substitute:

"**(3) ANY TRANSPARENT PASSAGEWAY OR CORNER SHALL USE A MEASURE DESCRIBED IN ITEM (2)(I) THROUGH (V) OF THIS SUBSECTION;**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted by roll call vote as follows:

Affirmative – 29 Negative – 18 (See Roll Call No. 320)

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 5

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 96 – Senators Washington, Carter, Ferguson, Hayes, and McCray

AN ACT concerning

Baltimore City – Tax Sales of Real Property – Water Liens
(Water Taxpayer Protection Act of 2019)

SB0096/529233/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 96
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and McCray" and substitute "McCray, and Nathan–Pulliam"; in line 4, after the first "of" insert "requiring the collector in Baltimore City to withhold from tax sale certain places of worship if the taxes on the property consist only of a lien for unpaid charges for water and sewer service;"; in lines 7 and 8, strike "places of worship" and substitute "real property owned by religious groups or organizations"; in line 12, strike ", subject to a certain exception"; strike beginning with "prohibiting" in line

13 down through "circumstances;" in line 14; and in line 21, after "Section" insert "14–811(b) and".

AMENDMENT NO. 2

On page 2, after line 1, insert:

"14–811.

(b) (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) In Baltimore City, the collector shall withhold from sale owner–occupied residential property, when the total taxes on the property, including interest and penalties, amount to less than $750.

(3) In Baltimore City, the collector shall withhold from sale residential property **OR PROPERTY THAT IS EXEMPT FROM TAXATION UNDER § 7–204(1) OR (2) OF THIS ARTICLE**, if the taxes on the property consist only of a lien for unpaid charges for water and sewer service.".

AMENDMENT NO. 3

On page 2, in lines 8 and 9 and 14, in each instance, strike "**USED EXCLUSIVELY AS A PLACE OF WORSHIP**" and substitute "**THAT IS EXEMPT FROM TAXATION UNDER § 7–204(1) OR (2) OF THIS ARTICLE**".

AMENDMENT NO. 4

On page 2, strike beginning with "**(1)**" in line 19 down through "**THIS**" in line 20 and substitute "**THIS**"; and strike in their entirety lines 22 through 26, inclusive.

Senator Ferguson moved the Bill be recommitted.

The motion was adopted.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 296 – Senators King and Feldman

AN ACT concerning

Property Tax – Exemptions – Nonprofit Charitable Museums

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 368 – Senators West, Eckardt, Salling, Serafini, Waldstreicher, and Young

AN ACT concerning

Baltimore–Washington International Thurgood Marshall Airport – Security Screening Checkpoint – Charitable Donations

SB0368/419231/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 368
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "for" in line 7 down through "terms" in line 9 and substitute "to the Department of Disabilities to be used only for certain programs for individuals with disabilities; defining a certain term".

AMENDMENT NO. 2

On page 1, in line 20, strike "**(1)**"; and strike beginning with the first "**THE**" in line 20 down through "**DONATION**" in line 22 and substitute "**, "DONATION**".

On page 2, strike in their entirety lines 1 through 3, inclusive; and strike beginning with the colon in line 8 down through "**PROGRAM**" in line 11 and substitute "**APPROPRIATED FOR THE DEPARTMENT OF DISABILITIES TO BE USED ONLY TO SUPPORT TRANSITIONAL HOUSING PROGRAMS FOR INDIVIDUALS WITH DISABILITIES**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 654 – Senators Hester and Zucker

AN ACT concerning

Property Tax Credit – Elderly Individuals – Eligibility

SB0654/479634/2

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 654
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after "Hester" strike "and" and substitute a comma; and in the same line, after "Zucker" insert ", Eckardt, Edwards, Elfreth, Ferguson, Griffith, Guzzone, King, McCray, Peters, Rosapepe, Salling, and Serafini".

AMENDMENT NO. 2

On page 1, in line 3, strike "altering the" and substitute "authorizing the Mayor and City Council of Baltimore City or the governing body of a county or municipality to provide, by law, the minimum"; in line 4, strike beginning with "for" through "eligibility" and substitute "in order to be eligible"; in line 6, after "tax;" insert "altering a certain definition;"; and strike beginning with "and" in line 21 down through "years" in line 22.

On page 2, in line 18, after "(2)" insert "**THE MINIMUM NUMBER OF YEARS THAT AN ELIGIBLE INDIVIDUAL NOT DESCRIBED UNDER SUBSECTION (A)(3)(II) OR (III) OF THIS SECTION MUST HAVE RESIDED IN THE SAME DWELLING;**

(3)";

and in lines 19 and 21, strike "(3)" and "(4)", respectively, and substitute "**(4)**" and "**(5)**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0654/863521/1
BY: Senator Zucker

AMENDMENTS TO SENATE BILL 654, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 3, after "years" insert ", not exceeding a certain number of years,".

AMENDMENT NO. 2

In the Budget and Taxation Committee Amendments (SB0654/479634/2), in line 6 of Amendment No. 2, after "**YEARS**" insert "**, NOT TO EXCEED 40 YEARS,**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 6

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

House Bill 129 – Delegates Busch and Cain

AN ACT concerning

Mandated Appropriation – City of Annapolis – Services

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 16

Senate Bill 1000 – Senators Beidle, Augustine, Carter, Elfreth, Ellis, Feldman, Ferguson, Guzzone, Hayes, Kagan, Lam, Lee, Miller, Peters, Rosapepe, Smith, Washington, Young, and Zucker

AN ACT concerning

Public Safety – Handgun Permit Review Board – Repeal

STATUS OF BILL: QUESTION IS ON THE MOTION TO REREFER THE BILL JOINTLY TO THE COMMITTEE ON EXECUTIVE NOMINATIONS AND THE COMMITTEE ON JUDICIAL PROCEEDINGS.

The motion was adopted by a roll call vote as follows:

Affirmative – 31 Negative – 15 (See Roll Call No. 321)

The Bill was re–referred to the Committee on Executive Nominations and the Committee on Judicial Proceedings.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 322)

SENATE THIRD READING CALENDAR NO. 24 (GENERAL SENATE BILLS)

Senate Bill 93 – Senator Reilly

AN ACT concerning

Anne Arundel County – Controlled Water Ski Area in Maynadier Creek – Operation of Vessel – Hours of Operation

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

Affirmative – 45 Negative – 1 (See Roll Call No. 323)

The Bill was then sent to the House of Delegates.

Senate Bill 95 – ~~Senator Simonaire~~ Senators Simonaire and Bailey

AN ACT concerning

Natural Resources – Recreational License Donation Program and Fund – ~~Program Extension and Monetary Donations via Electronic Licensing~~ Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 324)

The Bill was then sent to the House of Delegates.

Senate Bill 113 – Senators Hough, Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Jennings, Ready, Reilly, Salling, ~~and West~~ West, and Smith

SECOND PRINTING

AN ACT concerning

Public Safety – Handgun Permits – Payment of Fees

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

Affirmative – 44 Negative – 3 (See Roll Call No. 325)

The Bill was then sent to the House of Delegates.

Senate Bill 178 – Senator Eckardt

AN ACT concerning

Behavioral Health Programs – Medical Directors – Telehealth

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

Affirmative – 47 Negative – 0 (See Roll Call No. 326)

The Bill was then sent to the House of Delegates.

Senate Bill 220 – Senator Kelley

AN ACT concerning

Maryland Medical Assistance Program – Coverage of Dental Services – Repeal of Contingency

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

Affirmative – 46 Negative – 0 (See Roll Call No. 327)

The Bill was then sent to the House of Delegates.

Senate Bill 226 – Senator West

AN ACT concerning

Election Law – Campaign Finance Violations – Injunctive Relief

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

Affirmative – 46 Negative – 1 (See Roll Call No. 328)

The Bill was then sent to the House of Delegates.

Senate Bill 234 – Senators Young, Elfreth, Feldman, Griffith, Lee, Pinsky, Rosapepe, Washington, ~~and West~~ West, Lam, Ellis, Nathan–Pulliam, Patterson, and Simonaire

AN ACT concerning

Natural Resources – State and Local Forest Conservation Funds

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

Affirmative – 47 Negative – 0 (See Roll Call No. 329)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 25 (GENERAL SENATE BILLS)

Senate Bill 336 – Senator Carozza

AN ACT concerning

Somerset County – Commissioners – Residency Requirements

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

Affirmative – 47 Negative – 0 (See Roll Call No. 330)

The Bill was then sent to the House of Delegates.

Senate Bill 361 – Senators Hershey, Bailey, Carozza, and Eckardt

AN ACT concerning

Limited Fishing Guide License – Payment for Service – Alteration

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

Affirmative – 47 Negative – 0 (See Roll Call No. 331)

The Bill was then sent to the House of Delegates.

Senate Bill 393 – Chair, Joint Committee on Federal Relations

AN ACT concerning

Atlantic States Marine Fisheries Compact – Amendment I – Adoption

Senator Hershey moved to make the Bill a Special Order for March 1, 2019.

The motion was adopted.

Senate Bill 404 – Senator Lam

AN ACT concerning

State Department of Education and Maryland Department of Health – Maryland School–Based Health Center Standards – Revision

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

Affirmative – 47 Negative – 0 (See Roll Call No. 332)

The Bill was then sent to the House of Delegates.

Senate Bill 465 – Senators King, Ferguson, Guzzone, Kagan, and Zucker

AN ACT concerning

Nonpublic Schools – Fire Drill Requirements – State Fire Prevention Code

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

Affirmative – 47 Negative – 0 (See Roll Call No. 333)

The Bill was then sent to the House of Delegates.

Senate Bill 513 – Senators Ellis, Feldman, Klausmeier, Patterson, Peters, Serafini, ~~and Young~~ Young, and Carozza

AN ACT concerning

State Board of Public Accountancy – Firm Permits – Attest Services

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

Affirmative – 47 Negative – 0 (See Roll Call No. 334)

The Bill was then sent to the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 335)

ADJOURNMENT

At 12:46 P.M. on motion of Senator Guzzone the Senate adjourned until 11:00 A.M. on Friday, March 1, 2019 in honor of Judy Hinch.

Annapolis, Maryland
Friday, March 1, 2019
11:00 A.M. Session

The Senate met at 11:20 A.M.

Prayer by Pastor Matthew Hanisian, St. Martin in the Field, guest of Senator Reilly.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 337)

The Journal of February 28, 2019 was read and approved.

PETITIONS, MEMORIALS AND OTHER PAPERS

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

INTRODUCTION AND SONG "PRECIOUS LORD" BY FORMER SENATOR LOWELL STOLTZFUS

Take My Hand Precious Lord

Written by Thomas A. Dorsey, C. Allen 1855

Precious Lord, take my hand
Lead me on, let me stand
I'm tired, I'm weak, I'm alone
Through the storm, through the night
Lead me on to the light
Take my hand precious Lord, lead me home
When my way grows drear, precious lord linger near
When my light is almost gone
Hear my cry, hear my call
Hold my hand lest I fall
Take my hand precious Lord, lead me home
When the darkness appears and the night draws near
And the day is past and gone
At the river I stand

Guide my feet, hold my hand
Take my…

Read and ordered journalized.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 292 – The President and All Members:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
The Maryland State Education Association
in recognition of
the celebration of Dr. Seuss' Birthday and Read Across America Day. We commend your contributions to promote reading and
adult involvement in the education of our youth.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 1st day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 338)

INTRODUCTORY SENATE BILLS NO. 39

Senate Bill 1026 – Senator Feldman

AN ACT concerning

Business Regulation – Junkyards and Scrap Metal Processing Facilities

FOR the purpose of altering the definitions of "junkyard" and "scrap metal processing facility" as those definitions apply to the regulation of those facilities near certain highways in the State; authorizing only scrap metal processing facilities and junkyards to purchase scrap metal by weight across an on–site scale; providing that certain provisions of law governing scrap metal processing facilities and junkyards preempt and supersede any conflicting local law; increasing certain penalties applicable to junk dealers and scrap metal processors; and generally relating to junkyards and scrap metal processing facilities.

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 17–1011(i) and 17–1013

Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 8–801
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Transportation
Section 8–809.1
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 1027 – Senator Klausmeier (By Request)

AN ACT concerning

Criminal Law – Abuse and Neglect of Vulnerable Adults – Notice of Report

FOR the purpose of requiring a copy of a report alleging abuse or neglect of a vulnerable adult to be provided to a certain person in a certain manner; and generally relating to the reporting of abuse or neglect of a vulnerable adult.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–606
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1028 – Senators Hershey and Eckardt

AN ACT concerning

Rural Health Care Scholarship and Grant Program – Established

FOR the purpose of establishing the Rural Health Care Scholarship and Grant Program; establishing the purpose of the Program; requiring the Office of Student Financial Assistance in the Maryland Higher Education Commission to administer the Program; authorizing the use of a certain scholarship award for certain purposes; authorizing the use of a certain grant award for certain purposes; authorizing an individual to apply to the Office for a certain scholarship or grant; requiring the

Office to set a date by which applications must be received; providing for the eligibility criteria for the Program; requiring an award recipient to provide certain health–related services in a rural area of the State for a certain period of time; providing that, if an award recipient fails to comply with a certain requirement, the award shall be converted to a certain loan; requiring that a certain loan be prorated in a certain manner; providing for the administration of certain loans; requiring that certain loans be repaid to a certain fund; establishing that funds for the Program are as provided in a certain budget; requiring the Office to adopt certain regulations; defining certain terms; and generally relating to the Rural Health Care Scholarship and Grant Program.

BY adding to
Article – Education
Section 18–804
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

Senate Bill 1029 – Senators Hershey and Eckardt

AN ACT concerning

Rural Public Institutions of Higher Education – Nurse Practitioner and Physician Assistant Students – Recruitment

FOR the purpose of requiring each public institution of higher education located in a rural area of the State to develop and implement a program to recruit nurse practitioner students and physician assistant students; requiring the program to include an implementation strategy and a certain timeline; requiring each institution to submit a summary of the program to the governing body of the institution for review on or before a certain date each year; requiring the governing body of the institution to submit a certain progress report to the Maryland Higher Education Commission on or before a certain date each year; and generally relating to the recruitment of nurse practitioner students and physician assistant students to public institutions of higher education located in rural areas.

BY adding to
Article – Education
Section 11–405.1
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

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

INTRODUCTORY SENATE BILLS NO. 40

Senate Joint Resolution 2 – Senator Elfreth

A Senate Joint Resolution concerning

Freedom of the Press Day

FOR the purpose of designating June 28 as Freedom of the Press Day; and generally relating to Freedom of the Press Day.

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

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 7

House Bill 49 – Chair, Health and Government Operations Committee (By Request – Departmental – Maryland Insurance Administration)

EMERGENCY BILL

AN ACT concerning

Recoupment of the Health Insurance Provider Fee – Calculation

FOR the purpose of clarifying that the amounts on which a certain assessment is calculated for the purpose of recouping a certain health insurance provider fee are for insurance products that are subject to a certain provision of federal law and may be subject to an assessment by the State; requiring that the calculation of the assessment be made without regard to certain threshold limits or a certain partial exclusion of net premiums; making a conforming change; making this Act an emergency measure; and generally relating to the recoupment of the health insurance provider fee.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 6–102.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

House Bill 61 – Chair, Economic Matters Committee (By Request – Departmental – Labor, Licensing and Regulation)

AN ACT concerning

Financial Institutions – Commissioner of Financial Regulation – Mortgage Lenders, Loan Servicers, and Loan Originators

FOR the purpose of altering certain net worth requirements for certain applicants and licensees for certain mortgage lending, loan servicing, and loan origination activities; establishing certain net worth requirements for certain applicants and licensees acting as mortgage loan servicers for government–sponsored enterprises and other entities; authorizing the use of an irrevocable letter of credit from certain institutions to satisfy certain minimum net worth requirements under certain circumstances; providing that certain lines of credit may be used toward satisfying certain minimum net worth requirements under certain circumstances; prohibiting the use of a working capital line of credit toward satisfying certain minimum net worth requirements by certain applicants and licensees; requiring that an original irrevocable letter of credit be submitted to the Commissioner of Financial Regulation under certain circumstances; prohibiting revocation of an irrevocable letter of credit without prior written consent by the Commissioner; removing the requirement to reapply for a license by a licensee that fails to request approval of a change in location in a timely manner; extending the mandatory examination cycle period for certain licensees; altering certain provisions on the expiration of mortgage loan originator licenses; making stylistic changes; and generally relating to mortgage lenders and mortgage originators.

BY repealing and reenacting, without amendments,
Article – Financial Institutions
Section 1–101(a) and (q)
Annotated Code of Maryland
(2011 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Financial Institutions
Section 11–508.1(a) and (b), 11–512(c), 11–513(c)(2), 11–513.1(a), 11–515(a)(2), and 11–609
Annotated Code of Maryland
(2011 Replacement Volume and 2018 Supplement)

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

House Bill 106 – Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Environmental Trust Fund – Surcharge Extension

FOR the purpose of extending the termination date of a certain environmental surcharge on electrical energy distributed to retail electric customers in the State; making stylistic changes; and generally relating to the Environmental Trust Fund.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 3–302(a) and (b)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Public Utilities
Section 7–203(a)
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 7–203(f)
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 140 – **Delegate Luedtke**

AN ACT concerning

Special Education – Administrative Proceedings and Judicial Actions – Attorney's and Expert Witness Fees and Related Costs

FOR the purpose of authorizing ~~an administrative law judge~~ a court to award certain attorney's fees and related costs to the parent of a child with a disability who is the prevailing party in a special education proceeding; prohibiting ~~an administrative law judge~~ a court from awarding attorney's fees and certain related costs to a certain parent in a certain proceeding under certain circumstances; authorizing ~~an administrative law judge~~ a court to award reasonable expert witness fees to the parent of a child with a disability who is the prevailing party in a certain special education proceeding; ~~authorizing a court, in a certain judicial action, to award certain attorney's fees and related costs and expert witness fees in accordance with certain provisions of law;~~ and generally relating to attorney's and expert witness fees and related costs in special education administrative proceedings and judicial actions.

BY repealing and reenacting, with amendments,
Article – Education
Section 8–413
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 161 – Delegates Mosby, Anderson, Attar, Boyce, Branch, Bridges, Clippinger, Conaway, Glenn, Haynes, R. Lewis, Lierman, McIntosh, Rosenberg, Smith, and Wells

AN ACT concerning

Baltimore City – Tax Sales of Real Property – Water Liens
(Water Taxpayer Protection Act of 2019)

FOR the purpose of requiring the collector in Baltimore City to withhold from tax sale certain places of worship if the taxes on the property consist only of a lien for unpaid charges for water and sewer service; repealing the authority of the Mayor and City Council of Baltimore City to sell certain properties to enforce a lien for unpaid charges for water and sewer service if the properties are also being sold to enforce another lien; repealing the authority of the Mayor and City Council of Baltimore City to sell certain ~~places of worship~~ real property owned by religious groups or organizations to enforce a lien for unpaid charges for water and sewer service; repealing the authority of Baltimore City to enforce a water and sewer service lien on residential property if the property is being sold to enforce another lien; providing that this Act does not affect other rights or remedies of Baltimore City to collect unpaid charges for water and sewer service~~, subject to a certain exception~~; ~~prohibiting Baltimore City from acquiring residential property and places of worship by means of execution of a judgment under certain circumstances;~~ repealing a certain termination provision relating to the authority of Baltimore City to sell real property to enforce a water and sewer service lien; providing for the application of certain provisions of this Act; and generally relating to tax sales of real property in Baltimore City.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 14–811(b) and 14–849.1
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Chapter 714 of the Acts of the General Assembly of 2018
Section 3

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 170 – Chair, Economic Matters Committee (By Request – Departmental – Maryland Energy Administration)

AN ACT concerning

Jane E. Lawton Conservation Loan Program – Eligible Borrowers

FOR the purpose of altering the definition of "borrower" for the purpose of provisions of law governing the Jane E. Lawton Conservation Loan Program to include an eligible State agency; altering the purpose of the Jane E. Lawton Conservation Loan Program to include providing certain zero interest loans to certain borrowers, providing certain financial assistance to State agencies for certain projects, and ~~to include~~ providing certain financial assistance for projects that reduce greenhouse gas emissions; requiring that, if the borrower is a State agency, an application to receive a loan under the Jane E. Lawton Conservation Loan Program be signed by the head of the State agency; exempting State agencies from certain Jane E. Lawton Conservation Loan Program requirements; altering the purpose of the Jane E. Lawton Conservation Loan Program to include a certain objective; repealing the State Agency Loan Program Fund; defining a certain term; altering the definition of "project" to allow Jane E. Lawton Conservation Loan Program loans to be used for certain improvements and modifications in structures used primarily for religious or fraternal activities; providing for the application of this Act; and generally relating to the Jane E. Lawton Conservation Loan Program and the State Agency Loan Program.

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 2018 Supplement)

BY repealing
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)5.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–20A–01, 9–20A–03, 9–20A–05, and 9–20A–06
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY renumbering
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)6. through 113., respectively
to be Section 6–226(a)(2)(ii)5. through 112., respectively
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

House Bill 191 – Delegates Sydnor, Barve, Brooks, Dumais, Fennell, Gilchrist, Guyton, R. Lewis, Queen, and P. Young

AN ACT concerning

Homeowner's Insurance – Discrimination in Underwriting and Rating – Status as Surviving Spouse

FOR the purpose of prohibiting an insurer, with respect to homeowner's insurance, from increasing the premium of an insured who becomes a surviving spouse based solely on the insured's change in marital status; providing for a delayed effective date; and generally relating to homeowner's insurance.

BY repealing and reenacting, without amendments,
Article – Insurance
Section 27–501(e–2)(1) and (2)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY ~~repealing and reenacting, with amendments,~~ adding to
Article – Insurance
Section ~~27–501(e–2)(2)~~ 27–501(e–2)(7)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

House Bill 207 – Delegate Cullison

AN ACT concerning

Condominiums and Homeowners Associations – Amendment of Governing Documents

FOR the purpose of ~~altering~~ clarifying the circumstances under which unit owners may vote to amend the bylaws of a condominium; ~~altering~~ clarifying the circumstances under which lot owners may vote to amend certain governing documents of a homeowners association; and generally relating to the amendment of the governing documents of condominiums and homeowners associations.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 11–104(e) and 11B–116
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 213 – Delegates Stein, Brooks, Cardin, Chang, Conaway, Crutchfield, Cullison, Fraser–Hidalgo, Gilchrist, Guyton, Healey, Hettleman, Jalisi, Korman, Lafferty, J. Lewis, Lisanti, Luedtke, Moon, Shetty, Stewart, Sydnor, and K. Young

AN ACT concerning

Cownose Ray Fishery Management Plan and Moratorium on Contests

FOR the purpose of extending the date by which the Department of Natural Resources is required to prepare a certain fishery management plan for the cownose ray species, subject to available funding; ~~extending the termination date for~~ continuing the prohibition on a person sponsoring, conducting, or participating in a certain cownose ray fishing contest in State waters until the Department prepares a certain fishery management plan for the cownose ray species; and generally relating to the cownose ray fishery.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–215(b)(25)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Chapter 398 of the Acts of the General Assembly of 2017
Section 2 and 3

BY repealing and reenacting, with amendments,
Chapter 399 of the Acts of the General Assembly of 2017
Section 2 and 3

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 222 – Delegate Holmes

AN ACT concerning

Real Property – Residential Real Estate Transactions – Escrow Agents

FOR the purpose of requiring an escrow agent to enter into a written agreement with the purchaser and seller of certain residential real estate ~~before~~ when the escrow agent ~~may~~ agrees to hold trust money in escrow for the residential real estate transaction; requiring a written agreement an escrow agent enters into with the purchaser and

seller of real estate under certain circumstances to contain certain information; defining certain terms; providing for the construction and application of this Act; and generally relating to escrow agents and residential real estate transactions.

BY adding to
Article – Real Property
Section 10–802
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 249 – **Delegate Stein**

AN ACT concerning

Condominiums – Responsibility for Property Insurance Deductibles

FOR the purpose of altering, in the case of a council of unit owners' responsibility to repair or replace damage to certain portions of a condominium, the circumstances under which the council of unit owners' property insurance deductible is a common expense; ~~altering the circumstances under~~ increasing the maximum amount of the council of unit owners' property insurance deductible for which a unit owner is responsible ~~for the council of unit owners' property insurance deductible~~ under certain circumstances; making a conforming change; providing for the application of this Act; and generally relating to the responsibility for property insurance deductibles in condominiums.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 11–114(g)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 251 – Delegates Hill, Hettleman, Atterbeary, Bagnall, Ebersole, Guyton, Johnson, Krimm, Moon, Palakovich Carr, Shetty, Smith, ~~and C. Watson~~ C. Watson, Lierman, Pendergrass, Pena–Melnyk, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young

AN ACT concerning

Department of Aging – Grants for Aging–in–Place Programs
(Nonprofits for our Aging Neighbors Act – "NANA")

FOR the purpose of authorizing the Department of Aging to make grants to certain nonprofit organizations and area agencies on aging to expand and establish certain aging–in–place programs for seniors; authorizing certain nonprofit organizations and area agencies on aging to apply to the Department for a certain State grant; requiring the Department to publicize the availability of certain State grants to eligible organizations at least a certain time period before the applications are due; establishing a certain eligibility requirement for a certain nonprofit organization or area agency on aging to receive a certain State grant; providing that the funding for certain State grants shall be as provided by the Governor in the State budget; requiring the Department to notify a certain area agency on aging within a certain period of time after a grant is awarded to a nonprofit within the agency's jurisdiction; authorizing the Department to adopt certain regulations; defining a certain term; and generally relating to State grants to nonprofit organizations for aging–in–place programs.

BY adding to
Article – Human Services
Section 10–1201 to be under the new subtitle "Subtitle 12. Miscellaneous Grant Programs"
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

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

House Bill 265 – Delegate B. Barnes (Chair, Joint Committee on Pensions)

AN ACT concerning

Alternate Contributory Pension Selection – Return to Employment

FOR the purpose of allowing an individual to resume participation in the Alternate Contributory Pension Selection in the Employees' Pension System or Teachers' Pension System if the individual has been separated from employment and has accrued a certain amount of eligibility service; clarifying a period of time after which an individual may resume participation in the Alternate Contributory Pension Selection if the individual has been separated from employment for military service; providing for the application of this Act; requiring certain service credit earned in the Reformed Contributory Pension Benefit to be credited to the Alternate Contributory Pension Selection; and generally relating to participation in the Alternate Contributory Pension Selection in the Employees' Pension System and Teachers' Pension System.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 23–215.1(a)
Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 23–215.1(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 316 – ~~**Delegate Kelly**~~ **Delegates Kelly, Pendergrass, Pena–Melnyk, Bagnall, Charles, R. Lewis, and K. Young**

AN ACT concerning

Public Health – Vaccination Reporting Requirements – ImmuNet

FOR the purpose of requiring ~~all~~ certain health care providers in the State to report all vaccines administered to the Maryland immunization registry, ImmuNet; altering certain responsibilities of the Secretary of Health and the Maryland Department of Health relating to certain forms and a certain brochure; defining certain terms; making certain conforming changes; and generally relating to vaccination reporting requirements.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 18–109
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

House Bill 469 – **Chair, Appropriations Committee (By Request – Departmental – Teachers and State Employees Supplemental Retirement Plans)**

AN ACT concerning

Supplemental Retirement Plans – Investments – Procurement of Investment Management Services

FOR the purpose of requiring the Board of Trustees of the Maryland Teachers and State Employees Supplemental Retirement Plans to make certain arrangements for the safe custody of investments; exempting certain agreements with managers and custodians of assets in certain investment elections authorized under the statements of investment policy adopted by the Board from certain provisions of the procurement law; making a clarifying change; and generally relating to the Maryland Teachers and State Employees Supplemental Retirement Plans.

BY repealing and reenacting, with amendments,
Article – State Personnel and Pensions
Section 35–302
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 497 – **Delegates Sample–Hughes ~~and Holmes~~, Holmes, Attar, Boyce, Cassilly, Ciliberti, Clark, Fraser–Hidalgo, Gilchrist, Harrison, Jacobs, Jalisi, Lehman, Otto, Stewart, Wells, and Wivell**

AN ACT concerning

Real Property – Sales of Mobile Home Parks – Notice Requirements

FOR the purpose of altering the time frame of certain notices that a park owner is required to provide and post concerning the sale of a mobile home park under certain circumstances; and generally relating to notice requirements in the sale of a mobile home park.

BY repealing and reenacting, with amendments,
Article – Real Property
Section 8A–202(h)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 507 – ~~**Delegates P. Young, Bhandari, Bromwell, Brooks, Cardin, Charkoudian, Guyton, Hettleman, Hill, Jalisi, Korman, Long, Mangione, Stein, Sydnor, and Szeliga**~~ **Baltimore County Delegation**

AN ACT concerning

Baltimore County and Harford County – Motorcycles – Sunday Sales

FOR the purpose of authorizing a dealer in Baltimore County or Harford 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 Baltimore County and Harford County.

BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 18–101(d)
Annotated Code of Maryland

(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 18–101(g)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 529 – Delegates Crosby, Branch, Bromwell, Brooks, Charles, D.E. Davis, Fennell, Impallaria, Ivey, Johnson, Lisanti, Mautz, Miller, Qi, and Valderrama

AN ACT concerning

Insurance – Formation of Domestic Insurers – Number of Directors

FOR the purpose of reducing the minimum number of members that a certain type of domestic insurance company is required to have on its board of directors; and generally relating to the formation of a domestic insurance company.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 3–103
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

House Bill 533 – Delegates B. Barnes, Dumais, Hettleman, Korman, Lehman, Pena–Melnyk, ~~and Solomon~~ Solomon, Haynes, Jackson, Jones, and Lierman

AN ACT concerning

University System of Maryland – Board of Regents – Transparency and Oversight

FOR the purpose of altering the membership of the Board of Regents of the University System of Maryland; requiring the President of the Senate and the Speaker of the House of Delegates to appoint certain members to the Board; requiring the Senate to consider appointees to the Board collectively during a certain period of time to ensure a certain balance of membership; requiring the Governor to notify the Senate of certain appointments; specifying when the Board shall elect a chairperson; requiring the chairperson, except under certain circumstances, to serve in the position subject to the advice and consent of the Senate; altering the term of the

student members of the Board; requiring the Board to make certain meetings available to the public by live and archived video streaming and to make certain documents available to the public; requiring the Board to conduct certain activities in open ~~session~~ or closed sessions; altering the voting rights of the student members of the Board; ~~establishing the Workgroup to Study Oversight of the University System of Maryland; 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 review and compile information regarding certain matters; requiring the Workgroup to report its findings to the Governor and the General Assembly on or before a certain date;~~ making conforming changes; ~~providing for the termination of certain provisions of this Act;~~ and generally relating to the Board of Regents of the University System of Maryland.

BY repealing and reenacting, with amendments,
Article – Education
Section 12–102 and 12–103
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 608 – Delegate D.E. Davis

AN ACT concerning

Insurance – Principle–Based Reserves

FOR the purpose of altering the exemptions that the Maryland Insurance Commissioner may provide to certain domestic insurance companies from certain reserve requirements; authorizing the Commissioner to exempt a certain domestic insurance company from certain requirements if the company meets certain principle–based reserve exemption criteria; repealing certain exemptions to certain reserve requirements; and generally relating to insurance companies and required reserves.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 5–317
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

House Bill 611 – Delegates Guyton, Cain, Luedtke, Mosby, Smith, and Wilkins

AN ACT concerning

Special Education – Individualized Education Programs – Timeline for Independent Educational Evaluations

FOR the purpose of authorizing a certain parent of a student with a disability to request an independent educational evaluation at public expense under certain circumstances; requiring a local school system to issue a written response approving or denying a certain request within a certain time period; requiring a local school system, on approving a certain request, to advise a certain parent of the process for arranging a certain evaluation; requiring a local school system, on denying a request, to file a due process complaint within a certain time period; requiring the State Department of Education to adopt certain regulations; and generally relating to independent educational evaluations for students with a disability.

BY repealing and reenacting, without amendments,
Article – Education
Section 8–405(a)(1) and (4)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 8–405(b) and (i)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

FINANCE COMMITTEE REPORT NO. 13

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

Senate Bill 328 – Senators Smith, Augustine, Carter, Elfreth, Ellis, Ferguson, Griffith, Hayes, Hester, Kramer, Lam, Lee, McCray, Rosapepe, and Waldstreicher

AN ACT concerning

Labor and Employment – Noncompete and Conflict of Interest Clauses

SB0328/597977/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 328
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after "**(A)**" insert "**(1)**"; in line 17, strike "**(1)**" and substitute "**(I)**"; and in lines 19 and 20, strike "**(I)**" and "**(II)**", respectively, and substitute "**1.**" and "**2.**", respectively.

AMENDMENT NO. 2

On page 2, in line 1, strike "**(2)**" and substitute "**(II)**"; and after line 3, insert:

"**(2) THIS SECTION DOES NOT APPLY TO AN EMPLOYMENT CONTRACT OR A SIMILAR DOCUMENT OR AGREEMENT WITH RESPECT TO THE TAKING OR USE OF A CLIENT LIST OR OTHER PROPRIETARY CLIENT–RELATED INFORMATION.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0328/213621/1
BY: Senator Kramer

AMENDMENT TO SENATE BILL 328, AS AMENDED
(First Reading File Bill)

On page 1 of the bill, in line 18, strike the colon and substitute "**THE STATE MINIMUM WAGE SET UNDER § 2–413 OF THIS SUBTITLE OR THE APPLICABLE LOCAL MINIMUM WAGE, WHICHEVER IS GREATER; AND**"; and strike in their entirety lines 19 and 20.

In the Finance Committee Amendments (SB0328/597977/1), in lines 2 and 3 of Amendment No. 1, strike "**1.**" and "**2.**", respectively.

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 339 – Senators Kagan and Reilly (By Request – Commission to Advance Next Generation 9–1–1 Across Maryland) and Senators Augustine, Bailey, Beidle, Benson, Carozza, Carter, Cassilly, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Gallion, Griffith, Guzzone, Hayes, Hershey, Hester, Jennings, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Ready, Rosapepe, Salling, Serafini, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

AN ACT concerning

Public Safety – 9–1–1 Emergency Telephone System
(Carl Henn's Law)

SB0339/717674/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 339
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 4 down through "parties;" in line 9.

On page 2, strike beginning with "providing" in line 14 down through "Act;" in line 15; in line 15, strike "and" and substitute "a certain term;"; and strike in their entirety lines 17 through 26, inclusive.

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 17, in line 6, strike "switch" and substitute "**SWITCHED**".

On page 17 in line 9, and on page 19 in lines 20 and 26, in each instance, strike "**TELEPHONE**" and substitute "**SWITCHED LOCAL EXCHANGE ACCESS**".

On page 17 in line 16, and on page 19 in line 31, in each instance, strike "**AN EXCHANGE ACCESS FACILITY**" and substitute "**A 9–1–1 ACCESSIBLE SERVICE**".

On page 17 in line 18, and on page 19 in line 33, in each instance, strike "**TELEPHONE**" and substitute "**9–1–1 ACCESSIBLE**".

AMENDMENT NO. 4

On page 17, in line 8, strike "**(4)**" and substitute "**(5)**"; in line 13, strike "**AND (4)**" and substitute "**THROUGH (5)**"; after line 19, insert:

"**(3) CMRS PROVIDED TO MULTIPLE DEVICES THAT SHARE A MOBILE TELEPHONE NUMBER SHALL BE TREATED AS A SINGLE 9–1–1 ACCESSIBLE SERVICE FOR PURPOSES OF CALCULATING THE 9–1–1 FEE DUE UNDER PARAGRAPH (1) OF THIS SUBSECTION.**";

and in lines 20 and 23, strike "**(3)**" and "**(4)**", respectively, and substitute "**(4)**" and "**(5)**", respectively.

On page 19, in line 18, strike "**(5)**" and substitute "**(6)**"; in line 28, strike "**AND (5)**" and substitute "**THROUGH (6)**"; and after line 35, insert:

"**(4) CMRS PROVIDED TO MULTIPLE DEVICES THAT SHARE A MOBILE TELEPHONE NUMBER SHALL BE TREATED AS A SINGLE 9–1–1 ACCESSIBLE SERVICE FOR PURPOSES OF CALCULATING THE ADDITIONAL CHARGES DUE UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION.**".

On page 20, in lines 1, 5, and 20, strike "**(4)**", "**(5)**", and "**(6)**", respectively, and substitute "**(5)**", "**(6)**", and "**(7)**", respectively.

The preceding 4 amendments were read only.

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

The motion was adopted.

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

Senate Bill 406 – Senators Ferguson, Benson, Carter, Elfreth, Ellis, Feldman, Guzzone, Hayes, Klausmeier, Lee, McCray, Nathan–Pulliam, Patterson, Rosapepe, and Washington

AN ACT concerning

Prenatal and Infant Care Coordination – Grant Funding and Task Force

SB0406/907071/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 406
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Washington" and substitute "Washington, Beidle, and Kelley"; in line 2, strike "Prenatal and Infant Care Coordination – Grant Funding and"; in the same line, after "Force" insert "on Maryland Maternal and Child Health"; strike beginning with "requiring" in line 3 down through "year;" in line 5; in line 11, strike "providing for the effective dates of this Act;"; in line 12, strike "of certain provisions"; in line 13, strike "prenatal and infant care coordination services" and substitute "the Task Force on Maryland Maternal and Child Health"; and strike in their entirety lines 14 through 23, inclusive.

AMENDMENT NO. 2

On page 1, in line 25, strike "the Laws of Maryland read as follows".

On page 2, strike in their entirety lines 1 through 10, inclusive; and in line 30, strike "and".

On page 3, in line 1, after "qualify" insert "for"; in line 3, after "system" insert ";

(vi) one representative of the Maryland Affiliate of the American College of Nurse Midwives; and

(vii) one representative of the Maryland Chapter of the American Academy of Pediatrics";

strike lines 25 and 26 in their entirety; in line 27, strike "4." and substitute "2."; in lines 27 and 28, strike ", except as provided in Section 3 of this Act,"; in line 28, strike "Section 2 of this Act" and substitute "It"; and in line 29, strike "Section 2 of".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 680 – Harford County Senators

AN ACT concerning

Economic Development – Regional Advanced Manufacturing Partnership of Maryland

SB0680/357575/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 680
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 20, strike "13–211(b)" and substitute "13–1211(b)".

AMENDMENT NO. 2

On page 4, in line 5, after "(iv)" insert "**REPRESENTATIVES WHO HAVE BEEN ACTIVELY INVOLVED IN THE PARTNERSHIP ON OR BEFORE DECEMBER 31, 2018, DESIGNATED BY THE EXECUTIVE DIRECTOR OF THE MARYLAND ASSOCIATION OF COMMUNITY COLLEGES;**

(V)";

in line 6, strike "**A REPRESENTATIVE**" and substitute "**REPRESENTATIVES**"; in line 7, after "**TO**" insert "**:**

1.";

in line 8, after "**PARTNERSHIP**" insert "**; OR**

2. ANY PARTICIPATING AGENCY ACTIVELY INVOLVED IN THE PARTNERSHIP";

in lines 9, 11, and 13, strike "(v)", "(vi)", and "(vii)", respectively, and substitute "**(VI)**", "**(VII)**", and "**(VIII)**", respectively; in line 13, strike the bracket; in line 15, before "(viii)" insert an opening bracket; in line 23, after the bracket, insert "**(IX)**"; and in line 25, strike "**(VIII)**" and substitute "**(X)**".

On page 5, in lines 5 and 7, strike "**(IX)**" and "**(X)**", respectively, and substitute "**(XI)**" and "**(XIII)**", respectively; in line 6, strike "**AND**"; and after line 6, insert:

"**(XII) THE ASSISTANT STATE SUPERINTENDENT OF CAREER AND COLLEGE READINESS, OR THE ASSISTANCE STATE SUPERINTENDENT'S DESIGNEE; AND**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 339)

SPECIAL ORDER CALENDAR NO. 17

Senate Bill 393 – Chair, Joint Committee on Federal Relations

AN ACT concerning

Atlantic States Marine Fisheries Compact – Amendment I – Adoption

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 47 Negative – 0 (See Roll Call No. 340)

The Bill was then sent to the House of Delegates.

BLACK HISTORY MONTH PRESENTATION

By Senator Nathan–Pulliam

(See Exhibit C of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 341)

ADJOURNMENT

At 12:16 P.M. on motion of Senator Guzzone the Senate adjourned until 8:00 P.M. on Monday, March 4, 2019.

Annapolis, Maryland
Monday, March 4, 2019
8:00 P.M. Session

The Senate met at 8:11 P.M.

Prayer by Bishop Carl A. Pierce, Carter Memorial Church of God, guest of Senator Hayes.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 351)

The Journal of March 1, 2019 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 360 – Senator Delores G. Kelley:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Zeta Phi Beta Sorority, Inc.
in recognition of
your 99 years of service and civic engagement to communities in Maryland and to communities worldwide.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 4th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 352)

Senate Resolution No. 359 – Senator Delores G. Kelley:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Phi Beta Sigma Fraternity, Inc.

in recognition of
105 years of commitment to community service, scholastic achievement and brotherhood.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 4th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 353)

Senate Resolution No. 365 – Senator Pamela Beidle:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Central Middle School
in recognition of
earning a five–star rating on the
2018 Maryland Public School Report Card. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 4th day of March 2019.

Senate Resolution No. 362 – Senator Pamela Beidle:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Magothy River Middle School
in recognition of
earning a five–star rating on the
2018 Maryland Public School Report Card.
Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 4th day of March 2019.

Senate Resolution No. 363 – Senator Pamela Beidle:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Severna Park High School
in recognition of
earning a five–star rating on the
2018 Maryland Public School Report Card. Congratulations!
The entire membership extends its best wishes on

this memorable occasion and directs this resolution
be presented on this 4th day of March 2019.

Senate Resolution No. 361 – Senator Pamela Beidle:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Severna Park Middle School
in recognition of
earning a five–star rating on the
2018 Maryland Public School Report Card.
Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 4th day of March 2019.

The preceding 4 Resolutions were read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 354)

INTRODUCTORY SENATE BILLS NO. 41

Senate Bill 1030 – The President (By Request – Commission on Innovation and Excellence in Education) and Senators King, Pinsky, Ferguson, and Young

AN ACT concerning

The Blueprint for Maryland's Future

FOR the purpose of stating findings and declarations of the General Assembly; establishing the public policy of the State; establishing principles of The Blueprint for Maryland's Future that are intended to transform Maryland's early childhood, primary, and secondary education system to the levels of high–performing systems around the world; stating certain actions necessary to achieve certain principles; stating certain requirements necessary to establish a world–class education system in Maryland under The Blueprint for Maryland's Future; altering a certain Consumer Price Index used for calculating the target per pupil foundation amount and the student transportation amount for education; requiring the State to provide a certain supplemental grant to certain county boards of education through a certain fiscal year; establishing a Concentration of Poverty School Grant Program; stating the purpose of the Program; requiring the State to distribute certain grants to each county board and the State Department of Education in certain fiscal years; requiring each county board to distribute a certain amount to each eligible school; requiring each eligible school to employ certain staff using certain grant funds; requiring certain eligible schools to use certain funds to provide wraparound services

to students enrolled in the school subject to certain circumstances; establishing the responsibilities of a certain community schools coordinator; authorizing a certain health care practitioner to work under certain programs or entities; altering the fiscal years in which a certain definition is applicable; extending by 1 fiscal year the requirement for the State to provide a supplemental prekindergarten grant to certain eligible county boards; establishing the Teacher Collaborative Grant Program; stating the purpose of the Program; requiring the Department to administer the Program in a certain manner; authorizing a county board or a teacher preparation program to submit a certain application to receive a grant under the Program; specifying certain eligibility criteria for a grant under the Program; requiring a certain practicum design and a certain professional development program under the Program; requiring a certain peer assistance and review program under the Program; requiring the Department to establish certain processes and procedures; requiring the Department to conduct a certain evaluation; requiring the State to distribute at least a certain amount in certain fiscal years for the Program; authorizing the Department to retain a certain amount to hire staff necessary to administer the Program; altering and establishing certain dates by which a certain commission and the Department shall submit certain reports; altering the termination date of certain Acts of the General Assembly; providing that a local school system shall be subject to a certain performance evaluation; establishing the Teacher Salary Incentive Grant Program; stating the purpose of the Program; requiring the Department to administer the Program; authorizing a county board to submit a certain application to receive a grant under the Program; specifying certain eligibility criteria for a grant under the Program; requiring the State to distribute certain amounts to each county board, the Baltimore City Board of School Commissioners, and the Department for certain purposes in certain fiscal years; requiring each county board and the Baltimore City Board of School Commissioners to distribute certain funds to certain schools for certain purposes subject to a certain circumstance; stating a certain charge and recommendation of a certain commission; stating that the transition to a certain information technology system shall include a certain capability; requiring the Department and the Maryland Department of Health to develop a certain memorandum of understanding on or before a certain date; requiring the Governor to appropriate a certain amount to a certain fund for a certain fiscal year; stating the intent of the General Assembly that certain local appropriations in a certain fiscal year be considered part of the increased local funding required by The Blueprint for Maryland's Future funding formulas to be recommended by the Commission on Innovation and Excellence in Education; defining certain terms; making certain provisions of this Act contingent on the taking effect of another Act; and generally relating to programs and funding to implement The Blueprint for Maryland's Future.

BY adding to
Article – Education
Section 1–301 through 1–303 to be under the new subtitle "Subtitle 3. The Blueprint for Maryland's Future"; and 5–203, 5–403, and 6–123
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 5–202(a)(1) and 5–207(a)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 5–202(a)(13)(ii) and (i), 5–205(c)(2), 5–207(a)(3), and 5–218
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Chapter 701 of the Acts of the General Assembly of 2016, as amended by Chapter 361 of the Acts of the General Assembly of 2018
Section 1(a)

BY repealing and reenacting, with amendments,
Chapter 701 of the Acts of the General Assembly of 2016, as amended by Chapter 361 of the Acts of the General Assembly of 2018
Section 1(h) and 4

BY repealing and reenacting, without amendments,
Chapter 702 of the Acts of the General Assembly of 2016, as amended by Chapter 361 of the Acts of the General Assembly of 2018
Section 1(a)

BY repealing and reenacting, with amendments,
Chapter 702 of the Acts of the General Assembly of 2016, as amended by Chapter 361 of the Acts of the General Assembly of 2018
Section 1(h) and 4

BY repealing and reenacting, without amendments,
Chapter 715 of the Acts of the General Assembly of 2017, as amended by Chapter 361 of the Acts of the General Assembly of 2018
Section 2(a)

BY repealing and reenacting, with amendments,
Chapter 715 of the Acts of the General Assembly of 2017, as amended by Chapter 361 of the Acts of the General Assembly of 2018
Section 2(d)

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

Senate Bill 1031 – Senator Peters

AN ACT concerning

Environment – Maryland Oil Disaster Containment, Clean–Up and Contingency Fund and Oil Contaminated Site Environmental Cleanup Fund – Funding, Reallocation, and Reimbursements

FOR the purpose of altering the basis for calculating a certain license fee credited to the Maryland Oil Disaster Containment, Clean–Up and Contingency Fund and the Oil Contaminated Site Environmental Cleanup Fund; expanding, for certain fiscal years, the purposes for which the Department of the Environment may use money in the Maryland Oil Disaster Containment, Clean–Up and Contingency Fund; extending the deadline by which the owner of a certain eligible heating oil tank may apply for reimbursement of certain costs from the Oil Contaminated Site Environmental Cleanup Fund; and generally relating to the Maryland Oil Disaster Containment, Clean–Up and Contingency Fund and the Oil Contaminated Site Environmental Cleanup Fund.

BY repealing and reenacting, with amendments,
Article – Environment
Section 4–411(c)(1), (f), and (g) and 4–705(b)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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

Senate Bill 1032 – Senator Nathan–Pulliam

AN ACT concerning

Morgan State University – Task Force on Reconciliation and Equity – Extension

FOR the purpose of extending the date by which the Institute for Urban Research at Morgan State University must submit a full report on the activities, findings, and recommendations of the Task Force on Reconciliation and Equity to the Governor and the General Assembly; extending the termination date for certain provisions of law relating to the Task Force; and generally relating to the Task Force on Reconciliation and Equity.

BY repealing and reenacting, with amendments,
Chapter 417 of the Acts of the General Assembly of 2018
Section 1 and 2

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

Senate Bill 1033 – Senator Klausmeier

AN ACT concerning

Highways – Bridge Realignments – Sound Barriers

FOR the purpose of requiring the State Highway Administration to install a sound barrier in an area adjacent to a bridge that is realigned if the adjacent area had a sound barrier before the bridge realignment; providing for the application of this Act; and generally relating to sound barriers adjacent to realigned bridges.

BY adding to
Article – Transportation
Section 8–662
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 1034 – Senator Klausmeier (By Request)

AN ACT concerning

Civil Actions – Family Caregiver Reimbursement

FOR the purpose of authorizing a certain family caregiver to bring a civil action against a certain family member for reimbursement of reasonable expenses incurred to provide care and support to a family member in need; requiring an initial complaint filed in a certain action to include evidence of certain expenses; requiring a certain action to be filed within a certain time period; defining a certain term; and generally relating to civil actions for reimbursement of expenses incurred by family caregivers.

BY adding to
Article – Courts and Judicial Proceedings
Section 3–2201 through 3–2203 to be under the new subtitle "Subtitle 22. Family Caregiver Reimbursement"
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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

Senate Bill 1035 – Senator Klausmeier

AN ACT concerning

Medical Laboratories – Use or Sale of Data for Research Study and Advertising or Solicitation of Business

FOR the purpose of prohibiting a medical laboratory from using or selling to another person certain data for use in a research study unless a certain individual provides consent

to the medical laboratory; repealing a prohibition on certain advertising or solicitation of business for a medical laboratory; authorizing a certain person to advertise or solicit business in the State for a medical laboratory only under certain circumstances; and generally relating to medical laboratories.

BY adding to
Article – Health – General
Section 17–202.2
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Health – General
Section 17–215
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Senate Bill 1036 – Senators Hershey, Bailey, Beidle, Carozza, Eckardt, Elfreth, Gallion, Hough, Jennings, Klausmeier, Salling, Serafini, and Simonaire

EMERGENCY BILL

AN ACT concerning

Environment – Conowingo Dam – Water Quality Certification

FOR the purpose of requiring the Department of the Environment, as part of its review and approval process for an application for a water quality certification for the Conowingo Dam relicensing process, to require the applicant to fulfill certain requirements and conditions related to the removal of trash and debris from the Conowingo Reservoir; defining a certain term; making this Act an emergency measure; and generally relating to the water quality certification for the Conowingo Dam relicensing process.

BY adding to
Article – Environment
Section 9–354 to be under the new part "Part VII. Water Quality Certification"
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

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

Senate Bill 1037 – Senator Carter

AN ACT concerning

Maryland Police Training and Standards Commission – Uniform Citizen Complaint Process
(Anton's Law)

FOR the purpose of requiring that a certain complaint process require a complainant to be provided with a copy of a certain investigatory file and copies of certain prior complaints; and generally relating to the Maryland Police Training and Standards Commission.

BY repealing and reenacting, without amendments,
Article – Public Safety
Section 3–202
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Public Safety
Section 3–207(f)
Annotated Code of Maryland
(2018 Replacement Volume)

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

Senate Bill 1038 – Senator Salling

AN ACT concerning

State Highway Administration – Overweight Vehicle Permits

FOR the purpose of authorizing the State Highway Administration to issue permits allowing certain overweight vehicles to operate on certain highways designated by the Administration; establishing certain terms for a permit; establishing a certain annual fee for the permit; defining a certain term; and generally relating to State Highway Administration permits for overweight vehicles.

BY adding to
Article – Transportation
Section 24–112.2
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1039 – Senator Reilly

AN ACT concerning

Maryland Medical Assistance Program and Managed Care Organizations That Use Pharmacy Benefits Managers – Reimbursement Requirements

FOR the purpose of requiring the Maryland Medical Assistance Program to establish reimbursement levels, rather than maximum reimbursement levels, for certain drug products; requiring that certain minimum reimbursement levels be at least equal to a certain drug acquisition cost plus a certain fee; altering the cost on which a certain reimbursement level is required to be based; providing that certain provisions of this Act apply to managed care organizations that use pharmacy benefits managers to manage prescription drug coverage; requiring a pharmacy benefits manager that contracts with a pharmacy on behalf of a managed care organization to reimburse the pharmacy an amount that is at least equal to a certain cost plus a certain fee; and generally relating to the Maryland Medical Assistance Program and managed care organizations that use pharmacy benefits managers.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 15–118(b)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 15–118(f)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Insurance
Section 15–1632
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

Senate Bill 1040 – Chair, Budget and Taxation Committee and Senators Ferguson, Guzzone, King, and Peters

AN ACT concerning

Budget Reconciliation and Financing Act of 2019

FOR the purpose of authorizing or altering the distribution of certain revenue; altering certain required appropriations; specifying that certain money received by a certain department is included as a revenue source for a certain Fund; altering the cap on a certain adjustment to a certain revenue estimate relating to nonwithholding income

tax revenues; altering, for a certain fiscal year, a certain budgeted Medicaid Deficit Assessment; requiring a certain amount of money to be available in a certain Fund at the end of a certain fiscal year to be used for a certain purpose; authorizing the transfer of certain funds; making a stylistic change; and generally relating to the financing of State and local government.

BY repealing and reenacting, without amendments,
Article – Education
Section 6–117.1(a)(1) and (3)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 6–117.1(e)(1)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 3A–309(a), (b), (e), (h), and (i) and 6–104(a)(1)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3A–309(f) and 6–104(e)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Chapter 397 of the Acts of the General Assembly of 2011, as amended by Chapter 425 of the Acts of the General Assembly of 2013, Chapter 464 of the Acts of the General Assembly of 2014, Chapter 489 of the Acts of the General Assembly of 2015, Chapter 23 of the Acts of the General Assembly of 2017, and Chapter 10 of the Acts of the General Assembly of 2018
Section 16(c)

BY repealing and reenacting, with amendments,
Chapter 489 of the Acts of the General Assembly of 2015, as amended by Chapter 321 of the Acts of the General Assembly of 2016
Section 9(c)

BY adding to
Chapter 489 of the Acts of the General Assembly of 2015, as amended by Chapter 321 of the Acts of the General Assembly of 2016
Section 9(d)

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

Senate Bill 1041 – Senator Nathan–Pulliam

AN ACT concerning

Public Health – Care of Medically Fragile Individuals (Channing's Law)

FOR the purpose of requiring the Office of Health Care Quality, on or before a certain date, to establish a training program and a skills review and check for nurses who care for medically fragile individuals in the homes of the medically fragile individuals; requiring that a certain training program include certain components; establishing certain qualifications for a certain nurse who teaches a certain training program; requiring the Maryland Medical Assistance Program to provide funding, subject to a certain limitation, for the development, implementation, and staffing of a certain training program and a certain skills review and check; authorizing the Office to contract or coordinate with a third party for a certain purpose; requiring, beginning on a certain date, a certain nurse to complete a certain training program before beginning to provide certain care except under certain circumstances; requiring a nurse who provides certain care to complete a certain skills review and check at a certain frequency except under certain circumstances; requiring a certain nurse to complete a certain skills review and check before providing certain care except under certain circumstances; authorizing a residential service agency to authorize a certain nurse to provide care for a medically fragile individual in the individual's home only if the nurse has complied with certain requirements; requiring a hospital to provide certain instruction to the parent or legal guardian of a medically fragile individual before the hospital may discharge a certain individual; requiring a hospital before discharging a medically fragile individual to require the medically fragile individual's parent or legal guardian to demonstrate that the parent or legal guardian can successfully perform certain tasks and inform the parent or legal guardian of a certain matter; requiring the Office of Health Care Quality to conduct certain inspections and enforce certain provisions of this Act; defining certain terms; requiring certain nurses to complete a certain continuing education course on or before a certain date; requiring the Maryland Medical Assistance Program to ensure that a certain reimbursement rate is at least a certain amount on or before a certain date; and generally relating to the care of medically fragile individuals.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 15–103(a)(1), 19–301(a) and (f), and 19–4A–01(a) and (e)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

Section 15–103(a)(2)(xii) and (xiii)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 15–103(a)(2)(xiv); and 20–2001 through 20–2005 to be under the new subtitle "Subtitle 20. Nurse Training for the Care of Medically Fragile Individuals"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

INTRODUCTORY SENATE BILLS NO. 43

Senate Bill 1042 – Senators Ready and Salling

AN ACT concerning

Family Law – Removal of Child From United States – Injunction

FOR the purpose of authorizing a parent to bring an action for an injunction against the other parent to prevent the other parent from taking a certain child to a place that is outside the United States under certain circumstances; authorizing a parent to bring an action for an immediate injunction against the other parent to prevent the other parent from taking a child to a place that is outside the United States under certain circumstances; requiring a court to notify certain federal agencies if a certain injunction is granted; requiring a court to schedule a custody or visitation hearing as soon as practicable if a certain injunction is granted; authorizing the Court of Appeals to adopt certain rules with the cooperation of the federal government; and generally relating to injunctions to prohibit the international travel of children.

BY adding to
Article – Family Law
Section 9–305.1
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

Senate Bill 1043 – Senator Hough

AN ACT concerning

Children in Need of Assistance – Qualified Residential Treatment Programs (Family First Prevention Services Act)

FOR the purpose of requiring the juvenile court to conduct a hearing to review the status of a child placed in a qualified residential treatment program and make a certain determination within a certain period of time after the child enters the placement; requiring the juvenile court to review a certain assessment and consider certain factors at a certain hearing; requiring the juvenile court to state, in writing, the reasons for its decision to approve or disapprove the continued placement of a child in a qualified residential program; requiring the juvenile court to consider certain factors when reviewing the permanency plan of a child placed in a qualified residential treatment program; defining a certain term; and generally relating to children placed in qualified residential treatment programs.

BY repealing and reenacting, with amendments,
Article – Courts and Judicial Proceedings
Section 3–801, 3–816.2, and 3–823(h)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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

INTRODUCTORY SENATE BILLS NO. 44

Senate Bill 1044 – Senators Carter and Hayes

AN ACT concerning

Labor and Employment – Motor Vehicle Repair and Career Certification Program for Ex–Offenders

FOR the purpose of establishing the Motor Vehicle Repair and Career Certification Program for Ex–Offenders in the Division of Workforce Development and Adult Learning; providing for the purposes of the Program; requiring the Department of Labor, Licensing, and Regulation to administer the Program and provide grants on a competitive basis to certain employers who are located in Baltimore City or Baltimore County, donate motor vehicles serviced under the Program to low–income families, and employ certain ex–offender apprentices; requiring that grants awarded under the Program be based on the number of eligible apprentices employed by each employer; requiring the Department on or before a certain date each year to study the impact of the Program by comparing certain characteristics of certain ex–offenders and certain low–income families; requiring each recipient of a grant under the Program to report to the Department on or before a certain date each year the number of apprentices employed and the number of low–income families who receive a motor vehicle under the Program during a certain period; requiring the Department to report certain information to the Governor and the General Assembly on or before a certain date each year; requiring the Governor to include in the annual budget bill certain appropriations for the Program in certain fiscal years; requiring

that certain funds be used to supplement, but not supplant, funds otherwise available to the Department; authorizing the Department to adopt certain regulations; defining certain terms; and generally relating to the Motor Vehicle Repair and Career Certification Program for Ex–Offenders.

BY adding to
Article – Labor and Employment
Section 11–603
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

INTRODUCTORY SENATE BILLS NO. 42

Senate Joint Resolution 3 – Senators Eckardt and Hough

A Senate Joint Resolution concerning

United States Constitution – Amendments Convention – Congressional Term Limits 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 limits the number of terms that a person may be elected as a member of the U.S. House of Representatives and a member of the U.S. Senate; and generally relating to an application to Congress for a convention to propose an amendment to the U.S. Constitution.

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

Senate Joint Resolution 4 – Senators Hershey, Bailey, Beidle, Carozza, Eckardt, Elfreth, Gallion, Hough, Jennings, Klausmeier, Salling, Serafini, and Simonaire

A Senate Joint Resolution concerning

Conowingo Dam – Pollution Cleanup – Costs

FOR the purpose of stating the view of the General Assembly that Exelon Generation Company, LLC, owner of the Conowingo Dam, must pay a portion of the cleanup costs associated with the dam's federal certification and at least a certain percent of the costs associated with the Susquehanna River's Watershed Implementation Plan.

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

MOTION

Senator Pinsky moved to suspend the rules to allow **Senate Bill 1030** to be referred to the committee of jurisdiction.

The motion was adopted.

Senate Bill 1030 – The President (By Request – Commission on Innovation and Excellence in Education) and Senators King, Pinsky, Ferguson, and Young

AN ACT concerning

The Blueprint for Maryland's Future

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 32

March 4, 2019

1.	Sen. Ferguson	Maryland Science Center	B&T
2.	Sen. Elfreth	Ralph J. Bunche Community Center	B&T
3.	Sen. Carter	Belvedere Place	B&T

The preceding bond initiatives were read and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 8

House Bill 4 – Delegate Chang

AN ACT concerning

Crimes – Hate Crimes – Use of ~~a Noose or Swastika~~ an Item or a Symbol to Threaten or Intimidate

FOR the purpose of prohibiting a person from ~~affixing, erecting, or placing a noose or swastika on any building or real~~ placing or inscribing a certain item or symbol on certain 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; and generally relating to the use of ~~a noose or swastika~~ an item or a symbol to threaten or intimidate a person or group of persons.

BY adding to
Article – Criminal Law
Section 10–305.1
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 10–306
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 55 – Delegates Barron and Sydnor

AN ACT concerning

Transportation – Ignition Interlock ~~Devices~~ System – Definition

FOR the purpose of altering the definition of "ignition interlock system" to require that an ignition interlock ~~device~~ system be equipped with a certain camera ~~capable of recording the image of the driver of the motor vehicle in which the device is installed~~; and generally relating to ignition interlock ~~devices~~ systems.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–902.2(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 166 – Delegates Fennell, Hettleman, Acevero, Anderson, Atterbeary, B. Barnes, D. Barnes, Barron, Bartlett, Barve, Boyce, Bridges, Brooks, Charkoudian, Charles, Clippinger, Conaway, Crutchfield, Cullison, D.M. Davis, D.E. Davis, Dumais, Ebersole, Feldmark, W. Fisher, Fraser–Hidalgo, Gilchrist, Glenn, Harrison, Haynes, Healey, Hill, Ivey, Jackson, Jalisi, Johnson, Jones, Kaiser, Kelly, Kerr, Korman, Lafferty,

J. Lewis, R. Lewis, Lierman, Lopez, Love, Luedtke, McIntosh, Moon, Mosby, Palakovich Carr, Patterson, Pena–Melnyk, Pendergrass, Proctor, Qi, Queen, Reznik, Rogers, Rosenberg, Shetty, Smith, Solomon, Stewart, Sydnor, Terrasa, Turner, Valderrama, Valentino–Smith, Walker, Washington, R. Watson, Wells, Wilkins, K. Young, and P. Young

AN ACT concerning

Labor and Employment – Payment of Wages – Minimum Wage ~~and Enforcement~~ (Fight for Fifteen)

FOR the purpose of specifying the State minimum wage rate that is in effect for certain time periods except under certain circumstances; ~~increasing, except under certain circumstances, the State minimum wage rate in effect for certain periods of time based on annual growth in a certain consumer price index; requiring the Commissioner of Labor and Industry, beginning at a certain time, to annually determine and announce the growth in the consumer price index, if any, and the new State minimum wage rate;~~ repealing and altering certain provisions of law that authorize certain employers to pay certain employees a certain wage that is less than the State minimum wage under certain circumstances; ~~specifying the tip credit amount that is in effect for certain time periods; prohibiting an employer, beginning on a certain date, from including a tip credit amount as part of the wage of certain employees; repealing the exemption from the Maryland Wage and Hour Law for certain individuals; requiring that a certain summary certain employers are required to keep conspicuously posted in certain places of employment include certain antiretaliation provisions; prohibiting certain employers from taking certain actions under the Maryland Wage Payment and Collection Law; prohibiting certain employers from discriminating against certain employees under certain circumstances; altering the conditions under which certain employers are prohibited from taking adverse actions against certain employees under certain circumstances; altering the list of acts that constitute adverse action under a certain provision of law; requiring that the burden of proof as proved by clear and convincing evidence under certain actions be on the defendant based on certain actions under certain circumstances; repealing certain provisions of law that prohibit certain employees from taking certain actions regarding making certain complaints or bringing or testifying in certain actions or proceedings; authorizing the Commissioner to conduct an investigation under the Maryland Wage and Hour Law on the Commissioner's own initiative or on receipt of a certain complaint; requiring that certain names be kept confidential except under certain circumstances; authorizing the Commissioner to conduct an investigation under the Maryland Wage Payment and Collection Law on the Commissioner's own initiative; authorizing a certain employee to bring an action against an employer for a violation of certain provisions of this Act; authorizing the Commissioner to take certain actions relating to a certain claim by an employee under certain circumstances; specifying the time period for filing a certain action and the scope of a certain action; providing that a certain limitation period does not apply during a certain investigation; requiring a court to allow against a certain employer reasonable counsel fees and costs in a certain action;~~

~~establishing certain penalties against certain employers; authorizing the Commissioner or a court to order certain civil penalties or certain relief under certain circumstances; requiring that certain civil penalties be paid to the General Fund for certain purposes; providing that certain enforcement provisions, civil penalties, and remedies apply to violations of certain provisions of this Act in the same manner as certain other violations;~~ requiring the Board of Public Works to make a certain determination on or before certain dates, subject to a certain exception and a certain limitation; authorizing the Board to consider certain other information under certain circumstances when making a certain determination; authorizing the Board to temporarily suspend an increase in the minimum wage rate for a certain period of time under certain circumstances, subject to a certain limitation; specifying the minimum wage rate in effect for a certain period if the Board temporarily suspends an increase to the minimum wage rate; requiring certain minimum wage rates to take effect at a certain time; requiring the Board to notify the Commissioner of Labor and Industry if the Board has temporarily suspended a certain increase in the minimum wage rate; prohibiting a rate increase for certain providers from going into effect if the Board has temporarily suspended a certain increase in the minimum wage rate; ~~requiring an employer, beginning at a certain time, to pay certain employees a wage that is at least equal to the State minimum wage rate;~~ requiring the Governor, in certain fiscal years, to include in a certain budget proposal certain funding to reimburse community service providers; requiring that the Governor's proposed budget for certain fiscal years include certain rate increases for certain providers over the funding provided in certain legislative appropriations; requiring that the Governor's proposed budget for fiscal year 2021 and each fiscal year thereafter for certain providers be presented in the same manner as in a certain fiscal year budget; making conforming changes; repealing obsolete provisions of law; defining certain terms; ~~altering a certain definition;~~ and generally relating to the payment of wages.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7–307 and 16–201.3
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 16–201.4
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Labor and Employment
Section ~~3–103, 3–403, 3–413, 3–419, 3–423, 3–428, and 3–508~~ 3–413
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY adding to
Article – Labor and Employment
Section 3–413.1
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

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

House Bill 218 – **Delegates Krebs, Cullison, ~~and Pena–Melnyk~~ Pena–Melnyk, and Sample–Hughes**

AN ACT concerning

Public Health – Disposition of Remains – Forfeiture or Waiver of Right of Disposition

FOR the purpose of requiring a person to forfeit the right of final disposition of the body of a decedent and that the right pass to the next qualifying person under certain circumstances; providing that a certain person's right of disposition may be restored under certain circumstances; authorizing a person to waive the right of final disposition and requiring the right to pass to the next qualifying person under certain circumstances; prohibiting funeral directors, morticians, and funeral establishments from being held civilly liable for acting in reliance on this Act; providing for the construction of this Act; and generally relating to the right of final disposition of the body of a decedent.

BY repealing and reenacting, without amendments,
Article – Health – General
Section 5–509(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 5–509(g)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Health Occupations
Section 7–410(c)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health Occupations
Section 7–410(g)

Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Finance and the Committee on Education, Health, and Environmental Affairs.

House Bill 352 – Montgomery County Delegation and Prince George's County Delegation

AN ACT concerning

Property Tax Credits – Maryland–National Capital Park and Planning Commission Park Police Officers and Washington Suburban Sanitary Commission Police Officers

MC/PG 108–19

FOR the purpose of altering the definition of "public safety officer" to include certain ~~park~~ police officers who are employed by the Maryland–National Capital Park and Planning Commission Park Police or the Washington Suburban Sanitary Commission Police Force for purposes of a certain property tax credit; providing for the application of this Act; and generally relating to property tax credits and ~~park~~ police officers of the Maryland–National Capital Park and Planning Commission Park Police and the Washington Suburban Sanitary Commission Police Force.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–260
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 364 – Delegates Bagnall, Acevero, Arikan, Bartlett, Cain, Charkoudian, Chisholm, Feldmark, Guyton, Ivey, Johnson, Kerr, Kipke, Lehman, J. Lewis, R. Lewis, Malone, Metzgar, Moon, Palakovich Carr, Pendergrass, Reznik, Rogers, Shetty, Stewart, Terrasa, Wells, ~~and K. Young~~ K. Young, Barron, Bhandari, Carr, Charles, Hill, Kelly, Krebs, Morgan, Pena–Melnyk, Rosenberg, and Sample–Hughes

AN ACT concerning

Health Care Practitioners – Medical Examinations on Anesthetized or Unconscious Patients

FOR the purpose of prohibiting health care practitioners and certain students and trainees from performing certain examinations on a patient who is under anesthesia or

unconscious unless the health care practitioner, student, or trainee obtained informed consent from the patient for the examination, the performance of the examination is within the ~~scope~~ standard of care for the patient, ~~or~~ the patient is unconscious and the examination is required for diagnostic or treatment purposes, or an emergency exists, it is impractical to obtain the patient's consent, and the examination is required for diagnostic or treatment purposes; authorizing certain health occupations boards to take certain actions against certain health care practitioners under certain circumstances and in accordance with certain hearing provisions; defining a certain term; and generally relating to medical examinations on anesthetized or unconscious patients.

BY adding to
Article – Health Occupations
Section 1–221.1
Annotated Code of Maryland
~~(2015~~ (2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 392 – Delegates Healey, Cullison, Glenn, Haynes, Holmes, Ivey, J. Lewis, R. Lewis, Shoemaker, and Stein

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 2018 Supplement)

BY adding to
Article – Real Property
Section 11B–111.8
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 393 – Delegates Cassilly, Jalisi, Johnson, and Lisanti

AN ACT concerning

Natural Resources – Park Services Associates – Parking Citations

FOR the purpose of authorizing a park services associate who is not commissioned as a law enforcement officer to issue a citation for a parking violation on certain property in the State; and generally relating to the authority of park services associates.

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–206
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, without amendments,
Article – Transportation
Section 26–301(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 414 – Delegates Healey, Cullison, Glenn, Haynes, Holmes, Ivey, J. Lewis, R. Lewis, Shoemaker, and Stein

AN ACT concerning

Cooperative Housing Corporations – Dispute Settlement and Eviction Procedures

FOR the purpose of specifying that a certain dispute settlement mechanism does not apply to complaints or demands arising out of a cooperative housing member's failure to pay certain assessments; repealing a requirement that the governing body of a cooperative housing corporation hold a hearing on a certain alleged violation under certain circumstances; requiring the governing body of a cooperative housing corporation to give certain notice of a member's right to request a hearing on a certain alleged violation under certain circumstances; requiring the governing body of a cooperative housing corporation to hold a certain hearing if a member requests a hearing under certain circumstances; ~~repealing a certain provision requiring the governing body of a cooperative housing corporation to place proof of a certain notice in the minutes of a certain meeting before imposing any sanction on a member;~~ requiring the governing body of a cooperative housing corporation to deliberate on a certain matter and decide whether a certain sanction is appropriate if a member does not request a hearing under certain circumstances; repealing a certain provision that prohibits the governing body of a certain cooperative housing corporation from bringing an action in court to evict a member based solely on the member's failure to pay certain assessments under certain circumstances; altering the date on and after which a certain dispute settlement mechanism applies under certain circumstances; providing for the application of this Act; and generally relating to dispute settlement and evictions in cooperative housing corporations.

BY repealing and reenacting, with amendments,
Article – Corporations and Associations
Section 5–6B–30
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing
Article – Corporations and Associations
Section 5–6B–31
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 422 – Delegates Anderson and J. Lewis

AN ACT concerning

Criminal Procedure – Expungement of Convictions – Clarification

FOR the purpose of correcting incorrect references; repealing incorrect references; making stylistic, clarifying, and technical changes; and generally relating to expungement.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure

Section 10–110(a)
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 506 – Delegates Valentino–Smith, Bartlett, Feldmark, Fennell, Kelly, Lehman, Lopez, Proctor, and Sample–Hughes

AN ACT concerning

Maryland Department of Health – Special Supplemental Nutrition Program for Women, Infants, and Children – Reports

FOR the purpose of requiring the Maryland Department of Health~~, in consultation with certain stakeholders,~~ to report certain information regarding the Special Supplemental Nutrition Program for Women, Infants, and Children to certain committees of the General Assembly on or before a certain date each year; requiring the Department, in producing the report, to consult with certain stakeholders; providing for the termination of this Act; and generally relating to the Special Supplemental Nutrition Program for Women, Infants, and Children.

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

House Bill 708 – Delegates Turner, Boteler, Cain, Feldmark, Guyton, Ivey, Kaiser, Luedtke, Mosby, Palakovich Carr, and Patterson

AN ACT concerning

Education – Identification of Students With Traumatic Brain Injury – Study and Report

FOR the purpose of requiring the Maryland Department of Health, the State Department of Education, and the State Traumatic Brain Injury Advisory Board jointly to study the underidentification of traumatic brain injuries among school–age children and to recommend a process to identify certain children; requiring the Maryland Department of Health, the State Department of Education, and the State Traumatic Brain Injury Advisory Board to consult with interested stakeholders; requiring the Maryland Department of Health, the State Department of Education, and the State Traumatic Brain Injury Advisory Board to report their 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 identification of students with traumatic brain injuries.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

LETTERS OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

March 4, 2019

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 316 Delegate Kelly, et al

Public Health – Vaccination Reporting Requirements – ImmuNet

Reassigned to Education, Health, and Environmental Affairs

Read and ordered journalized.

LAID OVER CALENDAR NO. 9

Senate Bill 339 – Senators Kagan and Reilly (By Request – Commission to Advance Next Generation 9–1–1 Across Maryland) and Senators Augustine, Bailey, Beidle, Benson, Carozza, Carter, Cassilly, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Gallion, Griffith, Guzzone, Hayes, Hershey, Hester, Jennings, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Ready, Rosapepe, Salling, Serafini, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

AN ACT concerning

Public Safety – 9–1–1 Emergency Telephone System (Carl Henn's Law)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (4) AND THE FAVORABLE REPORT.

SB0339/717674/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 339

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 4 down through "parties;" in line 9.

On page 2, strike beginning with "providing" in line 14 down through "Act;" in line 15; in line 15, strike "and" and substitute "a certain term;"; and strike in their entirety lines 17 through 26, inclusive.

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 17, in line 6, strike "switch" and substitute "**SWITCHED**".

On page 17 in line 9, and on page 19 in lines 20 and 26, in each instance, strike "**TELEPHONE**" and substitute "**SWITCHED LOCAL EXCHANGE ACCESS**".

On page 17 in line 16, and on page 19 in line 31, in each instance, strike "**AN EXCHANGE ACCESS FACILITY**" and substitute "**A 9–1–1 ACCESSIBLE SERVICE**".

On page 17 in line 18, and on page 19 in line 33, in each instance, strike "**TELEPHONE**" and substitute "**9–1–1 ACCESSIBLE**".

AMENDMENT NO. 4

On page 17, in line 8, strike "**(4)**" and substitute "**(5)**"; in line 13, strike "**AND (4)**" and substitute "**THROUGH (5)**"; after line 19, insert:

"**(3) CMRS PROVIDED TO MULTIPLE DEVICES THAT SHARE A MOBILE TELEPHONE NUMBER SHALL BE TREATED AS A SINGLE 9–1–1 ACCESSIBLE SERVICE FOR PURPOSES OF CALCULATING THE 9–1–1 FEE DUE UNDER PARAGRAPH (1) OF THIS SUBSECTION.**";

and in lines 20 and 23, strike "**(3)**" and "**(4)**", respectively, and substitute "**(4)**" and "**(5)**", respectively.

On page 19, in line 18, strike "**(5)**" and substitute "**(6)**"; in line 28, strike "**AND (5)**" and substitute "**THROUGH (6)**"; and after line 35, insert:

"**(4) CMRS PROVIDED TO MULTIPLE DEVICES THAT SHARE A MOBILE TELEPHONE NUMBER SHALL BE TREATED AS A SINGLE 9–1–1 ACCESSIBLE SERVICE FOR PURPOSES OF CALCULATING THE ADDITIONAL CHARGES DUE UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION.**".

On page 20, in lines 1, 5, and 20, strike "**(4)**", "**(5)**", and "**(6)**", respectively, and substitute "**(5)**", "**(6)**", and "**(7)**", respectively.

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0339/843125/1
BY: Senator Kagan

AMENDMENT TO SENATE BILL 339
(First Reading File Bill)

On page 6, in line 8, after "**COUNTY**" insert "**PUBLIC SAFETY ANSWERING POINT**".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 14

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

Senate Bill 73 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Life Insurance and Annuities – Record Retention

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 415 – Senator Kramer

AN ACT concerning

Long–Term Care Insurance – Annual Notice

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 522 – Senators Kelley, Beidle, Benson, Eckardt, Edwards, Elfreth, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hershey, Jennings, Kagan, King, Klausmeier, Kramer, Lam, Lee, Patterson, Pinsky, Reilly, Rosapepe, Serafini, Washington, West, and Young

AN ACT concerning

Virginia I. Jones Alzheimer's Disease and Related Disorders Council – Revisions

SB0522/217071/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 522
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "Council;" insert "repealing the requirement that the Secretary of Health and the Secretary of Aging, or their designees, cochair the Council; requiring the members of the Council to select the chair of the Council;".

AMENDMENT NO. 2

On page 4, in lines 18 and 19, strike "Secretary of Health and the Secretary of Aging, or their designees, shall cochair" and substitute "**MEMBERS OF THE COUNCIL SHALL SELECT THE CHAIR OF**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 796 – Senators Hayes and Lam

AN ACT concerning

State Commission on Kidney Disease – Membership – Revisions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

MESSAGE FROM THE CHIEF EXECUTIVE

March 4, 2019

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H–107 State House
Annapolis, Maryland 21401

Dear President Miller:

In accordance with Article II, §13 of the Constitution of Maryland, I am pleased to submit the following appointment nominations for confirmation by the Maryland State Senate. These individuals bring exceptional knowledge and ability to the offices for which they have been nominated. I am confident they will provide the strength of experience and leadership to instill confidence among our citizens and ensure we succeed in our goals for Marylanders.

I look forward to your favorable approval of these nominees. Thank you for your assistance and support.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

GUBERNATORIAL APPOINTMENTS TO LOCAL BOARDS
REQUIRING SENATE CONFIRMATION
2019 SESSION OF THE MARYLAND GENERAL ASSEMBLY

ALLEGANY COUNTY BOARD OF ELECTIONS	
JoAnn Spiker 118 Mary Court Lavale, Maryland 21502 Allegany/01	Reappointment Majority Party Member Term of 4 years from June 3, 2019
John M. Fetchero 678 Fayette Street Cumberland, Maryland 21502 Allegany/01	Appointment Majority Party Member Term of 4 years from June 3, 2019
Timothy John Donaldson 46 Douglas Avenue Lonaconing, Maryland 21539 Allegany/01	Appointment Majority Party Member Term of 4 years from June 3, 2019
Melissa Buskirk 30 Wright Street Frostburg, Maryland 21532 Allegany/01	Appointment Minority Party Member Term of 4 years from June 3, 2019
John T. Stakem 167 W. Main Street Frostburg, Maryland 21532 Allegany/01	Reappointment Minority Party Member Term of 4 years from June 3, 2019
BALTIMORE CITY BOARD OF ELECTIONS	
Bruce M. Luchansky, Esq. 6107 Benhurst Road Baltimore, Maryland 21209 Baltimore City/41	Appointment Majority Party Member Term of 4 years from June 3, 2019
Tamara M. Purnell 1722 N. Smallwood Street Baltimore, Maryland 21216 Baltimore City/40	Appointment Majority Party Member Term of 4 years from June 3, 2019
Christine M. Digman 1509 Plum Street Baltimore, Maryland 21226 Baltimore City/46	Appointment Majority Party Member Term of 4 years from June 3, 2019
BALTIMORE COUNTY BOARD OF ELECTIONS	
Carol C. Byrd 10201 Harvest Fields Drive Woodstock, Maryland 21163 Baltimore County/10	Appointment Majority Party Member Term of 4 years from June 3, 2019

Bruce L. Robinson 215 Leslie Avenue Nottingham, Maryland 21236 Baltimore County/08	Reappointment Majority Party Member Term of 4 years from June 3, 2019
William J. Feuer 2007 Codd Avenue Dundalk, Maryland 21222 Baltimore County/06	Appointment Majority Party Substitute Term of 4 years from June 3, 2019
Bruce N. Harris 7015 Plymouth Road Pikesville, Maryland 21208 Baltimore County/11	Reappointment Minority Party Member Term of 4 years from June 3, 2019
Gloria Mason 9109 Sunset Ridge Road Randallstown, Maryland 21133 Baltimore County/10	Reappointment Minority Party Substitute Term of 4 years from June 3, 2019
CARROLL COUNTY BOARD OF ELECTIONS	
Griffith B. Manahan, Jr. 1694 Stone Chapel Road New Windsor, Maryland 21776 Carroll/05	Reappointment Majority Party Member Term of 4 years from June 3, 2019
John F. Woodley 2723 Overlook Court Manchester, Maryland 21102 Carroll/05	Appointment Majority Party Member Term of 4 years from June 3, 2019
Harvey Tegeler 6175 Taneytown Pike Taneytown, Maryland 21787 Carroll/05	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Laura M. O'Callaghan 2704 Appleseed Road Finksburg, Maryland 21048 Carroll/05	Reappointment Minority Party Member Term of 4 years from June 3, 2019
Samuel L. Foster 116 Clubside Drive Taneytown, Maryland 21787 Carroll/05	Reappointment Minority Party Member Term of 4 years from June 3, 2019
CHARLES COUNTY BOARD OF ELECTIONS	
Dorothy C. Duffield 7350 Henson Landing Road Welcome, Maryland 20693 Charles/28	Reappointment Majority Party Member Term of 4 years from June 3, 2019

Katherine M. O'Malley–Simpson 8305 Clamber Hill Place Port Tobacco, Maryland 20677 Charles/28	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Craig J. Renner 6442 Leopard Court St. Charles, Maryland 20603 Charles/28	Reappointment Majority Party Member Term of 4 years from June 3, 2019
FREDERICK COUNTY BOARD OF ELECTIONS	
Mary C. Costello 35 E. 2nd Street Frederick, Maryland 21701 Frederick/03	Appointment Minority Party Member Term of 4 years from June 3, 2019
Shirley McDonald 3677 Ridgeview Road Ijamsville, Maryland 21754 Frederick/04	Appointment Minority Party Member Term of 4 years from June 3, 2019
GARRETT COUNTY BOARD OF ELECTIONS	
Lois Arlene Martin 9605 Garrett Highway Oakland, Maryland 21550 Garrett/01	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Connie Diane Meyers 721 Smouse Road Oakland, Maryland 21550 Garrett/01	Reappointment Majority Party Member Term of 4 years from June 3, 2019
James K. Moore 18 Tyler Drive P.O. Box 16 Accident, Maryland 21520 Garrett/01	Appointment Majority Party Substitute Term of 4 years from June 3, 2019
Charles P. Nolan 18 Hillcrest Drive Deer Park, Maryland 21550 Garrett/01	Reappointment Minority Party Member Term of 4 years from June 3, 2019
Randall R. Glotfelty 187 Englewood Lane Grantsville, Maryland 21536 Garrett/01	Reappointment Minority Party Substitute Term of 4 years from June 3, 2019

HARFORD COUNTY BOARD OF ELECTIONS	
Joseph N. Price 408 Dellcrest Drive Forest Hill, Maryland 21050 Harford/07	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Allison McCord 1204 Basil Court Bel Air, Maryland 21014 Harford/35	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Cynthia Allred 4864 Carea Road White Hall, Maryland 21161 Harford/07	Appointment Majority Party Member Term of 4 years from June 3, 2019
Medford J. Campbell, III 209 Spry Island Road Joppa, Maryland 21085 Harford/07	Appointment Minority Party Member Term of 4 years from June 3, 2019
Michael A. Dykes 1691 Mohegan Drive Havre de Grace, Maryland 21078 Harford/34	Appointment Minority Party Member Term of 4 years from June 3, 2019
HOWARD COUNTY BOARD OF ELECTIONS	
Donna Kay Thewes 9535 Cissell Avenue Laurel, Maryland 20723 Howard/13	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Patrick R. Mullinix 16717 Frederick Road Mt. Airy, Maryland 21771 Howard/09	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Diane Butler 4056 Saint John's Lane Ellicott City, Maryland 21042 Howard/12	Reappointment Majority Party Substitute Term of 4 years from June 3, 2019
MONTGOMERY COUNTY BOARD OF ELECTIONS	
James F. Shalleck, Esq. 9408 Bethany Place Montgomery Village, Maryland 20886 Montgomery/39	Reappointment Majority Party Member Term of 4 years from June 3, 2019

Nahid Khozeimeh, Sc.D. 7005 Millwood Road Bethesda, Maryland 20817 Montgomery/16	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Diane N. Dillon, Esq. 9800 East Bexhill Drive Kensington, Maryland 20895 Montgomery/18	Appointment Majority Party Member Term of 4 years from June 3, 2019
Jacqueline L. Phillips 7900 Glendale Drive Chevy Chase, Maryland 20815 Montgomery/18	Reappointment Majority Party Substitute Term of 4 years from June 3, 2019
David A. Naimon, Esq. 7017 Wolftree Lane Rockville, Maryland 20852 Montgomery/16	Reappointment Minority Party Member Term of 4 years from June 3, 2019
Elisse W. Barnes, Ph.D. 1711 Chiswick Court Silver Spring, Maryland 20904 Montgomery/20	Appointment Minority Party Member Term of 4 years from June 3, 2019
Alan Banov, Esq. 9605 Hillridge Drive Kensington, Maryland 20895 Montgomery/18	Reappointment Minority Party Substitute Term of 4 years from June 3, 2019
PRINCE GEORGE'S COUNTY BOARD OF ELECTIONS	
John E. Rowe 403 Careybrook Lane Oxon Hill, Maryland 20745 Prince George's/26	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Thomas John Slezak 3433 Stanford Street Hyattsville, Maryland 20783 Prince George's/22	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Roberta Buell Deegan 4316 Knott Street Beltsville, Maryland 20705 Prince George's/21	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Jaime J. Vazquez–Saldana 7301 Radcliffe Drive College Park, Maryland 20740 Prince George's/21	Reappointment Majority Party Member Term of 4 years from June 3, 2019

David L. Cahn, Esq. 14905 Mount Calvert Road Upper Marlboro, Maryland 20772 Prince George's/27	Appointment Majority Party Substitute Term of 4 years from June 3, 2019
Harold Ruston 33 Staton Drive Upper Marlboro, Maryland 20774 Prince George's/26	Appointment Majority Party Substitute Term of 4 years from June 3, 2019
Beatrice P. Tignor, Ed.D. 14201 Water Fowl Way Upper Marlboro, Maryland 20774 Prince George's/25	Reappointment Minority Party Member Term of 4 years from June 3, 2019
Monica Anne Roebuck 3313 Mont Clare Lane Bowie, Maryland 20715 Prince George's/23	Appointment Minority Party Substitute Term of 4 years from June 3, 2019
QUEEN ANNE'S COUNTY BOARD OF ELECTIONS	
David Woods Stevens 218 Holly Lane Grasonville, Maryland 21638 Queen Anne's/36	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Mary Jane Golt Sparks 1731 Harbor Drive Chester, Maryland 21619 Queen Anne's/36	Reappointment Majority Party Member Term of 4 years from June 3, 2019
William E. Stoops 725 Church Hill Road Centreville, Maryland 21617 Queen Anne's/36	Reappointment Majority Party Member Term of 4 years from June 3, 2019
William A. Seth 99 Glendale Avenue Centreville, Maryland 21617 Queen Anne's/36	Reappointment Minority Party Member Term of 4 years from June 3, 2019
Mary E. Walker 1008 Love Point Road Stevensville, Maryland 21666 Queen Anne's/36	Appointment Minority Party Member Term of 4 years from June 3, 2019
ST. MARY'S COUNTY BOARD OF ELECTIONS	
John E. Payne P.O. Box 490 Chaptico, Maryland 20621 St. Mary's/29	Appointment Majority Party Member Term of 4 years from June 3, 2019

Kenneth F. Boothe 46138 Boothe Farm Lane Great Mills, Maryland 20634 St. Mary's/29	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Mary E. Coombs P.O. Box 276 Hollywood, Maryland 20636 St. Mary's/29	Appointment Majority Party Substitute Term of 4 years from June 3, 2019
Rebecca Jo Wathen 14681 Pt. Lookout Road, P.O. Box 67 St. Inigoes, Maryland 20684 St. Mary's/29	Reappointment Minority Party Member Term of 4 years from June 3, 2019
Theresa Ann Raley P.O. Box 10 Great Mills, Maryland 20634 St. Mary's/29	Reappointment Minority Party Substitute Term of 4 years from June 3, 2019
SOMERSET COUNTY BOARD OF ELECTIONS	
Jerry S. Boston 10272 Charles Boston Road Princess Anne, Maryland 21853 Somerset/38	Appointment Majority Party Member Term of 4 years from June 3, 2019
Tara L. Nelson 26302 Byrd Road Crisfield, Maryland 21817 Somerset/38	Appointment Majority Party Member Term of 4 years from June 3, 2019
WASHINGTON COUNTY BOARD OF ELECTIONS	
Connie L. Mozingo 933 Kenwood Drive Hagerstown, Maryland 21740 Washington/02	Appointment Majority Party Member Term of 4 years from June 3, 2019
James P. Schultheis 20107 Scenic View Way Boonsboro, Maryland 21713 Washington/02	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Martin A. Lumm 13542 Paradise Church Road Hagerstown, Maryland 21742 Washington/02	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Tammy Elizabeth Downin 20103 Daniel's Circle Hagerstown, Maryland 21742 Washington/02	Reappointment Minority Party Member Term of 4 years from June 3, 2019

William G. Blazes, Jr. 11901 Beavervale Road Smithsburg, Maryland 21783 Washington/02	Reappointment Minority Party Member Term of 4 years from June 3, 2019
WICOMICO COUNTY BOARD OF ELECTIONS	
Bradley Allen Bellacicco 27003 McLeyland Terrace Salisbury, Maryland 21801 Wicomico/37	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Joseph L. Collins 23550 Taylors Trail Mardela Springs, Maryland 21837 Wicomico/37	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Catherine R. Keim 627 Ridge Road Salisbury, Maryland 21801 Wicomico/38	Reappointment Majority Party Member Term of 4 years from June 3, 2019
WORCESTER COUNTY BOARD OF ELECTIONS	
Audrey V. Wahl 37 Clubhouse Drive Berlin, Maryland 21811 Worcester/38	Appointment Majority Party Member Term of 4 years from June 3, 2019
Edward A. Rodier 13344 Cove Landing Road Bishopville, Maryland 21813 Worcester/38	Reappointment Majority Party Member Term of 4 years from June 3, 2019
Linda Ates Moran 11500 Quillin Way Berlin, Maryland 21811 Worcester/38	Appointment Majority Party Member Term of 4 years from June 3, 2019

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 355)

SENATE THIRD READING CALENDAR NO. 26 (GENERAL SENATE BILLS)

Senate Bill 99 – **Senators Elfreth, Reilly, ~~and Beidle~~ Beidle, and Patterson**

AN ACT concerning

~~Anne Arundel County –~~ Public Safety – Buildings Used for Agritourism

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

Affirmative – 47 Negative – 0 (See Roll Call No. 356)

The Bill was then sent to the House of Delegates.

Senate Bill 285 – **Senators Kagan, Augustine, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hester, Kelley, King, Kramer, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker**

AN ACT concerning

Environment – Expanded Polystyrene Food Service Products – Prohibition

Senator Jennings moved to make the Bill a Special Order for March 5, 2019.

The motion was adopted.

Senate Bill 296 – **Senators King and Feldman**

AN ACT concerning

Property Tax – Exemptions – Nonprofit Charitable Museums

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

Affirmative – 46 Negative – 0 (See Roll Call No. 357)

The Bill was then sent to the House of Delegates.

Senate Bill 314 – **Senators Lam and Guzzone**

AN ACT concerning

Department of General Services – Energy–Conserving and Bird–Safe Building Standards
(Maryland Sustainable Buildings Act of 2019)

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

Affirmative – 25 Negative – 21 (See Roll Call No. 358)

The Bill was then sent to the House of Delegates.

Senate Bill 368 – Senators West, Eckardt, Salling, Serafini, Waldstreicher, and Young

AN ACT concerning

Baltimore–Washington International Thurgood Marshall Airport – Security Screening Checkpoint – Charitable Donations

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

Affirmative – 47 Negative – 0 (See Roll Call No. 359)

The Bill was then sent to the House of Delegates.

Senate Bill 654 – Senators Hester ~~and~~, Zucker, Eckardt, Edwards, Elfreth, Ferguson, Griffith, Guzzone, King, McCray, Peters, Rosapepe, Salling, and Serafini

AN ACT concerning

Property Tax Credit – Elderly Individuals – Eligibility

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

Affirmative – 47 Negative – 0 (See Roll Call No. 360)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 1 (GENERAL HOUSE BILLS)

House Bill 129 – Delegates Busch and Cain

AN ACT concerning

Mandated Appropriation – City of Annapolis – Services

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

Affirmative – 42 Negative – 5 (See Roll Call No. 361)

The Bill was then returned to the House of Delegates.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 362)

ADJOURNMENT

At 9:18 P.M. on motion of Senator Guzzone the Senate adjourned until 10:30 A.M. on Tuesday, March 5, 2019 in memory of Senator Wayne Norman.

Annapolis, Maryland
Tuesday, March 5, 2019
10:30 A.M. Session

The Senate met at 10:31 A.M.

Prayer by Reverend Herb Watson, St. Marks United Methodist Church, guest of Senator Beidle.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 365)

The Journal of March 4, 2019 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 293 – Senator Paul G. Pinsky:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
The National Aeronautics and Space Administration's
Goddard Space Flight Center
in recognition of
60 years of excellence in scientific innovation, exploration, and discovery, expanding our knowledge of the Universe.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 5th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 366)

QUORUM CALL

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

(See Roll Call No. 367)

SENATE THIRD READING CALENDAR NO. 27 (GENERAL SENATE BILLS)

Senate Bill 328 – Senators Smith, Augustine, Carter, Elfreth, Ellis, Ferguson, Griffith, Hayes, Hester, Kramer, Lam, Lee, McCray, Rosapepe, and Waldstreicher

AN ACT concerning

Labor and Employment – Noncompete and Conflict of Interest Clauses

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

Affirmative – 46 Negative – 1 (See Roll Call No. 368)

The Bill was then sent to the House of Delegates.

Senate Bill 406 – Senators Ferguson, Benson, Carter, Elfreth, Ellis, Feldman, Guzzone, Hayes, Klausmeier, Lee, McCray, Nathan–Pulliam, Patterson, Rosapepe, ~~and Washington~~ Washington, Beidle, and Kelley

AN ACT concerning

~~Prenatal and Infant Care Coordination – Grant Funding and~~ Task Force on Maryland Maternal and Child Health

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

Affirmative – 47 Negative – 0 (See Roll Call No. 369)

The Bill was then sent to the House of Delegates.

Senate Bill 680 – Harford County Senators

AN ACT concerning

Economic Development – Regional Advanced Manufacturing Partnership of Maryland

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

Affirmative – 47 Negative – 0 (See Roll Call No. 370)

The Bill was then sent to the House of Delegates.

SPECIAL ORDER CALENDAR NO. 18

Senate Bill 285 – Senators Kagan, Augustine, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hester, Kelley, King, Kramer, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Environment – Expanded Polystyrene Food Service Products – Prohibition

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 34 Negative – 13 (See Roll Call No. 371)

The Bill was then sent to the House of Delegates.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 7

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 114 – Senators Hough, Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Jennings, Ready, Salling, Simonaire, and West

AN ACT concerning

Firearms – Handgun Permit – Preliminary Approval

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 287 – Senators Cassilly, Bailey, Carozza, Edwards, Gallion, Hough, Jennings, Ready, Reilly, Salling, and Simonaire

AN ACT concerning

Handgun Qualification License – Training Requirement – Exemption

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 499 – Senator Hayes

AN ACT concerning

Baltimore City – Baltimore Police Department – Percentage of Civilian Employees and Police Officers

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 527 – Senator Smith

AN ACT concerning

Correctional Services – Inmates – Labor

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 8

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 236 – Senators Carter and Smith

AN ACT concerning

Jury Service – Qualification Criteria – Criminal Conviction or Charge

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 305 – Senator Beidle

AN ACT concerning

Real Property – Homeowners Associations – Number of Declarant Votes

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 9

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 237 – Senators Carter, Smith, and Washington

AN ACT concerning

Vehicle Laws – Canceled, Revoked, and Suspended Driver's Licenses – 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 327 – Senator Smith

AN ACT concerning

Justice Reinvestment Act – Diminution Credits – Sentencing

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 464 – Senators King, Ferguson, Guzzone, Kagan, Kramer, and Zucker

AN ACT concerning

School Bus Monitoring Cameras – Civil Penalty – Sunset Repeal

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 842 – Senator Carter

AN ACT concerning

Criminal Law – Gaming – Civil Offense

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 860 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Immunity – Revocation of Release

Senator Jennings moved to make the Bill and Report a Special Order for March 6, 2019.

The motion was adopted.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 10

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 97 – Senators Hough and Zirkin

AN ACT concerning

Firearms – Right to Purchase, Possess, and Carry – Use of Medical Cannabis

SB0097/558271/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 97

(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zirkin" and substitute ", Zirkin, Ready, and West".

The preceding amendment was 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 102 – Senator Zirkin

AN ACT concerning

Courts – Direct Action Against Insurer

SB0102/528173/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 102
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Against" insert "Automobile"; in line 3, strike "a certain" and substitute "an automobile"; in lines 7 and 8, strike "certain parties under certain circumstances" and substitute "an insurer alone if the third–party claimant agrees to cap recovery at applicable policy limits; providing that, notwithstanding certain joint and several liability, a certain insurer is not liable for more than a certain policy limit"; and in line 12, after "against" insert "automobile".

AMENDMENT NO. 2

On page 3, in lines 23 and 24, strike "**, A HOMEOWNER'S INSURANCE POLICY, OR A RENTER'S INSURANCE POLICY**"; and in lines 25 and 26 and 31 and 32, in each instance, strike "**, HOMEOWNER'S INSURANCE POLICY, OR RENTER'S INSURANCE POLICY**".

AMENDMENT NO. 3

On page 3, in line 29, strike "**AND (3)**" and substitute "**THROUGH (4)**".

On page 4, strike beginning with the colon in line 1 down through "**THE**" in line 2 and substitute "**THE**"; strike beginning with the semicolon in line 3 down through "**JOINTLY**" in line 4; and in line 5, after "**(3)**" insert "**NOTWITHSTANDING ANY JOINT AND SEVERAL LIABILITY OF AN INSURER, THE INSURER IS NOT LIABLE FOR MORE THAN THE APPLICABLE POLICY LIMIT.**

(4)".

The preceding 3 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 138 – Senators Lee, Augustine, Elfreth, Ellis, Feldman, Kelley, King, Lam, Nathan–Pulliam, Patterson, Pinsky, Smith, and Washington

AN ACT concerning

Stalking – Violation of Conditions of Release and Disqualifying Crime

SB0138/668770/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 138
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "and Disqualifying Crime"; strike beginning with "altering" in line 5 down through "stalking;" in line 7; and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 10 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.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 212 – Senator Lee

AN ACT concerning

Estates and Trusts – Execution of Wills – Presence of Witnesses

SB0212/998074/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 212
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "and" in line 6 down through "means" in line 7.

AMENDMENT NO. 2

On page 2, strike beginning with the colon in line 4 down through "**THE**" in line 5 and substitute "**THE**"; and strike beginning with the semicolon in line 6 down through "**MEANS**" in line 8.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 245 – Senator Kramer

AN ACT concerning

Transportation – Ignition Interlock Devices – Definition

SB0245/758274/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 245
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Kramer" and substitute "Senators Kramer, Lee, Smith, and West".

AMENDMENT NO. 2

On page 1, in line 2, strike "Devices" and substitute "System"; in line 4, strike "device" and substitute "system"; in the same line, after "a" insert "certain"; strike beginning with "capable" in line 4 down through "installed" in line 5; and in line 6, strike "devices" and substitute "systems".

AMENDMENT NO. 3

On page 1, in lines 18 and 19, in each instance, strike "driver's" and substitute "**PERSON'S**"; in line 21, strike "**CAPABLE**" and substitute "**:**

(I) WITH THE CAPABILITY";

and strike beginning with the first "**THE**" in line 21 down through "**INSTALLED**" in line 22 and substitute "**STILL IMAGES OF THE PERSON TAKING THE TEST OF THE PERSON'S BLOOD ALCOHOL LEVEL;**

(II) WITHOUT THE CAPABILITY TO RECORD SOUND;

(III) WITHOUT THE CAPABILITY TO RECORD VIDEO; AND

(IV) THAT RECORDS IMAGES ONLY WHILE THE DEVICE IS TESTING THE BLOOD ALCOHOL LEVEL OF THE PERSON TAKING THE TEST OR IF THE DEVICE IS BEING TAMPERED WITH".

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 with amendments:

Senate Bill 394 – Senators Waldstreicher, Hough, Smith, and West

AN ACT concerning

Criminal Procedure – Expungement – Boating Offenses

SB0394/938175/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 394
(First Reading File Bill)

On page 1, in the sponsor line, strike "and West" and substitute "West, Zirkin, Carter, Cassilly, Hester, Lee, Ready, and Washington".

The preceding amendment was 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 398 – The President (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

Code Revision – Estates and Trusts

SB0398/738979/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 398
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 29, strike "9–102(b) and (c)" and substitute "9–102".

AMENDMENT NO. 2

On page 30, in line 28, strike "**IS**" and substitute "**WAS**".

On page 35, in line 9, strike "**REGISTER**" and substitute "**PETITIONER**".

On page 63, after line 15, insert:

"(a) A trustee appointed by will to execute a trust contained in it may decline to accept the appointment by filing a statement of renunciation with the register of the county in which the will is admitted to probate before **[**he**] THE TRUSTEE** receives property or performs an act pursuant to the trust.".

On page 75, in line 6, after "**THE**" insert "**MINOR OR**".

On page 83, in line 16, strike the brackets; in the same line, strike "**RETAIN FUNDS**" and substitute "**OR HERSELF**"; and strike in their entirety lines 27 through 29, inclusive.

On page 88, after line 20, insert:

"**(II) ON RECEIPT OF A REPORT UNDER ITEM (I) OF THIS ITEM:**";

in line 21, strike "**(II)**"; in the same line, strike the brackets; in the same line, strike "**DUTY TO**"; in line 24, after "it" insert "**] THE COURT**"; in lines 24 and 25, strike "**] THE DUTY TO**"; in line 27, after "it" insert "**] THE COURT**"; in lines 27 and 28, strike "**] THE DUTY TO**"; in line 30, strike the first set of brackets; and in the same line, strike "**POWER TO**".

On page 96, in line 25, after "**(1)**" insert "**(I)**"; in line 27, strike "**(2) (I)**" and substitute "**(II)**"; and in line 30, strike "**(II)**" and substitute "**(2)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 858 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Academic Research – Medical Uses and Properties of Cannabis

SB0858/868176/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 858
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 4 and 5, strike "related medical facility" and substitute "certain facility or firm"; and in lines 12 and 13, strike "Maryland Department of Health" and substitute "Commission".

AMENDMENT NO. 2

On page 2, in line 11, strike "**OR**" and substitute a comma; and in line 12, after "**FACILITY**" insert "**, OR AN AFFILIATED BIOMEDICAL RESEARCH FIRM**".

On page 4, in line 23, strike "**OR**" and substitute a comma; in line 24, after "**FACILITY**" insert "**, OR AN AFFILIATED BIOMEDICAL RESEARCH FIRM**"; in line 26, strike "**OR**" and substitute a comma; and in the same line, after "**PROPERTIES**" insert "**, OR COMPOSITION**".

On page 5, in line 12, strike "**OR**" and substitute a comma; in the same line, after "**PROPERTIES**" insert "**, OR COMPOSITION**".

AMENDMENT NO. 3

On page 5, in line 13, strike "**DEPARTMENT**" and substitute "**COMMISSION**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 15

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

Senate Bill 53 – Chair, Finance Committee (By Request – Departmental – Maryland Energy Administration)

AN ACT concerning

State Finance and Procurement – Energy Performance Contracts

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 147 – Senator Klausmeier

AN ACT concerning

Public Health – Disposition of Remains – Forfeiture or Waiver of Right of Disposition

SB0147/897075/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 147
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Klausmeier" and substitute "Senators Klausmeier, Augustine, Beidle, Benson, Feldman, Hayes, Hershey, Jennings, Kelley, Kramer, Reilly, and Young"; in line 4, after the first "of" insert "adding an adult grandchild of a certain decedent to the list of persons who have the right to arrange for the final disposition of the body of the decedent;"; in line 11, after "Act;" insert "making conforming changes;"; in lines 13 and 23, in each instance, strike "without" and substitute "with"; in line 15, after "5–509(c)" insert "and (d)"; and in line 25, after "7–410(c)" insert "and (d)".

AMENDMENT NO. 2

On page 2, after line 18, insert:

"**(5) AN ADULT GRANDCHILD OF THE DECEDENT;**";

in lines 19, 21, and 23, strike "(5)", "(6)", and "(7)", respectively, and substitute "**(6)**", "**(7)**", and "**(8)**", respectively; in lines 23 and 27, in each instance, strike "(6)" and substitute "**(7)**"; and after line 28, insert:

"(d) (1) Subject to paragraph (2) of this subsection, if a decedent has more than one survivor under subsection (c)(1) through **[**(4)**] (5)** of this section, any adult child, parent, or adult brother or sister of the decedent who confirms in writing to a practitioner that all of the other members of the same class have been notified may serve as the authorizing agent for purposes of § 5–502 of this subtitle unless the practitioner receives a written objection to the cremation from another member of that class within 24 hours.

(2) If a decedent has more than one survivor under subsection (c)(1) through **[**(4)**] (5)** of this section, the majority of a class may serve as the authorizing agent.".

On page 3, in line 4, strike "**3**" and substitute "**7**"; in line 6, strike "**4**" and substitute "**10**"; strike in their entirety lines 8 through 10, inclusive; in line 11, strike "**(III)**" and substitute "**(II)**"; in line 14, after "**DIRECTOR**" insert "**; OR**

(III) IS THE SUBJECT OF AN ACTIVE INTERIM, TEMPORARY, OR FINAL PROTECTIVE ORDER AND THE DECEDENT WAS A PERSON ELIGIBLE FOR RELIEF, AS DEFINED UNDER § 4–501 OF THE FAMILY LAW ARTICLE, UNDER THE ORDER, AND A COPY OF THE ORDER IS PRESENTED TO THE FUNERAL DIRECTOR";

in line 15, strike "**UNLESS FINAL DISPOSITION HAS ALREADY OCCURRED, A**" and substitute "**A**"; and in line 16, strike "**(2)(III)**" and substitute "**(2)(II)**".

On page 4, after line 10, insert:

"**(5) AN ADULT GRANDCHILD OF THE DECEDENT;**";

in lines 11, 13, and 15, strike "(5)", "(6)", and "(7)", respectively, and substitute "**(6)**", "**(7)**", and "**(8)**", respectively; in lines 15 and 19, in each instance, strike "(6)" and substitute "**(7)**"; after line 20, insert:

"(d) (1) Subject to paragraph (2) of this subsection, if a decedent has more than one survivor under subsection (c)(1) through **[**(4)**] (5)** of this section, any adult child, parent, or adult brother or sister of the decedent who confirms in writing to a licensee that all of the other members of the same class have been notified may serve as the authorizing agent unless the licensee receives a written objection from another member of that class.

(2) If a decedent has more than one survivor under subsection (c)(1) through **[**(4)**] (5)** of this section, the majority of a class may serve as the authorizing agent.";

in line 28, strike "**3**" and substitute "**7**"; in line 30, strike "**4**" and substitute "**10**"; and strike in their entirety lines 32 through 34, inclusive.

On page 5, in line 1, strike "**(III)**" and substitute "**(II)**"; in line 4, after "**DIRECTOR**" insert "**; OR**

(III) IS THE SUBJECT OF AN ACTIVE INTERIM, TEMPORARY, OR FINAL PROTECTIVE ORDER AND THE DECEDENT WAS A PERSON ELIGIBLE FOR RELIEF, AS DEFINED UNDER § 4–501 OF THE FAMILY LAW ARTICLE, UNDER THE ORDER, AND A COPY OF THE ORDER IS PRESENTED TO THE FUNERAL DIRECTOR";

in line 5, strike "**UNLESS FINAL DISPOSITION HAS ALREADY OCCURRED, A**" and substitute "**A**"; and in line 6, strike "**(2)(III)**" and substitute "**(2)(II)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 310 – Senators Hayes, Carter, Ferguson, McCray, and Washington

AN ACT concerning

Baltimore City – Unpackaged Cigarettes – Prohibition on Sale

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 422 – Senators Benson, Feldman, Klausmeier, and Zucker

AN ACT concerning

State Department of Education – Employment Categories and Practices

Senator Cassilly moved to make the Bill and Report a Special Order for March 7, 2019.

The motion was adopted.

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

Senate Bill 425 – Senators Benson, Feldman, Guzzone, Klausmeier, Kramer, Lee, Nathan–Pulliam, Rosapepe, Simonaire, Washington, and Young

AN ACT concerning

Home Energy Assistance – Critical Medical Needs Program

SB0425/837578/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 425
(First Reading File Bill)

On page 7, in line 4, strike "**THE**" and substitute "**IN ACCORDANCE WITH THE REQUIREMENTS SET FORTH IN THE CODE OF MARYLAND REGULATIONS, THE**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 511 – Cecil County Senators

AN ACT concerning

Cecil County – Correctional Deputy Sheriffs – Collective Bargaining

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 521 – Senators Smith, Bailey, Cassilly, Eckardt, Ellis, Ferguson, Gallion, Griffith, Hayes, Hough, Jennings, King, Ready, Reilly, Salling, Serafini, Simonaire, and West

AN ACT concerning

Veteran Suicide Prevention – Comprehensive Action Plan

SB0521/517279/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 521
(First Reading File Bill)

On page 1, in the sponsor line, strike "and West" and substitute "West, Augustine, Beidle, Benson, Feldman, Hershey, Kelley, Klausmeier, and Kramer".

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. 11

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

Senate Bill 343 – Senator Kagan

AN ACT concerning

Election Law – Voting by Absentee Ballot – Prepaid Postage for Return of Ballots

SB0343/794337/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 343
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike "authorizing" and substitute "requiring"; in the same line, strike "a" and substitute "each"; in line 8, strike "on petition by the local board"; and in the same line, after "for" insert "a certain percentage of".

AMENDMENT NO. 2

On page 2, in line 24, strike "**ON PETITION OF A LOCAL BOARD, THE**" and substitute "**THE**"; in the same line, strike "**MAY**" and substitute "**SHALL**"; in line 25, strike the first "**THE**" and substitute "**EACH**"; and in the same line, after "**FOR**" insert "**50% OF**".

The preceding 2 amendments were read only.

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

The motion was adopted.

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

Senate Bill 364 – Senators Simonaire, Bailey, Carozza, Ellis, Gallion, Kagan, Lam, Patterson, and Young

AN ACT concerning

Election Law – Election Day Page Program – Establishment

SB0364/614635/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 364
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "for" insert "use by"; in line 7, after "Program;" insert "requiring a participating local board to implement or use the components of a certain page training program;"; in line 8, after "implement" insert "a page"; in the same line, strike "programs developed by the State Board and" and substitute "program,"; in line 9, after "training" insert ", and to encourage certain individuals to train as an election judge"; and in line 11, strike "coordination" and substitute "collaboration".

AMENDMENT NO. 2

On page 2, in line 21, after "**FOR**" insert "**USE BY**"; in line 27, after "**(A)**" insert "**(1)**"; and after line 27, insert:

"**(2) A PARTICIPATING LOCAL BOARD SHALL IMPLEMENT OR USE COMPONENTS OF THE PAGE TRAINING PROGRAM DEVELOPED BY THE STATE BOARD UNDER § 10–402(C)(1) OF THIS SUBTITLE.**".

On page 3, in line 3, strike "**THE**" and substitute "**A PAGE**"; in the same line, strike "**DEVELOPED UNDER § 10–402 OF THIS SUBTITLE**"; in the same line, strike "**AND**"; in line 5, after "**DAY**" insert "**; AND**

(3) ENCOURAGE INDIVIDUALS AT LEAST 16 YEARS OLD WHO APPLY TO THE PROGRAM TO TRAIN AS AN ELECTION JUDGE";

in line 8, strike "**COORDINATION**" and substitute "**COLLABORATION**"; strike beginning with "**BE**" in line 17 down through "**(2)**" in line 18; in line 19, strike "**6**" and substitute "**9**"; in line 20, strike "**A PARTICIPANT IN A HOME INSTRUCTION PROGRAM**"; in line 21, strike "**ACADEMIC INSTRUCTION**" and substitute "**REGULAR, THOROUGH INSTRUCTION DURING THE SCHOOL YEAR IN THE STUDIES USUALLY TAUGHT IN PUBLIC SCHOOLS**"; and in lines 23, 25, and 27, strike "**(3)**", "**(4)**", and "**(5)**", respectively, and substitute "**(2)**", "**(3)**", and "**(4)**", respectively.

The preceding 2 amendments were read only.

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

The motion was adopted.

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

Senate Bill 743 – Senators Pinsky, Kagan, King, Lam, Lee, Rosapepe, West, Young, and Zucker

AN ACT concerning

Election Law – Election Service Providers – Contract Clauses and Termination of Contract

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 12

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

Senate Bill 180 – Senator King

AN ACT concerning

Education – Robotics Grant Program – Alterations

SB0180/394432/2

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 180
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike "nonprofit"; in the same line, strike "and community clubs"; strike beginning with "repealing" in line 4 down through "Program;" in line 6; and in line 7, after "budget;" insert "defining a certain term;".

AMENDMENT NO. 2

On page 1, after line 17, insert:

"**(A) IN THIS SECTION, "ELIGIBLE ORGANIZATION" MEANS A NONPROFIT ORGANIZATION THAT PROVIDES A MAJORITY OF PUBLIC SCHOOL YOUTH WITH AN OUT–OF–SCHOOL TIME EXPERIENCE THAT FOCUSES ON PERSONAL AND WORKFORCE DEVELOPMENT.**";

in line 18, strike "(a)" and substitute "**(B)**"; in line 19, strike the brackets; in the same line, strike the comma; in line 20, strike "nonprofit" and substitute "**ELIGIBLE**"; in the same line, strike "**, AND COMMUNITY** clubs"; in line 22, strike "(b)" and substitute "**(C)**"; in the same line, strike the brackets; in the same line, strike "**, A NONPROFIT ORGANIZATION, OR A COMMUNITY CLUB**" and substitute "**OR AN ELIGIBLE ORGANIZATION**"; in line 23, strike "**, NONPROFIT ORGANIZATION,**" and substitute "**OR ELIGIBLE ORGANIZATION**".

On page 2, in line 1, strike "**OR COMMUNITY CLUB**"; in line 3, strike the opening bracket; in the same line, strike "existing nonprofit robotics club" and substitute "**ELIGIBLE ORGANIZATION**"; in line 4, after "section" insert "**ONLY**"; in the same line, strike "nonprofit robotics club" and substitute "**ELIGIBLE ORGANIZATION**"; in the same line, strike the closing bracket; in lines 5, 7, and 9, strike "(c)", "(d)", and "(e)", respectively, and substitute "**(D)**", "**(E)**", and "**(F)**", respectively; and in line 6, strike "**$500,000**"and substitute "**$350,000**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 318 – Senators Feldman, Klausmeier, and Zucker

AN ACT concerning

Education – School Safety Subcabinet Advisory Board – Membership

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 334 – Senator Hough

AN ACT concerning

County Boards of Education – Appointment to Fill a Vacancy of an Elected Member – Candidate Information Requests

SB0334/454132/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 334
(First Reading File Bill)

AMENDMENT NO. 1

In line 4, strike "a county board of education" and substitute "a certain appointing authority"; in line 5, after "board" insert "of education"; and in line 6, after "manner;" insert "defining a certain term;".

AMENDMENT NO. 2

After line 16, insert:

"**(A) IN THIS SECTION, "APPOINTING AUTHORITY" MEANS THE INDIVIDUAL OR ENTITY THAT IS RESPONSIBLE FOR APPOINTING A QUALIFIED INDIVIDUAL TO FILL A VACANCY OF AN ELECTED MEMBER OF A COUNTY BOARD.**";

in line 17, before "**ON**" insert "**(B)**"; in the same line, strike "**A COUNTY BOARD**" and substitute "**AN APPOINTING AUTHORITY**"; and in line 20, strike "**COUNTY BOARD**" and substitute "**APPOINTING AUTHORITY**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 747 – Senators Lam, Guzzone, and Rosapepe

AN ACT concerning

Education – Removal of County Superintendents – Procedures

SB0747/764431/1
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 the first "of" insert "requiring the State Superintendent of Schools to provide a county superintendent of schools with certain information if the State Superintendent intends to remove the county superintendent;"; strike beginning with "file" in line 3 down through the second "of" in line 4 and substitute "remove"; in line 5, strike "of schools" and substitute "in a certain manner"; strike beginning with "specifying" in line 5 down through "circumstances;" in line 11; and strike beginning with "authorizing" in line 15 down through "Education;" in line 17.

AMENDMENT NO. 2

On page 2, in line 31, after "Superintendent" insert "**OR A COUNTY BOARD**".

On page 3, strike in their entirety lines 5 through 20, inclusive; in lines 21, 28, and 29, in each instance, strike the brackets; strike beginning with "**(3)**" in line 21 down through the period in line 27 and substitute "**THE STATE SUPERINTENDENT MAY REMOVE A COUNTY SUPERINTENDENT UNDER THIS SUBSECTION IF THE STATE SUPERINTENDENT PROVIDES THE COUNTY SUPERINTENDENT WITH:**

(I) THE REASON FOR REMOVAL, CHOSEN FROM ONE OR MORE OF THE ITEMS IN PARAGRAPH (1) OF THIS SUBSECTION;

(II) DOCUMENTATION SUPPORTING THE CASE FOR REMOVAL; AND

(III) THE OPPORTUNITY TO REQUEST A HEARING WITHIN 10 DAYS BEFORE THE STATE SUPERINTENDENT IN ACCORDANCE WITH THIS SUBSECTION.";

in line 28, strike "**(4)**"; and in line 29, strike "**30–DAY**".

On page 4, in line 1, strike the bracket; strike beginning with the bracket in line 2 down through "**11**" in line 3; strike beginning with the semicolon in line 4 down through "**BOARD**" in line 7; after line 10, insert:

"**(4) A COUNTY BOARD MAY REMOVE A COUNTY SUPERINTENDENT UNDER THIS SUBSECTION IF THE COUNTY BOARD PROVIDES THE COUNTY SUPERINTENDENT WITH:**

(I) THE REASON FOR REMOVAL, CHOSEN FROM ONE OR MORE OF THE ITEMS IN PARAGRAPH (1) OF THIS SUBSECTION;

(II) DOCUMENTATION SUPPORTING THE CASE FOR REMOVAL; AND

(III) THE OPPORTUNITY TO REQUEST A HEARING WITHIN 10 DAYS BEFORE AN ARBITRATOR IN ACCORDANCE WITH THIS SUBSECTION.";

in line 12, strike "**30–DAY**" and substitute "**10–DAY**"; and in lines 16, 19, and 30, in each instance, strike "**STATE SUPERINTENDENT**" and substitute "**COUNTY BOARD**".

On page 5, in lines 4, 8 and 9, and 13 and 14, in each instance, strike "**STATE SUPERINTENDENT**" and substitute "**COUNTY BOARD**"; in line 15, strike "**STATE**" and substitute "**COUNTY BOARD**"; in line 20, strike "**AN INDIVIDUAL**" and substitute "**A PARTY**"; and strike in their entirety lines 23 through 26, inclusive.

The preceding 2 amendments were read only.

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

The motion was adopted.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 13

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

Senate Bill 240 – Senator Edwards

AN ACT concerning

Maryland Community College Promise Scholarship Program – Alterations to the Award of Scholarship Funds

SB0240/334934/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 240
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 4 down through "students;" in line 8; in line 15, strike ", 18–3603,"; and in the same line, strike "18–3604" and substitute "18–3604(b)".

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 24 on page 2 through line 33 on page 3, inclusive.

On page 4, strike in their entirety lines 2 and 3, inclusive.

On pages 4 and 5, strike in their entirety the lines beginning with line 18 on page 4 through line 22 on page 5, 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 Pinsky, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 260 – Senators Pinsky, Ferguson, King, and Young

AN ACT concerning

Community Colleges – Maryland Community College Promise Scholarships – Revisions

SB0260/124131/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 260

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL"; in line 11, after "courses" insert "or participate in a certain apprenticeship"; in line 12, after "report;" insert "altering a certain definition; making this Act an emergency measure;"; and in line 16, after "Section" insert "18–3601(d),".

AMENDMENT NO. 2

On page 1, after line 21, insert:

"18–3601.

(d) (1) "Tuition" means the basic instructional charge for courses offered at a community college.

(2) "Tuition" includes any fees for:

(i) Registration;

(ii) Application;

(iii) Administration;

(iv) Laboratory work; and

(v) Other mandatory fees.

(3) "TUITION" DOES NOT INCLUDE:

(I) COSTS ASSOCIATED WITH THE PARTS OF A REGISTERED APPRENTICESHIP THAT TAKE PLACE AT A LOCATION THAT IS NOT A COMMUNITY COLLEGE; OR

(II) ANY FEES FOR ROOM AND BOARD THAT ARE RELATED TO AN ON–CAMPUS RESIDENTIAL FACILITY FOR STUDENTS.".

On page 2, in line 4, strike "**ITEM (II)**" and substitute "**ITEMS (II) AND (III)**"; in line 6, strike "**OR**"; in line 10, after "**PROGRAM**;" insert "**OR**"; after line 10, insert:

"**(III) AT A COMMUNITY COLLEGE IN THE STATE THAT HAS AN ON–CAMPUS RESIDENTIAL FACILITY FOR STUDENTS;**".

AMENDMENT NO. 3

On page 2, in line 2, after "degree" insert "**OR PARTICIPATES IN A REGISTERED APPRENTICESHIP**"; in line 11, strike "an overall high school" and substitute "**A CUMULATIVE**"; in line 12, after "equivalent" insert "**AT THE END OF THE FIRST SEMESTER OF THE SENIOR YEAR IN HIGH SCHOOL**"; in line 18, after "(5)" insert "**(I)**"; in lines 19 and 20, strike "**(I)**" and "**(II)**", respectively, and substitute "**1.**" and "**2.**", respectively; in line 21, strike "**LEAD**" and substitute "**LEADS**"; and in the same line, strike "and" and substitute "**OR**

(II) PARTICIPATES IN A REGISTERED APPRENTICESHIP PROGRAM; AND".

On page 4, in line 4, after "(ii)" insert "**1.**"; in line 5, strike "**LEAD**" and substitute "**LEADS**"; in line 6, after "Office;" insert "**OR**

2. CONTINUES TO PARTICIPATE IN A REGISTERED APPRENTICESHIP PROGRAM;";

and in line 8, after "equivalent" insert "**FOR THE REQUISITE CREDIT–BEARING COURSEWORK**".

AMENDMENT NO. 4

On page 5, strike beginning with "shall" in line 15 down through "2019" in line 16 and substitute "is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three–fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 396 – Senators Elfreth, Augustine, Ellis, Feldman, Ferguson, Guzzone, Hester, Kagan, Lam, Lee, McCray, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker

AN ACT concerning

Higher Education – Legal Representation Fund for Title IX Proceedings – Established

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 400 – Senators Pinsky, Augustine, Elfreth, Ferguson, Griffith, Hayes, McCray, Washington, Young, and Zucker

AN ACT concerning

Maryland Higher Education Commission – Private Nonprofit Institutions of Higher Education – Regulation
(Private Nonprofit Institution of Higher Education Protection Act of 2019)

SB0400/344630/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 400
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, Ellis, Lam, Nathan–Pulliam, Patterson, and Simonaire".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 432 – Senators Nathan–Pulliam, Carter, Ellis, Feldman, Guzzone, Kelley, Kramer, Lam, Lee, Smith, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Higher Education – Cyber Warrior Diversity Program – Revisions

SB0432/784238/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 432
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Patterson".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 372)

ADJOURNMENT

At 12:56 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Wednesday, March 6, 2019.

Annapolis, Maryland
Wednesday, March 6, 2019
10:00 A.M. Session

The Senate met at 10:09 A.M.

Prayer by Iman Aamir Sheik, Islamic Society of Annapolis, guest of Senator Beidle.

(See Exhibit A of Appendix III)

QUORUM CALL

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

(See Roll Call No. 375)

The Journal of March 5, 2019 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 381 – Senator Delores G. Kelley:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Delta Sigma Theta Sorority, Inc.
in recognition of
106 years of support of human rights, social justice,
educational opportunity, and health care parity for the underserved populations and the greater community
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 6th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 376)

Senate Resolution No. 384 – Senator Katherine Klausmeier:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to

The National Council on Problem Gambling and the
Maryland Alliance for Responsible Gambling
in recognition of
Problem Gambling Awareness Month.
Thank you for bringing awareness and education
to the public about problem gambling
and the availability and effectiveness of treatment.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 6th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 47 Negative – 0 (See Roll Call No. 377)

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 9

House Bill 180 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Motor Vehicle Administration – Licenses and Identification Cards – Electronic Credentials

FOR the purpose of authorizing the Motor Vehicle Administration to issue electronic credentials to certain individuals; establishing that a credential holder satisfies certain license display requirements under certain circumstances; authorizing the Administration to enter into agreements with certain entities to facilitate the issuance, use, or verification of certain electronic credentials; authorizing the Administration to create a certain electronic credential; requiring the Administration to design the electronic credential in a certain manner; authorizing the Administration to operate a certain verification system; requiring a credential holder's consent in order for a certain person to access the verification system and certain information; specifying the information that may be released through the verification system; authorizing a third party to administer certain systems on behalf of the Administration; authorizing the Administration to charge certain fees; authorizing the Administration to adopt certain regulations; authorizing an alcoholic beverages license holder or an employee of the license holder to accept an individual's electronic credential as proof of the individual's age; defining certain terms; altering certain definitions; and generally relating to licenses, identification cards, and the issuance of electronic credentials.

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages

Section 6–305
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 11–116, 11–128, and 16–112
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Transportation
Section 16–1001 through 16–1005 to be under the new subtitle "Subtitle 10. Electronic Credentials"
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 272 – Delegates Lafferty, B. Barnes, Cain, Cassilly, Dumais, Gilchrist, Impallaria, Lehman, Lierman, Lisanti, Love, Stewart, Wells, and P. Young

AN ACT concerning

Natural Resources – State and Local Forest Conservation Funds

FOR the purpose of requiring a person that is subject to the Forest Conservation Act to demonstrate that appropriate credits generated by a forest mitigation bank in the same county or watershed are not available before the person may pay money to a State or local forest conservation fund to meet any afforestation or reforestation requirements; requiring a local authority that has established a forest conservation fund to provide to the Department of Natural Resources a certain plan ~~for~~ identifying areas for mitigation projects and certain accounting procedures to track money into and out of the fund; requiring that local forest conservation fund mitigation plans and accounting procedures be made available to the public; prohibiting a local authority from collecting money for deposit into its forest conservation fund unless it has ~~identified afforestation, reforestation, or conservation projects sufficient to provide full mitigation~~ submitted to the Department the mitigation plan and accounting procedures; requiring a local authority to ensure that ~~acreage~~ the equivalent number of acres for which money is collected and paid into its local forest conservation fund is ~~fully~~ mitigated in accordance with certain provisions of law; altering the information that the Department is required to include in its annual report to certain committees of the General Assembly under the Forest Conservation Act; providing for the application of this Act; making a certain technical correction; and generally relating to State and local forest conservation funds.

BY repealing and reenacting, with amendments,

Article – Natural Resources
Section 5–1610 and 5–1613
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 304 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Authority of County Council Over Inspector General – Montgomery College

MC 12–19

FOR the purpose of authorizing the County Council of Montgomery County to enact a local law that grants to the Montgomery County Inspector General certain authority over Montgomery College; and generally relating to the authority of the County Council of Montgomery County and the Montgomery County Inspector General.

BY adding to
The Public Local Laws of Montgomery County
Section 2–151A
Article 16 – Public Local Laws of Maryland
(2004 Edition and July–August 2018 Supplement, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 324 – Montgomery County Delegation and Prince George's County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Discrimination – Prohibited in Contracts

MC/PG 107–19

FOR the purpose of prohibiting the Washington Suburban Sanitary Commission from entering into a contract unless the contract contains a certain nondiscrimination provision; requiring the Commission to provide a contractor a reasonable opportunity to cure a certain defect in a contract or subcontract; authorizing the Commission to void a contract if a contractor fails to cure a certain defect; establishing that a contractor is entitled to the reasonable value of certain work and

materials if the contractor fails to cure a certain defect; stating that a contract remains in force according to revised terms if a contractor cures a certain defect; authorizing the Commission to compel a contractor to continue performance under a contract under certain circumstances; establishing that the Commission is liable for no more than the reasonable value of certain work and materials provided by the contractor after a certain date if the Commission compels performance; requiring the Commission to deduct money paid under a certain contract from money due for the reasonable value of certain work and materials provided by the contractor after a certain date if the Commission compels performance; authorizing a contractor to void a subcontract if the subcontractor fails to comply with the requirements of a nondiscrimination provision; establishing that a contractor is liable for no more than the reasonable value of certain work and materials provided by a subcontractor if a contractor voids a subcontract under certain circumstances; repealing a certain provision requiring a nondiscrimination clause in certain contracts; and generally relating to the Washington Suburban Sanitary Commission and nondiscrimination provisions in contracts entered into by the Commission.

BY adding to
Article – Public Utilities
Section 17–402.1
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY repealing
Article – Public Utilities
Section 20–106
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

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

House Bill 325 – Montgomery County Delegation and Prince George's County Delegation

AN ACT concerning

Washington Suburban Sanitary Commission – Indirect Customer Assistance Program

MC/PG 105–19

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 2018 Supplement)

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

House Bill 331 – Delegates Jacobs, Adams, Arentz, Arikan, Beitzel, Boteler, Ciliberti, Clark, Cox, Ghrist, Hartman, Hornberger, Howard, Kipke, Krebs, Malone, Mangione, Mautz, Morgan, Otto, Pippy, Reilly, Sample–Hughes, Shoemaker, Szeliga, and Wivell

EMERGENCY BILL

AN ACT concerning

Farm Area Motor Vehicles – Registration and Authorized Use

FOR the purpose of repealing the termination date for certain provisions of law applicable to the registration and authorized use of farm area motor vehicles, including a provision increasing the radius from a farm within which a person may operate on a highway a motor vehicle registered as a farm area motor vehicle; making this Act an emergency measure; and generally relating to the registration and authorized use of farm area motor vehicles.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 13–935(a)(1) and (2) and (f)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Chapter 146 of the Acts of the General Assembly of 2014
Section 2

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 343 – Delegates Lopez, Charkoudian, Ivey, Johnson, R. Lewis, Love, Mosby, Palakovich Carr, Qi, Queen, Shetty, Smith, Stewart, and Wilkins

AN ACT concerning

School Bus Monitoring Cameras – Civil Penalty – Sunset Repeal

FOR the purpose of repealing the termination date for a provision of law that increased the maximum civil penalty for a violation recorded by a school bus monitoring camera for failure to stop for a school vehicle operating alternately flashing red lights; and generally relating to civil penalties for violations recorded by school bus monitoring cameras.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–706 and 21–706.1(a)(6) and (e)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Chapter 744 of the Acts of the General Assembly of 2017
Section 3

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 344 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Authority of County Council Over Inspector General – Housing Opportunities Commission

MC 7–19

FOR the purpose of authorizing the County Council of Montgomery County to enact a local law that grants to the Montgomery County Inspector General certain authority over the Housing Opportunities Commission of Montgomery County; and generally relating to the authority of the County Council of Montgomery County and the Montgomery County Inspector General.

BY adding to
The Public Local Laws of Montgomery County
Section 2–151A
Article 16 – Public Local Laws of Maryland
(2004 Edition and July–August 2018 Supplement, as amended)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 14

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

Senate Bill 303 – Senator Kagan

AN ACT concerning

State Acupuncture Board – Practice of Acupuncture – Definition and Education Requirements

SB0303/614032/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 303
(First Reading File Bill)

On page 2, strike beginning with "**LIGHT**" in line 15 down through "**NEEDLING,**" in line 16.

The preceding amendment was read only.

Senator Ferguson moved that the Bill and Amendment be laid over under the Rule.

The motion was adopted.

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

Senate Bill 554 – Senator Pinsky

AN ACT concerning

State Board of Massage Therapy Examiners – Massage Therapists – Authority to Regulate

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 652 – Senator Young

AN ACT concerning

Interstate Physical Therapy Licensure Compact

SB0652/994839/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 652
(First Reading File Bill)

On page 1, in line 5, after "Compact;" insert "requiring the State to charge a certain fee;".

On page 6, in line 3, after "**(D)**" insert "**(1)**"; in the same line, strike "**MEMBER**" and substitute "**SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, MEMBER**"; and after line 4, insert:

"**(2) MARYLAND SHALL CHARGE A FEE FOR GRANTING A COMPACT PRIVILEGE.**".

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. 7

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 153 – Senator Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

Alternate Contributory Pension Selection – Return to Employment

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 451 – Senators West, Kelley, Klausmeier, Lam, and Nathan–Pulliam

AN ACT concerning

Baltimore County – Development Impact Fees – Authorization

SB0451/479130/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 451
(First Reading File Bill)

AMENDMENT NO. 1

In line 2, after "Authorization" insert "and Use of Funds"; and in line 5, after "facilities;" insert "requiring money collected through development impact fees used to finance the capital costs of certain public works, improvements, and facilities to be used in a certain community;".

AMENDMENT NO. 2

In line 16, before "**BY**" insert "**(A)**"; and after line 19, insert:

"**(B) ANY FUNDS COLLECTED THROUGH A DEVELOPMENT IMPACT FEE FOR THE PURPOSES IDENTIFIED UNDER SUBSECTION (A) OF THIS SECTION SHALL BE USED WITHIN THE SURROUNDING COMMUNITY OF THE CONSTRUCTION OR DEVELOPMENT FOR WHICH THE DEVELOPMENT IMPACT FEE IS IMPOSED.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 486 – Senator Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Workers' Compensation Offset

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 636 – Senator Hershey

AN ACT concerning

Correctional Officers' Retirement System – Queen Anne's County

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 829 – Senator Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Service Credit for Unused Sick Leave

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

LAID OVER CALENDAR NO. 10

Senate Bill 102 – Senator Zirkin

AN ACT concerning

Courts – Direct Action Against Insurer

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

SB0102/528173/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 102
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after "Against" insert "Automobile"; in line 3, strike "a certain" and substitute "an automobile"; in lines 7 and 8, strike "certain parties under certain circumstances" and substitute "an insurer alone if the third–party claimant agrees to cap recovery at applicable policy limits; providing that, notwithstanding certain joint and several liability, a certain insurer is not liable for more than a certain policy limit"; and in line 12, after "against" insert "automobile".

AMENDMENT NO. 2

On page 3, in lines 23 and 24, strike "**, A HOMEOWNER'S INSURANCE POLICY, OR A RENTER'S INSURANCE POLICY**"; and in lines 25 and 26 and 31 and 32, in each instance, strike "**, HOMEOWNER'S INSURANCE POLICY, OR RENTER'S INSURANCE POLICY**".

AMENDMENT NO. 3

On page 3, in line 29, strike "**AND (3)**" and substitute "**THROUGH (4)**".

On page 4, strike beginning with the colon in line 1 down through "**THE**" in line 2 and substitute "**THE**"; strike beginning with the semicolon in line 3 down through "**JOINTLY**" in line 4; and in line 5, after "**(3)**" insert "**NOTWITHSTANDING ANY JOINT AND SEVERAL LIABILITY OF AN INSURER, THE INSURER IS NOT LIABLE FOR MORE THAN THE APPLICABLE POLICY LIMIT.**

(4)".

The preceding 3 amendments were read and adopted.

Senator Jennings moved to make the Bill and Report a Special Order for March 7, 2019.

The motion was adopted.

Senate Bill 343 – Senator Kagan

AN ACT concerning

Election Law – Voting by Absentee Ballot – Prepaid Postage for Return of Ballots

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

SB0343/794337/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 343
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike "authorizing" and substitute "requiring"; in the same line, strike "a" and substitute "each"; in line 8, strike "on petition by the local board"; and in the same line, after "for" insert "a certain percentage of".

AMENDMENT NO. 2

On page 2, in line 24, strike "**ON PETITION OF A LOCAL BOARD, THE**" and substitute "**THE**"; in the same line, strike "**MAY**" and substitute "**SHALL**"; in line 25, strike the first "**THE**" and substitute "**EACH**"; and in the same line, after "**FOR**" insert "**50% OF**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted by roll call vote as follows:

Affirmative – 29 Negative – 16 (See Roll Call No. 378)

FLOOR AMENDMENT

SB0343/963122/1
BY: Senator Jennings

AMENDMENTS TO SENATE BILL 343
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike "requiring" and substitute "authorizing"; and in line 7, after "envelopes" insert "under certain circumstances".

AMENDMENT NO. 2

On page 2, in line 8, strike "**THE**" and substitute "**IF THE GOVERNING BODY OF A COUNTY INCLUDES FUNDING FOR PREPAID POSTAGE IN THE BUDGET FOR THE LOCAL BOARD, THE**"; in line 11, strike "**SHALL**" and substitute "**MAY**"; and in line 12, strike "**AN**" and substitute "**IF PREPAID POSTAGE IS INCLUDED ON BALLOT/RETURN**

ENVELOPES AND RETURN ENVELOPES UNDER PARAGRAPH (4)(I) OF THIS SUBSECTION, AN".

The preceding 2 amendments were read and rejected.

FLOOR AMENDMENT

SB0343/523221/1
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 343, AS AMENDED Click here to enter text.

AMENDMENT NO. 1

In the Education, Health, and Environmental Affairs Committee Amendments (SB0343/794337/1), in line 3 of Amendment No. 1, strike "a certain percentage of".

AMENDMENT NO. 2

In the Education, Health, and Environmental Affairs Committee Amendments, in line 4 of Amendment No. 2, strike "**50% OF**".

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

Affirmative – 17 Negative – 30 (See Roll Call No. 379)

Read the second time and ordered prepared for Third Reading.

Senate Bill 364 – Senators Simonaire, Bailey, Carozza, Ellis, Gallion, Kagan, Lam, Patterson, and Young

AN ACT concerning

Election Law – Election Day Page Program – Establishment

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

SB0364/614635/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 364
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "for" insert "use by"; in line 7, after "Program;" insert "requiring a participating local board to implement or use the components of a certain page training program;"; in line 8, after "implement" insert "a page"; in the same line, strike "programs developed by the State Board and" and substitute "program,"; in line 9, after "training" insert ", and to encourage certain individuals to train as an election judge"; and in line 11, strike "coordination" and substitute "collaboration".

AMENDMENT NO. 2

On page 2, in line 21, after "**FOR**" insert "**USE BY**"; in line 27, after "**(A)**" insert "**(1)**"; and after line 27, insert:

"**(2) A PARTICIPATING LOCAL BOARD SHALL IMPLEMENT OR USE COMPONENTS OF THE PAGE TRAINING PROGRAM DEVELOPED BY THE STATE BOARD UNDER § 10–402(C)(1) OF THIS SUBTITLE.**".

On page 3, in line 3, strike "**THE**" and substitute "**A PAGE**"; in the same line, strike "**DEVELOPED UNDER § 10–402 OF THIS SUBTITLE**"; in the same line, strike "**AND**"; in line 5, after "**DAY**" insert "**; AND**

(3) ENCOURAGE INDIVIDUALS AT LEAST 16 YEARS OLD WHO APPLY TO THE PROGRAM TO TRAIN AS AN ELECTION JUDGE";

in line 8, strike "**COORDINATION**" and substitute "**COLLABORATION**"; strike beginning with "**BE**" in line 17 down through "**(2)**" in line 18; in line 19, strike "**6**" and substitute "**9**"; in line 20, strike "**A PARTICIPANT IN A HOME INSTRUCTION PROGRAM**"; in line 21, strike "**ACADEMIC INSTRUCTION**" and substitute "**REGULAR, THOROUGH INSTRUCTION DURING THE SCHOOL YEAR IN THE STUDIES USUALLY TAUGHT IN PUBLIC SCHOOLS**"; and in lines 23, 25, and 27, strike "**(3)**", "**(4)**", and "**(5)**", respectively, and substitute "**(2)**", "**(3)**", and "**(4)**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0364/183423/2
BY: Senator Simonaire

AMENDMENTS TO SENATE BILL 364, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments (SB0364/614635/1), in line 3 of Amendment No. 1, after "program;" insert "authorizing a participating local board to request a certain waiver from the State Board;"

AMENDMENT NO. 2

On page 1 of the Education, Health, and Environmental Affairs Committee Amendments, in line 5 of Amendment No. 2, after "**SUBTITLE.**" insert:

"**(3) A PARTICIPATING LOCAL BOARD MAY REQUEST FROM THE STATE BOARD A WAIVER FROM A REQUIREMENT ESTABLISHED UNDER THIS SUBTITLE.**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 747 – Senators Lam, Guzzone, and Rosapepe

AN ACT concerning

Education – Removal of County Superintendents – Procedures

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

SB0747/764431/1
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 the first "of" insert "requiring the State Superintendent of Schools to provide a county superintendent of schools with certain information if the State Superintendent intends to remove the county superintendent;"; strike beginning with "file"

in line 3 down through the second "of" in line 4 and substitute "remove"; in line 5, strike "of schools" and substitute "in a certain manner"; strike beginning with "specifying" in line 5 down through "circumstances;" in line 11; and strike beginning with "authorizing" in line 15 down through "Education;" in line 17.

AMENDMENT NO. 2

On page 2, in line 31, after "Superintendent" insert "**OR A COUNTY BOARD**".

On page 3, strike in their entirety lines 5 through 20, inclusive; in lines 21, 28, and 29, in each instance, strike the brackets; strike beginning with "**(3)**" in line 21 down through the period in line 27 and substitute "**THE STATE SUPERINTENDENT MAY REMOVE A COUNTY SUPERINTENDENT UNDER THIS SUBSECTION IF THE STATE SUPERINTENDENT PROVIDES THE COUNTY SUPERINTENDENT WITH:**

(I) THE REASON FOR REMOVAL, CHOSEN FROM ONE OR MORE OF THE ITEMS IN PARAGRAPH (1) OF THIS SUBSECTION;

(II) DOCUMENTATION SUPPORTING THE CASE FOR REMOVAL; AND

(III) THE OPPORTUNITY TO REQUEST A HEARING WITHIN 10 DAYS BEFORE THE STATE SUPERINTENDENT IN ACCORDANCE WITH THIS SUBSECTION.";

in line 28, strike "**(4)**"; and in line 29, strike "**30–DAY**".

On page 4, in line 1, strike the bracket; strike beginning with the bracket in line 2 down through "**11**" in line 3; strike beginning with the semicolon in line 4 down through "**BOARD**" in line 7; after line 10, insert:

"**(4) A COUNTY BOARD MAY REMOVE A COUNTY SUPERINTENDENT UNDER THIS SUBSECTION IF THE COUNTY BOARD PROVIDES THE COUNTY SUPERINTENDENT WITH:**

(I) THE REASON FOR REMOVAL, CHOSEN FROM ONE OR MORE OF THE ITEMS IN PARAGRAPH (1) OF THIS SUBSECTION;

(II) DOCUMENTATION SUPPORTING THE CASE FOR REMOVAL; AND

(III) THE OPPORTUNITY TO REQUEST A HEARING WITHIN 10 DAYS BEFORE AN ARBITRATOR IN ACCORDANCE WITH THIS SUBSECTION.";

in line 12, strike "**30–DAY**" and substitute "**10–DAY**"; and in lines 16, 19, and 30, in each instance, strike "**STATE SUPERINTENDENT**" and substitute "**COUNTY BOARD**".

On page 5, in lines 4, 8 and 9, and 13 and 14, in each instance, strike "**STATE SUPERINTENDENT**" and substitute "**COUNTY BOARD**"; in line 15, strike "**STATE**" and substitute "**COUNTY BOARD**"; in line 20, strike "**AN INDIVIDUAL**" and substitute "**A PARTY**"; and strike in their entirety lines 23 through 26, inclusive.

The preceding 2 amendments were read only.

Senator Cassilly moved to make the Bill and Amendments a Special Order for March 7, 2019.

The motion was adopted.

MESSAGE FROM THE CHIEF EXECUTIVE

SUPPLEMENTAL BUDGET NO. 1 – FISCAL YEAR 2020

(See Exhibit E of Appendix III)

Read and Referred to the Committee on Budget and Taxation.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 15 CONSENT NO. 1

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

BILL NO.	REPORT	SPONSOR	CONTENT
FAVORABLE			

BILL NO.	REPORT	SPONSOR	CONTENT
SB 111	FAV	Sen. Eckardt	Dorchester County – Alcoholic Beverages – Class A Licenses
SB 204	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Volunteer Fire Company or Volunteer Ambulance Company License
SB 224	FAV	Sen. Young	Frederick County – Alcoholic Beverages License Applications – Repeal of Petition of Support – Notice
SB 256	FAV	Carroll County Senators	Carroll County – Alcoholic Beverages – Class D Beer and Wine Licenses
SB 273	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Cinema/Theater License
SB 274	FAV	Sen. Young	Frederick County – Alcoholic Beverages Licenses – Sunday Sales
SB 276	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Multiple Licenses Allowed
SB 297	FAV	Carroll County Senators	Carroll County – Alcoholic Beverages – Class BC Beer, Wine, and Liquor License
SB 298	FAV	Carroll County Senators	Carroll County – Alcoholic Beverages – Required Information on Application
SB 325	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Basket of Cheer

BILL NO.	REPORT	SPONSOR	CONTENT
SB 335	FAV	Sen. Carozza	Somerset County – Alcoholic Beverages – Liquor Control Board Reserve Fund
SB 337	FAV	Sen. Carozza	Somerset County – Alcoholic Beverages – Board of License Commissioners – Salaries
SB 338	FAV	Sen. Carozza	Somerset County – Alcoholic Beverages Licenses – Proximity to Places of Worship, Schools, Public Libraries, or Youth Centers
SB 427	FAV	Sen. Hershey	Queen Anne's County – Alcohol Awareness Program
SB 547	FAV	Sen. Edwards	Garrett County – Alcoholic Beverages – Revisions

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 16

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

Senate Bill 6 – Senator Eckardt

AN ACT concerning

Wicomico County – Alcoholic Beverages – Basket of Cheer Permit

SB0006/634833/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 6
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Eckardt" and substitute "Wicomico County Senators".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 19 – Senator Eckardt

AN ACT concerning

Wicomico County – Alcoholic Beverages – Bed and Breakfast License

SB0019/204637/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 19
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Eckardt" and substitute "Wicomico County Senators".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 275 – Senators Young and Hough

AN ACT concerning

Frederick County – Alcoholic Beverages – Promoter's Permit

SB0275/814635/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 275
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 6, after "license;" insert "altering certain permit fees;".

AMENDMENT NO. 2
On page 2, after line 11, insert:

"**(1) $50, IF THE PROMOTER EXPECTS THAT FEWER THAN 500 INDIVIDUALS WILL ATTEND;**";

in line 12, strike "(1)" and substitute "**(2)**"; in the same line, strike "fewer than" and substitute "**FROM 500 TO**"; and in lines 14 and 16, strike "(2)" and "(3)", respectively, and substitute "**(3)**" and "**(4)**", respectively.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 309 – Senators Beidle, Elfreth, Reilly, and Rosapepe

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Racetrack License

SB0309/184436/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 309
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "License" and substitute "and Racetrack Concessionaire Licenses"; strike beginning with "authorizing" in line 6 down through "license;" in line 7; in line 8, after "premises;" insert "altering the fee for a racetrack license; authorizing the Board of License Commissioners to issue a racetrack concessionaire license to a certain person; authorizing a holder of a racetrack concessionaire license to also hold a certain other license; specifying the location where alcoholic beverages may be sold under the racetrack concessionaire license; specifying that the playing of music and dancing may occur on the licensed premises of the concessionaire; allowing alcoholic beverages purchased under a racetrack concessionaire license to be taken into and consumed on the licensed premises of the racing establishment; establishing the annual license fee;"; in line 9, strike the second "the" and substitute "a certain"; strike beginning with "authorizing" in line 10 down through "license;" in line 11; in line 11, before "from" insert "or a racetrack concessionaire license"; and after line 23, insert:

"BY adding to
Article – Alcoholic Beverages
Section 11–1007.1
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)".

AMENDMENT NO. 2

On page 3, in lines 6 and 8 and 9, in each instance, strike "**§ 11–1007**" and substitute "**§ 11–1007.1**"; and in line 15, strike "**PUBLIC**" and substitute "**RACE**".

On page 4, strike in their entirety lines 9 and 10.

AMENDMENT NO. 3

On page 3, in line 24, after "**A**" insert "**RACETRACK**"; in line 25, strike "**SUBSECTION (D) OF THIS SECTION**" and substitute "**§ 11–1007.1 OF THIS SUBTITLE**"; and strike in their entirety lines 28 through 30, inclusive.

On page 4, strike in their entirety lines 1 and 2; in lines 3, 5, 11, and 13, strike "**(E)**", "**(F)**", "**(H)**", and "**(I)**", respectively, and substitute "**(D)**", "**(E)**", "**(F)**", and "**(G)**", respectively; and after line 14, insert:

"**11–1007.1.**

(A) THERE IS A RACETRACK CONCESSIONAIRE LICENSE.

(B) (1) THE BOARD MAY ISSUE THE LICENSE TO A CONCESSIONAIRE OPERATING IN CONJUNCTION WITH A LICENSED RACING ESTABLISHMENT.

(2) THE LICENSE HOLDER MAY ALSO HOLD A CLASS 5 BREWERY LICENSE OR A CLASS 7 MICRO–BREWERY LICENSE.

(C) (1) THE LICENSE AUTHORIZES:

(I) SUBJECT TO ITEM (III) OF THIS PARAGRAPH, THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR ON THE PREMISES OF THE CONCESSIONAIRE FOR CONSUMPTION ON:

1. THE LICENSED PREMISES OF THE CONCESSIONAIRE; AND

2. THE LICENSED PREMISES OF THE RACING ESTABLISHMENT;

(II) THE PLAYING OF MUSIC AND DANCING ON THE LICENSED PREMISES OF THE CONCESSIONAIRE; AND

(III) IF THE LICENSE HOLDER IS ALSO THE HOLDER OF A CLASS 5 BREWERY LICENSE, THE SALE OF ONLY BEER IN ACCORDANCE WITH § 2–207 OF THIS ARTICLE ON THE PREMISES OF THE CONCESSIONAIRE FOR CONSUMPTION ON:

1. THE LICENSED PREMISES OF THE CONCESSIONAIRE; AND

2. THE LICENSED PREMISES OF THE RACING ESTABLISHMENT.

(2) ALCOHOLIC BEVERAGES PURCHASED UNDER THE LICENSE MAY BE TAKEN INTO AND CONSUMED ON THE LICENSED PREMISES OF THE RACING ESTABLISHMENT.

(D) (1) THE HOURS AND DAYS FOR THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES UNDER THE LICENSE ARE THE SAME AS THE HOURS AND DAYS SET OUT FOR A RACETRACK LICENSE UNDER § 11–1007 OF THIS SUBTITLE.

(2) A HOLDER OF THE LICENSE NEED NOT OBTAIN A SUNDAY LICENSE UNDER § 11–2004 OF THIS TITLE TO SELL ALCOHOLIC BEVERAGES AFTER 2 A.M. ON SUNDAY.

(E) THE LICENSE MAY NOT BE COUNTED AS A CLASS B OR CLASS H LICENSE FOR PURPOSES OF § 11–1609 OF THIS TITLE.

(F) THE ANNUAL LICENSE FEE IS $5,000.".

AMENDMENT NO. 4

On page 4, in line 13, after "The" insert "**ANNUAL**"; and in the same line, strike "$60 per day of live or simulcast racing" and substitute "**$25,000**".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 667 – Senator Edwards

AN ACT concerning

Allegany County – Alcoholic Beverages – Arts and Entertainment District License

SB0667/414334/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 667
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "Arts" in line 2 down through "License" in line 3 and substitute "Licenses"; in lines 4 and 21, in each instance, strike "Class C" and substitute "Class D"; in line 4, after "of" insert "establishing a Class L beer, wine, and liquor license in Allegany County; authorizing the Board of License Commissioners to issue the license to a holder of a manufacturer's license; specifying that the license authorizes the license holder to sell or provide samples of certain beer, wine, and liquor for on–premises consumption under certain circumstances; providing for the hours of sale and an annual license fee;"; strike beginning with "of" in line 5 down through "Commissioners" in line 6; and in line 21, after "the" insert "Class L beer, wine, and liquor license and the".

On page 2, in line 7, after "Section" insert "9–905 and".

AMENDMENT NO. 2

On page 2, after line 17, insert:

"**9–905.**

(A) THERE IS A CLASS L BEER, WINE, AND LIQUOR LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE TO THE HOLDER OF A MANUFACTURER'S LICENSE.

(C) THE LICENSE AUTHORIZES THE LICENSE HOLDER, FOR ON–PREMISES CONSUMPTION, TO:

(1) SELL BEER, WINE, AND LIQUOR PRODUCED BY THE HOLDER OR ANOTHER HOLDER OF A MANUFACTURER'S LICENSE; AND

(2) PROVIDE A SAMPLE OF THE BEER, WINE, OR LIQUOR THAT IS AUTHORIZED UNDER ITEM (1) OF THIS SUBSECTION AT NO COST.

(D) THE HOURS OF SALE FOR A CLASS L BEER, WINE, AND LIQUOR LICENSE ARE THE SAME AS THOSE FOR THE UNDERLYING MANUFACTURER'S LICENSE.

(E) THE ANNUAL LICENSE FEE IS $250.".

AMENDMENT NO. 3

On page 2, in line 19, strike "**CLASS C**" and substitute "**CLASS D**".

On page 3, in line 20, strike "**CLASS C**" and substitute "**CLASS D**".

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. 17

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

Senate Bill 203 – Senators Young, Elfreth, Feldman, Hester, Lee, Pinsky, Rosapepe, Washington, and West

AN ACT concerning

Natural Resources – No Net Loss of Forest – Definition

SB0203/814831/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 203
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and West" and substitute "West, Benson, Ellis, Guzzone, Kagan, Lam, Nathan–Pulliam, and Patterson"; and in line 4, after the semicolon insert "providing that this Act may not be interpreted to disrupt certain programs;".

AMENDMENT NO. 2

On page 1, in line 22, strike "**LAND**" and substitute "**, AS DETERMINED BY DATA USED IN THE MOST CURRENT CHESAPEAKE BAY WATERSHED MODEL DEFINED IN COMAR 26.08.11.03**".

AMENDMENT NO. 3

On page 2, in line 28, after the comma insert "That this Act may not be interpreted to expand, limit, or otherwise disrupt any program conducted by a unit of State or local government in accordance with to the Chesapeake Bay Total Maximum Daily Load, a municipal separate storm sewer system permit, urban tree canopy goals, or any other local program.

SECTION 3. AND BE IT FURTHER ENACTED,".

The preceding 3 amendments were read only.

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

The motion was adopted.

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

Senate Bill 213 – Senator Edwards

AN ACT concerning

Natural Resources – State Lakes Protection and Restoration Fund – Mandatory Funding and Repeal of Termination Date

SB0213/214036/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 213
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "Repeal of"; in line 6, strike "repealing" and substitute "altering"; and in line 7, after the semicolon insert "providing for the termination of this Act;".

AMENDMENT NO. 2

On page 3, in lines 13 and 15, in each instance, strike the bracket; in line 13, strike "4" and substitute "**5**"; in the same line, strike "2022" and substitute "**2023**"; and in line 17, after the period insert "It shall remain effective for a period of 4 years and, at the end of June 30, 2023, 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 Pinsky, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 249 – Senator Lam

AN ACT concerning

Regional Initiative to Limit or Reduce Greenhouse Gas Emissions in Transportation Sector – Authorization
(Regional Transportation and Climate Protection Act of 2019)

SB0249/604939/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 249
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "authorizing" in line 7 down through "circumstances;" in line 9.

AMENDMENT NO. 2

On page 2, strike beginning with "**IF**" in line 5 down through "**(C)**" in line 10; and in line 26, strike "**(D)**" and substitute "**(C)**".

AMENDMENT NO. 3

On page 2, in line 16, after "**ASSEMBLY**" insert "**, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE,**".

The preceding 3 amendments were read only.

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

The motion was adopted.

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

Senate Bill 448 – Senators Pinsky, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Nathan–Pulliam, Patterson, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Oysters – Tributary–Scale Sanctuaries – Protection and Restoration

SB0448/174130/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 448
(First Reading File Bill)

On page 1, in the sponsor line, after "Rosapepe," insert "Simonaire,".

The preceding amendment was read and adopted.

Senator Hershey moved to make the Bill and Report a Special Order for March 7, 2019.

The motion was adopted.

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

Senate Bill 744 – Senators Pinsky, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hester, Jennings, King, Lam, Lee, Rosapepe, West, Young, and Zucker

AN ACT concerning

Protecting Natural Resources and Preserving Productive Farms – Commission on the Development of a Blueprint for Solar Energy in Maryland

SB0744/444335/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 744
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL"; in line 11, after the semicolon insert "requiring the Commission to take certain actions in carrying out its work;"; and in line 12, after the semicolon insert "making this Act an emergency measure;".

AMENDMENT NO. 2

On page 2, after line 7, insert:

"(1) one chairperson, jointly appointed by the President of the Senate and the Speaker of the House;";

in lines 8, 10, 12, 13, 14, 15, 17, 19, and 21, strike "(1)", "(2)", "(3)", "(4)", "(5)", "(6)", "(7)", "(8)", and "(9)", respectively, and substitute "(2)", "(3)", "(4)", "(5)", "(6)", "(7)", "(8)", "(10)", and "(13)", respectively; after line 18, insert:

"(9) the Secretary of the Environment, or the Secretary's designee;";

in line 20, strike the second "and"; after line 20, insert:

"(11) one representative of county government, appointed by the Maryland Association of Counties;

(12) one representative of the commercial real estate industry with experience in sustainability practices, appointed by the Maryland Chapter of NAIOP; and";

in line 23, strike "the Maryland Association of Counties" and substitute "Smart Growth Maryland"; in line 29, strike "Chesapeake Climate Action Network" and substitute "Sierra Club"; and in line 30, strike "and".

On page 3, in line 1, strike "local"; in the same line, after "organization" insert "; and

(vii) one representative of an electric cooperative";

strike in their entirety lines 2 and 3; and in lines 4, 5, and 9, strike "(d)", "(e)", and "(f)", respectively, and substitute "(c)", "(d)", and "(e)", respectively.

On page 4, in line 21, strike "(f)(2)" and substitute "(e)(2)".

On page 3, in line 4, strike "Power Plant Research Program" and substitute "Department of the Environment".

AMENDMENT NO. 3

On page 3, strike in their entirety lines 11 through 18, inclusive; and in line 19, strike "(ii)" and substitute "(i)".

On page 4, in line 1, strike "(iii)" and substitute "(ii)"; after line 2, insert:

"(iii) discouraging the development of solar energy projects in ecologically or agriculturally important areas, including:

1. on productive farmland;

2. on forest land;

3. on parkland;

4. in or near wetlands; and

5. in the Chesapeake and Atlantic Coastal Bays Critical Area;";

in line 13, after "transmission" insert "and local distribution grid"; and after line 18, insert:

"(f) In carrying out its work, the Commission shall:

(1) take into consideration:

(i) efforts by Maryland counties to address the development of solar energy projects through zoning ordinances, comprehensive plans, and other local land use policies; and

(ii) options being developed in other states for providing predictable, long–term economic incentives to encourage the development of solar energy projects in areas where solar siting is preferred;

(2) accept oral and written comments from the public;

(3) (i) on or before November 1, 2019, release a preliminary draft of its findings and recommendations to the public; and

(ii) accept public comments on the preliminary draft until November 30, 2019; and

(4) allow the members of the Commission the opportunity to review and provide final input on any draft report.".

AMENDMENT NO. 4

On page 4, strike in their entirety lines 23 through 26, inclusive, and substitute:

"SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three–fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted. It shall remain effective through June 30, 2020, 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 4 amendments were read only.

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

The motion was adopted.

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

Senate Bill 877 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Waterway Improvement Fund – Public Boating Construction Projects – Financing Limits

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

RULES COMMITTEE REPORT NO. 5

Senator Benson, Chair, for the Committee on Rules reported favorably with amendments:

Senate Bill 640 – Senators Zucker and Miller

AN ACT concerning

State Government – Office of Program Evaluation and Government Accountability and Maryland Program Evaluation Act

SB0640/163226/1
BY: Rules Committee

AMENDMENTS TO SENATE BILL 640
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "Committee;" insert "altering the powers and duties of the Committee;".

On page 2, strike beginning with "and" in line 2 down through "Appeals" in line 3; and in line 34, after "2–602," insert "2–605,".

AMENDMENT NO. 2

On page 3, after line 28, insert:

"2–605.

In addition to any powers and duties set forth elsewhere, the Committee shall:

(1) review audit reports issued by the Legislative Auditor and submit findings and recommendations to the General Assembly with respect to issues in audit reports; **[**and**]**

(2) review the audit process and procedures and provide comment and recommendations to the President and the Speaker, the Executive Director of the Department of Legislative Services, and the Legislative Auditor**;**

(3) REVIEW PERFORMANCE EVALUATIONS CONDUCTED AND REPORTS ISSUED BY THE OFFICE OF PROGRAM EVALUATION AND GOVERNMENT ACCOUNTABILITY AND SUBMIT FINDINGS AND RECOMMENDATIONS TO THE GENERAL ASSEMBLY WITH RESPECT TO ISSUES RAISED IN THE PERFORMANCE EVALUATIONS AND REPORTS; AND

(4) REVIEW THE PERFORMANCE EVALUATION PROCESS AND PROCEDURES AND PROVIDE COMMENT AND RECOMMENDATIONS TO THE PRESIDENT AND THE SPEAKER, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LEGISLATIVE SERVICES, AND THE DIRECTOR OF THE OFFICE OF PROGRAM EVALUATION AND GOVERNMENT ACCOUNTABILITY.".

On page 5, in line 18, strike "**EACH CLERK OF COURT,**"; in the same line, strike the second comma; and in line 21, after "**LEGISLATIVE**" insert "**OR JUDICIAL**".

On page 12, in line 6, after "**PUBLIC**" insert "**ONLINE AND**"; strike beginning with "**AND**" in line 27 down through "**APPEALS**" in line 28; and in line 29, strike "**AND THE JUDICIARY, RESPECTIVELY,**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

RULES COMMITTEE REPORT NO. 6

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 993 – Senators Hester, Guzzone, Beidle, Elfreth, Ellis, Feldman, Griffith, McCray, Smith, Waldstreicher, Washington, West, and Zucker

AN ACT concerning

Task Force to Study Behavioral and Mental Health in Maryland

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 998 – Senator Hershey

EMERGENCY BILL

AN ACT concerning

Public Service Commission – Electric Vehicle Infrastructure – Prior Authorization

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1009 – Senator Benson

AN ACT concerning

Maryland Medical Assistance Program – Coverage – Acupuncture Services

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1012 – Senator Feldman

AN ACT concerning

Public Health – Death Certificates – Completion and Cause of Death Report

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1014 – Senators Patterson and Benson

AN ACT concerning

Assembly Areas – State–Funded Construction or Renovation – Assisted Listening System Requirement

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1015 – Senators Patterson, Benson, and Rosapepe

AN ACT concerning

Prince George's County – New Homes – Correction of Drainage Defects PG 408–19

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1016 – Senators Patterson, Benson, and Nathan–Pulliam

AN ACT concerning

Education – Voluntary Ethical Special Education Advocate Certificate Program

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1018 – Senator Hershey

AN ACT concerning

Health Facilities – Chestertown Rural Health Care Delivery Innovations Pilot Program

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1020 – Senators Nathan–Pulliam and Kelley

AN ACT concerning

Campaign Finance – Out–of–State Political Committees

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1024 – Senators Smith and Patterson

AN ACT concerning

Criminal Law – Crimes Related to Licensed Gaming – Penalties

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1038 – Senator Salling

AN ACT concerning

State Highway Administration – Overweight Vehicle Permits

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1040 – Chair, Budget and Taxation Committee and Senators Ferguson, Guzzone, King, and Peters

AN ACT concerning

Budget Reconciliation and Financing Act of 2019

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Joint Resolution 2 – Senator Elfreth

A Senate Joint Resolution concerning

Freedom of the Press Day

The Joint Resolution was re–referred to the Committee on Education, Health, and Environmental Affairs.

SPECIAL ORDER CALENDAR NO. 19

Senate Bill 272 – Senators Carozza, Eckardt, Edwards, and Serafini

AN ACT concerning

State Correctional Facilities – Correctional Officers – Background Check

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

Senator Hershey moved to reconsider the vote by which **Senate Bill 272** 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

SB0272/233420/1
BY: Senator Carozza

AMENDMENTS TO SENATE BILL 272
(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, strike beginning with "altering" in line 3 down through "facility" in line 7 and substitute "requiring the Department of Public Safety and Correctional Services to conduct a certain extensive review and background check within a certain time period for certain purposes under certain circumstances; providing that a certain individual may be deemed to have passed a certain polygraph examination under certain circumstances; providing for the construction of this Act".

AMENDMENT NO. 2

On page 1, in line 17, after "(1)" insert "**(I)**"; and in line 18, strike "**OR EXTENSIVE BACKGROUND CHECK, OR BOTH,**".

On page 2, in line 1, strike "(2)" and substitute "**(II)**"; in line 2, strike "**AND BACKGROUND CHECK**"; strike beginning with "paragraph" in line 2 down through "subsection" in line 3 and substitute "**SUBPARAGRAPH (I) OF THIS PARAGRAPH**"; and after line 3, insert:

"**(2) IF AN INDIVIDUAL'S POLYGRAPH TEST REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS INCONCLUSIVE:**

(I) THE DEPARTMENT SHALL, WITHIN 30 DAYS AFTER RECEIVING THE RESULTS, CONDUCT AN EXTENSIVE REVIEW AND BACKGROUND CHECK TO DETERMINE WHETHER THE INDIVIDUAL MAY BE QUALIFIED TO SERVE AS A CORRECTIONAL OFFICER IN A CORRECTIONAL FACILITY; AND

(II) IF THE EXTENSIVE REVIEW AND BACKGROUND CHECK CONDUCTED BY THE DEPARTMENT RESOLVES THE INCONCLUSIVE RESULT OF THE POLYGRAPH TEST, THE INDIVIDUAL MAY BE DEEMED TO HAVE PASSED THE POLYGRAPH TEST.

(3) THIS SECTION MAY NOT BE CONSTRUED TO PREVENT THE DEPARTMENT FROM ADMINISTERING A SUBSEQUENT POLYGRAPH EXAMINATION TO RESOLVE THE ITEM THAT LED TO THE INCONCLUSIVE RESULT, IF FOLLOWING THE EXTENSIVE REVIEW AND BACKGROUND CHECK, THE DEPARTMENT DETERMINES THAT A REASONABLE QUESTION REMAINS REGARDING THE QUALIFICATIONS OF THE INDIVIDUAL TO SERVE AS A CORRECTIONAL OFFICER IN A CORRECTIONAL FACILITY.".

The preceding 2 amendments were read only.

Senator Peters moved to make the Bill and Amendments a Special Order for March 7, 2019.

The motion was adopted.

Senate Bill 860 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Immunity – Revocation of Release

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 47 Members present.

(See Roll Call No. 380)

SENATE THIRD READING CALENDAR NO. 28 (GENERAL SENATE BILLS)

Senate Bill 73 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Insurance – Life Insurance and Annuities – Record Retention

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

Affirmative – 47 Negative – 0 (See Roll Call No. 381)

The Bill was then sent to the House of Delegates.

Senate Bill 339 – Senators Kagan and Reilly (By Request – Commission to Advance Next Generation 9–1–1 Across Maryland) and Senators Augustine, Bailey, Beidle, Benson, Carozza, Carter, Cassilly, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Gallion, Griffith, Guzzone, Hayes, Hershey, Hester, Jennings, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Ready, Rosapepe, Salling, Serafini, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

AN ACT concerning

Public Safety – 9–1–1 Emergency Telephone System (Carl Henn's Law)

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

Affirmative – 40 Negative – 6 (See Roll Call No. 383)

The Bill was then sent to the House of Delegates.

Senate Bill 415 – Senator Kramer

AN ACT concerning

Long–Term Care Insurance – Annual Notice

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

Affirmative – 47 Negative – 0 (See Roll Call No. 384)

The Bill was then sent to the House of Delegates.

Senate Bill 522 – Senators Kelley, Beidle, Benson, Eckardt, Edwards, Elfreth, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hershey, Jennings, Kagan, King, Klausmeier, Kramer, Lam, Lee, Patterson, Pinsky, Reilly, Rosapepe, Serafini, Washington, West, and Young

AN ACT concerning

Virginia I. Jones Alzheimer's Disease and Related Disorders Council – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 385)

The Bill was then sent to the House of Delegates.

Senate Bill 796 – Senators Hayes and Lam

AN ACT concerning

State Commission on Kidney Disease – Membership – Revisions

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

Affirmative – 47 Negative – 0 (See Roll Call No. 387)

The Bill was then sent to the House of Delegates.

LATE INTRODUCTION BILLS

Senator Kelley 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.

The motion was adopted.

Senate Bill 1045 – Senator Kelley (By Request – Departmental – Health)

AN ACT concerning

Maryland Health Insurance Plan Fund – Use of Remaining Balance

FOR the purpose of altering the fiscal years in which the remaining fund balance in the Maryland Health Insurance Plan Fund from certain sources may be used for certain activities related to high–needs Medicare and dually eligible individuals; repealing obsolete provisions of law; making technical changes; and generally relating to the Maryland Health Insurance Plan Fund.

BY repealing and reenacting, with amendments,
Chapter 489 of the Acts of the General Assembly of 2015, as amended by Chapter 321 of the Acts of the General Assembly of 2016
Section 9

Senator Kelley moved to suspend the rules to allow **Senate Bill 1045** to be referred to the committee of jurisdiction.

The motion was adopted.

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

LATE INTRODUCTION BOND INITIATIVES

Senator Washington moved to suspend Rules to comply with the Constitutional requirements in order to introduce Bond Initiative No. 33, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

The motion was adopted.

Introductory Senate Bond Initiatives No. 33

March 6, 2019

1.	Sen. Washington	Mercy High School Athletics Complex	B&T

The preceding bond initiative was read and referred to the Committee on Budget and Taxation.

LATE INTRODUCTION BOND INITIATIVES

Senator Washington moved to suspend Rules to comply with the Constitutional requirements in order to introduce Bond Initiative No. 34, and two–thirds of the Senators elected voting in the affirmative, the requirements were complied with by yeas and nays.

The motion was adopted.

Introductory Senate Bond Initiatives No. 34

March 6, 2019

1.	Sen. Washington	Mother Seton Academy	B&T

The preceding bond initiative was read and referred to the Committee on Budget and Taxation.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 388)

ADJOURNMENT

At 12:51 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Thursday, March 7, 2019.

Annapolis, Maryland
Thursday, March 7, 2019
10:00 A.M. Session

The Senate met at 10:11 A.M.

Prayer by Senator Kathy Klausmeier.

(See Exhibit A of Appendix III)

QUORUM CALL

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

(See Roll Call No. 390)

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

The Journal of March 6, 2019 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 294 – Senator Jack Bailey:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
The Men of the "Maryland 400" Maryland's 1st Regiment
in recognition of
the brave Marylanders who lost their lives in the
Battle of Long Island during the Revolutionary War, and contributed greatly to our nation's independence.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 7th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 391)

PETITIONS, MEMORIALS AND OTHER PAPERS

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

FIRST CITIZEN AWARDS

Tim Baker, State Archivist

President Miller, members of the Senate, distinguished guests, ladies and gentlemen:

Since 1992, it has been the privilege of the Maryland State Archives to present, on your behalf, the First Citizen Awards of the Maryland Senate.

The First Citizen Award recognizes individuals who have committed themselves to public service and civic engagement through debate, legislation, and governance. The name "First Citizen" is derived from a series of articles published in the Maryland Gazette in 1773 which were comprised of letters between Charles Carroll of Carrollton and Daniel Dulany, Jr. signed anonymously by each—Carroll calling himself "First Citizen" and Dulany, "Antilon."

The letters between Carroll, then a private citizen prevented from holding office for being a Catholic, and Dulany, a successful attorney and former mayor of Annapolis, debate the role of government in people's lives. The letters question the rights and freedoms of citizens vs. the authority of their leaders—a debate that was, at least partially, resolved by the Revolutionary War just a few years later.

Senator Richard S. Madaleno, Jr.

Senator Richard Madaleno was elected to the House of Delegates in 2002 and to the state Senate four years later with little opposition.

Highly regarded and well known for his intellect and his knowledge of Maryland state government, he has been in the lead on support for public schools, higher education, civil rights, gun control, marriage equality and opportunities for children of illegal immigrants. He is a man who is passionate in his beliefs and tireless in his advocacy.

He credits his empathy for women, minorities and other disenfranchised groups not to his own experience, but rather to the mission instilled in him attending a Jesuit high school. That mission: to care for, educate and provide health care to the poor.

Few understand the state's budget and the positive impact it can have on the lives of everyday Marylanders as well as Senator Madelano. On budget matters, he was often referred to as "the smartest guy in the room."

It is my honor to present to Richard S. Madaleno, Jr. the First Citizen Award.

First Citizen Award presented to Senator Richard S. Madaleno, Jr.

Remarks by former Senator Richard Madaleno

Senator Nancy Jacobs

Senator Nancy Jacobs was elected to the Maryland State Senate in 1998 after serving in the House of Delegates since 1994. She was elected Senate minority whip in 2009 and was the first woman in Maryland history to become the Senate minority leader in 2011.

Senator Jacobs is known for her outspoken advocacy for tougher sexual predator laws. In fact, she was a lead sponsor of the Maryland version of Jessica's law which required mandatory minimum sentences for child sex offenders. She has also been a leader in passing legislation dealing with criminal gangs, drunk driving, and the cord blood initiative which is dedicated to increasing the supply and utilization of stem cells from umbilical cord blood for treatment of various diseases such as cancer and sickle cell anemia.

She has also been a strong advocate for education focused on the active involvement of parents, the community and teachers in the development of a sound educational foundation for our children.

It is my honor to present to Nancy Jacobs the First Citizen Award.

First Citizen Award presented to the Honorable Nancy Jacobs
Remarks by former Senator Nancy Jacobs

Senator James "Ed" DeGrange, Sr.

James "Ed" DeGrange sought public office in order to continue his service to the community—believing that effective leaders were, in his own words, "...honest, accessible, and accountable and always acted in the interests of the people they serve."

First elected to the Senate in 1998, he served District 32 in Anne Arundel County for the next 19 years in multiple positions of leadership, including over a decade as chairman of the Senate Capital Budget Subcommittee.

Senator DeGrange initiated, supported, and shaped countless pieces of legislation over those years but has said that he is most proud of the BWI Community Enhancement Grant Program that provides funding for community projects throughout areas adjacent to the airport—legislation that was first of its kind in the United States.

Representing a district that changed significantly during his term in office, encompassing major military, commercial, and public works entities, Senator DeGrange fostered the growth of these vital economic engines while always keeping the well–being of his constituents in mind, and he stayed true to his original goal of serving his community. Great constituent service is his hallmark. Community service is his legacy.

It is my honor to present to Ed DeGrange the First Citizen Award.

First Citizen Award presented to the Honorable James "Ed" DeGrange, Sr.

Remarks by former Senator Ed DeGrange

Rushern L. Baker, III

Rushern Baker has been called by those who know him well a quiet man of courage and conviction. His professional experiences include an equal–opportunity lawyer and private attorney. He is a competent public servant known for being a driver of economic development; a reformer, an able legislator and executive with a keen interest in education.

He was sworn in as the seventh county executive of Prince George's County at a particularly tumultuous time. His predecessor was facing corruption charges; the county was in the midst of a crime wave; and a large budget deficit that had just come to light threatened this new administration. Yet, he set out and systematically addressed the county's problems.

He has a well established reputation as a collaborator, working closely with other leaders to pursue positive change, focusing on growing the economy and creating jobs; improving public safety and education.

He was instrumental in addressing healthcare disparities in the Washington, D.C. region by his advocacy for the new Regional Medical Center in Prince George's County.

Through Rushern Baker's outstanding service he has demonstrated measured and accountable leadership in our state as both a legislator and county executive. As a lawmaker, as county executive, and in his endeavors as a private citizen he has always been respected as impeccably honest, thoughtful and as an intelligent consensus builder.

It is my honor to present to Rushern L. Baker, III the First Citizen Award.

First Citizen Award presented to the Honorable Rushern Baker, III
Remarks by the Honorable Rushern Baker, III

Respectfully Submitted,

Timothy D. Baker, State Archivist and Commissioner of Land Patents

LAID OVER CALENDAR NO. 11

Senate Bill 303 – Senator Kagan

AN ACT concerning

State Acupuncture Board – Practice of Acupuncture – Definition and Education Requirements

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB0303/614032/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 303
(First Reading File Bill)

On page 2, strike beginning with "**LIGHT**" in line 15 down through "**NEEDLING,**" in line 16.

The preceding amendment was read only.

Senator Ferguson moved to make the Bill and Amendment a Special Order for March 11, 2019.

The motion was adopted.

Senate Bill 203 – Senators Young, Elfreth, Feldman, Hester, Lee, Pinsky, Rosapepe, Washington, and West

AN ACT concerning

Natural Resources – No Net Loss of Forest – Definition

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

SB0203/814831/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 203
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and West" and substitute "West, Benson, Ellis, Guzzone, Kagan, Lam, Nathan–Pulliam, and Patterson"; and in line 4, after the semicolon insert "providing that this Act may not be interpreted to disrupt certain programs;".

AMENDMENT NO. 2

On page 1, in line 22, strike "**LAND**" and substitute "**, AS DETERMINED BY DATA USED IN THE MOST CURRENT CHESAPEAKE BAY WATERSHED MODEL DEFINED IN COMAR 26.08.11.03**".

AMENDMENT NO. 3

On page 2, in line 28, after the comma insert "That this Act may not be interpreted to expand, limit, or otherwise disrupt any program conducted by a unit of State or local government in accordance with to the Chesapeake Bay Total Maximum Daily Load, a municipal separate storm sewer system permit, urban tree canopy goals, or any other local program.

SECTION 3. AND BE IT FURTHER ENACTED,".

The preceding 3 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 249 – Senator Lam

AN ACT concerning

Regional Initiative to Limit or Reduce Greenhouse Gas Emissions in Transportation Sector – Authorization (Regional Transportation and Climate Protection Act of 2019)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

SB0249/604939/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 249
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "authorizing" in line 7 down through "circumstances;" in line 9.

AMENDMENT NO. 2

On page 2, strike beginning with "**IF**" in line 5 down through "**(C)**" in line 10; and in line 26, strike "**(D)**" and substitute "**(C)**".

AMENDMENT NO. 3

On page 2, in line 16, after "**ASSEMBLY**" insert "**, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE,**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 744 – Senators Pinsky, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hester, Jennings, King, Lam, Lee, Rosapepe, West, Young, and Zucker

AN ACT concerning

Protecting Natural Resources and Preserving Productive Farms – Commission on the Development of a Blueprint for Solar Energy in Maryland

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (4) AND THE FAVORABLE REPORT.

SB0744/444335/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 744
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert "EMERGENCY BILL"; in line 11, after the semicolon insert "requiring the Commission to take certain actions in carrying out its work;"; and in line 12, after the semicolon insert "making this Act an emergency measure;".

AMENDMENT NO. 2

On page 2, after line 7, insert:

"(1) one chairperson, jointly appointed by the President of the Senate and the Speaker of the House;";

in lines 8, 10, 12, 13, 14, 15, 17, 19, and 21, strike "(1)", "(2)", "(3)", "(4)", "(5)", "(6)", "(7)", "(8)", and "(9)", respectively, and substitute "(2)", "(3)", "(4)", "(5)", "(6)", "(7)", "(8)", "(10)", and "(13)", respectively; after line 18, insert:

"(9) the Secretary of the Environment, or the Secretary's designee;";

in line 20, strike the second "and"; after line 20, insert:

"(11) one representative of county government, appointed by the Maryland Association of Counties;

(12) one representative of the commercial real estate industry with experience in sustainability practices, appointed by the Maryland Chapter of NAIOP; and";

in line 23, strike "the Maryland Association of Counties" and substitute "Smart Growth Maryland"; in line 29, strike "Chesapeake Climate Action Network" and substitute "Sierra Club"; and in line 30, strike "and".

On page 3, in line 1, strike "local"; in the same line, after "organization" insert "; and

(vii) one representative of an electric cooperative";

strike in their entirety lines 2 and 3; and in lines 4, 5, and 9, strike "(d)", "(e)", and "(f)", respectively, and substitute "(c)", "(d)", and "(e)", respectively.

On page 4, in line 21, strike "(f)(2)" and substitute "(e)(2)".

On page 3, in line 4, strike "Power Plant Research Program" and substitute "Department of the Environment".

AMENDMENT NO. 3

On page 3, strike in their entirety lines 11 through 18, inclusive; and in line 19, strike "(ii)" and substitute "(i)".

On page 4, in line 1, strike "(iii)" and substitute "(ii)"; after line 2, insert:

"(iii) discouraging the development of solar energy projects in ecologically or agriculturally important areas, including:

1. on productive farmland;

2. on forest land;

3. on parkland;

4. in or near wetlands; and

5. in the Chesapeake and Atlantic Coastal Bays Critical Area;";

in line 13, after "transmission" insert "and local distribution grid"; and after line 18, insert:

"(f) In carrying out its work, the Commission shall:

(1) take into consideration:

(i) efforts by Maryland counties to address the development of solar energy projects through zoning ordinances, comprehensive plans, and other local land use policies; and

(ii) options being developed in other states for providing predictable, long–term economic incentives to encourage the development of solar energy projects in areas where solar siting is preferred;

(2) accept oral and written comments from the public;

(3) (i) on or before November 1, 2019, release a preliminary draft of its findings and recommendations to the public; and

(ii) accept public comments on the preliminary draft until November 30, 2019; and

(4) allow the members of the Commission the opportunity to review and provide final input on any draft report.".

AMENDMENT NO. 4

On page 4, strike in their entirety lines 23 through 26, inclusive, and substitute:

"SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three–fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted. It shall remain effective through June 30, 2020, 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 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

FINANCE COMMITTEE REPORT NO. 16

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

House Bill 336 – Delegates Feldmark, Acevero, Attar, Atterbeary, Bagnall, Bartlett, Barve, Bhandari, Boyce, Branch, Bridges, Brooks, Busch, Cain, Cardin, Carey, Chang, Charkoudian, Charles, Clippinger, Conaway, Crosby, Crutchfield, Cullison, D.M. Davis, D.E. Davis, Dumais, Ebersole, Fennell, W. Fisher, Fraser–Hidalgo, Gilchrist, Glenn, Guyton, Harrison, Healey, Hettleman, Hill, Jackson, Johnson, Jones, Kaiser, Kelly, Kerr, Korman, Krimm, Lafferty, Lehman, J. Lewis, R. Lewis, Lierman, Lopez, Love, Luedtke, McIntosh, Moon, Mosby, PalakovichCarr, Patterson, Pena–Melnyk, Pendergrass, Qi, Queen, Reznik, Rogers, Rosenberg, Sample–Hughes, Shetty, Smith, Solomon, Stein, Stewart, Sydnor, Terrasa, Turner, Valderrama, Walker, C. Watson, R. Watson, Wells, Wilkins, Wilson, ~~and K. Young~~ K. Young, Lisanti, and P. Young

EMERGENCY BILL

AN ACT concerning

~~Unemployment Insurance –~~ Civilian Federal Employees – Unemployment Insurance Benefits and Federal Government Shutdown Employee Assistance Loan Fund
(Federal Shutdown Paycheck Protection Act)

HB0336/597779/1

BY: Finance Committee

AMENDMENT TO HOUSE BILL 336
(Third Reading File Bill)

On page 9, in line 21, strike "3" and substitute "4".

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. 8

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 344 – Senators Zucker and Feldman

AN ACT concerning

State Agricultural Land Transfer Tax – Nonagricultural Use Exemption – Repeal

SB0344/349237/1

BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 344
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "Nonagricultural" in line 2 down through "Repeal" in line 3 and substitute "Alteration of Nonagricultural Use Reduction and Exemptions"; strike beginning with "repealing" in line 4 down through "tax" in line 7 and substitute "altering the method of calculating a certain reduction in the State agricultural land transfer tax for an instrument of writing that transfers title to agricultural land on which property tax was paid on the basis of an assessment other than farm or agricultural use in certain years before the transfer; repealing an exemption from the State agricultural land transfer tax for an instrument of writing that transfers title to agricultural land on which property tax was paid on the basis of an assessment other than farm or agricultural use for a certain number of years before the transfer; exempting an instrument of writing from the agricultural land transfer tax if the instrument of writing transfers title to agricultural

land that was previously transferred by an instrument of writing that was subject to the agricultural land transfer tax; and generally relating to the nonagricultural use reduction to the State agricultural land transfer tax and exemptions from the State agricultural land transfer tax"; after line 7, insert:

"BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 13–301(a) and (b) and 13–302(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)";

and in line 10, strike "13–303(c)" and substitute "13–303".

AMENDMENT NO. 2

On page 1, strike in their entirety lines 16 through 21, inclusive, and substitute:

"13–301.

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

(b) "Agricultural land" means real property that is or was assessed on the basis of farm or agricultural use under § 8–209 of this article.

13–302.

(a) Except as otherwise provided in § 13–305 of this subtitle, agricultural land transfer tax is imposed on an instrument of writing that transfers title to agricultural land.

(b) Agricultural land transfer tax is payable in addition to any other transfer tax imposed under this title.

13–303.

(a) The agricultural land transfer tax applies at the following rates:

(1) for a transfer of 20 acres or more of agricultural land, 5%;

(2) except as provided in item (3) of this subsection, for a transfer of less than 20 acres of agricultural land assessed for agricultural use or as unimproved agricultural land, 4%; or

(3) for a transfer of less than 20 acres of agricultural land assessed as improved agricultural land or agricultural land with site improvements, 3%.

(b) If an instrument of writing is subject to different rates of agricultural land transfer tax under subsection (a) of this section, the total agricultural land transfer tax due is computed separately for each portion of agricultural land to which a different rate applies.

(c) Except as provided by § **[**13–305(c)(2)**]** **13–305(B)(2) OR (C)(4)** of this subtitle, the agricultural land transfer tax determined under subsection (a) or subsection (b) of this section is reduced by**:**

(1) 25% **[**for each consecutive full taxable year before a transfer in which**]** **IF** property tax on the agricultural land was paid on the basis of any assessment other than the farm or agricultural use assessment under § 8–209 of this article **FOR 1 FULL TAXABLE YEAR BEFORE A TRANSFER;**

(2) 50% IF PROPERTY TAX ON THE AGRICULTURAL LAND WAS PAID ON THE BASIS OF ANY ASSESSMENT OTHER THAN THE FARM OR AGRICULTURAL USE ASSESSMENT UNDER § 8–209 OF THIS ARTICLE FOR 2 FULL CONSECUTIVE TAXABLE YEARS BEFORE A TRANSFER; AND

(3) 65% IF PROPERTY TAX ON THE AGRICULTURAL LAND WAS PAID ON THE BASIS OF ANY ASSESSMENT OTHER THAN THE FARM OR AGRICULTURAL USE ASSESSMENT UNDER § 8–209 OF THIS ARTICLE FOR 3 OR MORE FULL CONSECUTIVE TAXABLE YEARS BEFORE A TRANSFER.

(d) (1) Except as provided in paragraph (2) of this subsection, in addition to the agricultural land transfer tax, a surcharge in an amount equal to 25% of the tax determined under subsections (a) through (c) of this section is imposed on an instrument of writing that transfers title to agricultural land.

(2) The surcharge imposed under paragraph (1) of this subsection does not apply to an instrument of writing that transfers property of 2 acres or less to be improved to a child or grandchild of the owner.

(e) When determining the rate of the agricultural land transfer tax to be imposed under subsection (a) or (b) of this section, the amount of agricultural land transferred that is exempt from the tax in accordance with § 13–305 of this subtitle may not be included in the amount of agricultural land that is transferred.".

AMENDMENT NO. 3

On page 5, after line 10, insert:

"**(H) THE AGRICULTURAL LAND TRANSFER TAX DOES NOT APPLY TO AN INSTRUMENT OF WRITING THAT TRANSFERS TITLE TO AGRICULTURAL LAND THAT WAS PREVIOUSLY TRANSFERRED BY AN INSTRUMENT OF WRITING THAT WAS SUBJECT TO THE AGRICULTURAL LAND TRANSFER TAX.**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 421 – Senators Benson, Carter, Ferguson, Hayes, Lam, Lee, Patterson, and Peters

AN ACT concerning

Video Lottery Terminals – Minority Business Participation Goals – Enforcement and Reporting

SB0421/689434/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 421

(First Reading File Bill)

On page 4, in line 14, strike "October" and substitute "June".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 458 – Senators Guzzone, King, Peters, and Zucker

AN ACT concerning

Corporate Income Tax – Single Sales Factor Apportionment – Deferred Tax Relief

SB0458/869837/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 458

(First Reading File Bill)

On page 3, in line 16, strike "**2022**" and substitute "**2028**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 662 – Senators Miller, King, and Pinsky

AN ACT concerning

Maryland Association of Environmental and Outdoor Education Grant (Maryland Green Schools Act of 2019)

SB0662/399431/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 662
(First Reading File Bill)

On page 2, in lines 3, 4, 5, 6, 16, 17, 18, and 19, strike "**$300,000**", "**$309,000**", "**$318,500**", "**$328,850**", "**$129,250**", "**$149,000**", "**$155,000**", and "**$161,450**", respectively, and substitute "**$278,750**", "**$268,300**", "**$272,100**", "**$276,400**", "**$115,000**", "**$115,300**", "**$115,600**", and "**$116,000**", respectively; in lines 6 and 19, in each instance, strike "**AND**"; in line 7, strike "**$336,600**" and substitute "**$280,850; AND**

(6) FOR FISCAL YEAR 2026, $216,600";

and in line 20, strike "**$165,000**" and substitute "**$116,250; AND**

(VI) FOR FISCAL YEAR 2026, $116,600".

On page 3, in line 1, strike "**AND**"; in line 2, after the semicolon insert "**AND**

(VI) FOR FISCAL YEAR 2026, $85,000;";

strike beginning with "**FOR**" in line 3 down through the semicolon in line 4 and substitute "**THE FOLLOWING ALLOCATIONS:**

(I) FOR EACH OF FISCAL YEARS 2021 THROUGH 2025, $8,000; AND

(II) FOR FISCAL YEAR 2026, $6,000;";

in line 8, strike "**FOR EACH OF FISCAL YEARS 2021 THROUGH 2025, $10,000; AND**" and substitute "**THE FOLLOWING ALLOCATIONS:**

(I) FOR EACH OF FISCAL YEARS 2021 THROUGH 2025, $10,000; AND

(II) FOR FISCAL YEAR 2026, $4,000; AND";

in line 12, strike "**2025**" and substitute "**2026**"; and in line 16, strike "**2026**" and substitute "**2027**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 726 – Senator Guzzone

AN ACT concerning

Income Tax Credit – Purchase of Cybersecurity Technology or Service

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 777 – Senators Waldstreicher and Smith

AN ACT concerning

Property Tax – Exemption for Dwelling House Owned by Disabled Active Duty Service Member

SB0777/569830/1

BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 777
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Smith" and substitute ", Smith, Eckardt, Edwards, Elfreth, Ferguson, Griffith, Guzzone, King, McCray, Peters, Rosapepe, Salling, Serafini, and Zucker".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 870 – Senators King, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Kagan, Kelley, Klausmeier, Kramer, Lam, Lee, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker

AN ACT concerning

Income Tax – Child and Dependent Care Tax Credit – Alterations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

MOTION

Senator Young 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. 5

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. 5
March 7, 2019

District Court, Baltimore City (District 1)

1. Kathleen Marie Sweeney District 41

Judge of the District Court of Maryland, District 1, Baltimore City; reappointed to serve a term of ten years from January 27, 2019

District Court, Charles County (District 4)

2. Kenneth A. Talley District 28

Judge of the District Court of Maryland, District 4, Charles County; reappointed to serve a term of ten years from May 29, 2019

District Court, Kent County (District 3)

3. John E. Nunn, III District 36

Judge of the District Court of Maryland, District 3, Kent County; reappointed to serve a term of ten years from January 16, 2019

District Court, Somerset County (District 2)

4. Paula Ann Price District 38

Judge of the District Court of Maryland, District 2, Somerset County; reappointed to serve a term of ten years from February 6, 2019

Insurance Administration, Maryland

5. Al W. Redmer, Jr. District 7

MD Insurance Commissioner of the Maryland Insurance Administration; reappointed to serve a term of four years from June 1, 2019

Natural Resources, Department of

6. Jeannie Haddaway–Riccio District 37

Secretary of the Department of Natural Resources; appointed to serve at the pleasure of the Governor

State, Secretary of

7. John C. Wobensmith District 30

Secretary of the Secretary of State; reappointed to serve at the pleasure of the Governor

Apprenticeship and Training Council

8. Neil Wilford District 31
228 List Avenue
Pasadena, MD 21122

Member of the Apprenticeship and Training Council; appointed to serve remainder of a term of four years from July 1, 2016

Arts Council, Maryland State

9. Sumita Kim District 15
11700 Cherry Grove Drive
North Potomac, MD 20878

Member of the Maryland State Arts Council; appointed to serve a term of three years from July 1, 2019

10. Benny Russell District 35
1340 Bennett Place
Bel Air, MD 21015

Member of the Maryland State Arts Council; appointed to serve a term of three years from July 1, 2019

Automobile Insurance Fund, Board of Trustees of the Maryland

11. Timothy J. Murphy District 28
108 La Grange Avenue
La Plata, MD 20646

Member of the Board of Trustees of the Maryland Automobile Insurance Fund; reappointed to serve a term of five years from October 1, 2018

Aviation Commission, Maryland

12. Raymond C. Nichols, Sr. District 38
11810 Porfin Drive
Berlin, MD 21811

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2019

Chesapeake Employers' Insurance Company, Board for the

13. Martin G. Madden District 13
11524 Crows Nest Road
Clarksville, MD 21029

Member of the Board for the Chesapeake Employers' Insurance Company; appointed to serve a term of five years from June 1, 2019

Civil Rights, Commission on

14. Allison Umali Dichoso, Esq. District 26
1702 Old Drummer Boy Lane
Fort Washington, MD 20744

Member of the Commission on Civil Rights; appointed to serve remainder of a term of six years from July 1, 2015

15. Eileen M. Levitt District 13
6030 River Meadows Drive
Columbia, MD 21045

Member of the Commission on Civil Rights; appointed to serve remainder of a term of six years from July 1, 2013 and a term of six years from July 1, 2019

College of Southern Maryland, Board of Trustees of the

16. John W. Roache, M.D. District 29
28140 Three Notch Road
Mechanicsville, MD 20659

Member of the Board of Trustees of the College of Southern Maryland; reappointed to serve a term of five years from July 1, 2018

Education, State Board of

17. Gail H. Bates District 9
3212 Rosemary Lane
West Friendship, MD 21794

Member of the State Board of Education; appointed to serve remainder of a term of four years from July 1, 2015 and a term of four years from July 1, 2019

Ethics Commission, State

18. Geneau M. Thames, Esq. District 34
708 Edgehill Drive
Bel Air, MD 21014

Member of the State Ethics Commission; appointed to serve remainder of a term of five years from July 1, 2016

Health Benefit Exchange Board, Maryland

19. Mary Jean Herron District 43
3915 Cloverhill Road
Baltimore, MD 21218

Member of the Maryland Health Benefit Exchange Board; reappointed to serve remainder of a term of four years from June 1, 2015 and a term of four years from June 1, 2019

Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors

20. Kelley Phillips Cox District 37
21606 Chicken Point Road
Tilghman, MD 21671

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; appointed to serve a term of four years from July 1, 2019

21. Mark C. Krebs District 5
1696 Springmount Drive
Eldersburg, MD 21784

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; appointed to serve a term of four years from July 1, 2018

Master Electricians, State Board of

22. Jose F. Anderson, Esq. District 6
73 Admiral Boulevard
Dundalk, MD 21222

Member of the State Board of Master Electricians; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, State Commission of

23. Michelle J. Marzullo District 42
307 Greenwood Road
Towson, MD 21204

Member of the State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors; appointed to serve remainder of a term of three years from January 1, 2016

Tourism Development Board, Maryland

24. Monroe Harrison District 99
301 Massachusetts Avenue NW, #1204
Washington, DC 20001

Member of the Maryland Tourism Development Board; appointed to serve a term of three years from July 1, 2016

Women, Maryland Commission for

25. Mellisa Hough Curtin District 9
11060 Gaither Farm Road
Ellicott City, MD 21042

Member of the Maryland Commission for Women; appointed to serve a term of four 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.

Amusement Ride Safety Advisory Board

S–1. Glenn D. Fishack District 2
P.O. Box 118
Smithsburg, MD 21783

Member of the Amusement Ride Safety Advisory Board; reappointed to serve a term of four years from July 1, 2018

S–2. Howard D. Folkes, Jr. District 26
11705 Amer Court
Fort Washington, MD 20744

Member of the Amusement Ride Safety Advisory Board; reappointed to serve a term of four years from July 1, 2017

S–3. Karen C. Nicklas District 4
8572 Links Bridge Road
Thurmont, MD 21788

Member of the Amusement Ride Safety Advisory Board; appointed to serve a term of four years from July 1, 2019

S–4. Roy Shaw District 12
2926 New York Avenue
Halethorpe, MD 21227

Member of the Amusement Ride Safety Advisory Board; appointed to serve a term of four years from July 1, 2018

Apprenticeship and Training Council

S–5. David E. Smarte District 38
12007 Turtle Mill Road
Bishopville, MD 21813

Member of the Apprenticeship and Training Council; reappointed to serve a term of four years from July 1, 2019

S–6. David J. Wilson, Sr. District 13
8454 Pamela Way
Laurel, MD 20723

Member of the Apprenticeship and Training Council; reappointed to serve a term of four years from July 1, 2019

Archaeology, Advisory Committee on

S–7. Marian Craig Creveling District 30
1707 Forestville Road
Edgewater, MD 21037

Member of the Advisory Committee on Archaeology; reappointed to serve a term of three years from July 1, 2019

S–8. Robert D. Wall, Ph.D. District 12
1602 Beechwood Avenue
Catonsville, MD 21228

Member of the Advisory Committee on Archaeology; reappointed to serve a term of three years from July 1, 2019

Architects, State Board of

S–9. Stephanie V. Hopkins District 45
4364 Nicholas Avenue
Baltimore, MD 21206

Member of the State Board of Architects; reappointed to serve a term of five years from July 1, 2019

S–10. Kevin G. Sneed District 20
9215 Whitney Street
Silver Spring, MD 20901

Member of the State Board of Architects; reappointed to serve a term of five years from July 1, 2019

Arts Council, Maryland State

S–11. Timothy L. App District 41
401 Wingate Road
Baltimore, MD 21210

Member of the Maryland State Arts Council; reappointed to serve a term of three years from July 1, 2019

S–12. Jacqueline Tibbs Copeland District 11
15 Stone Gate Court
Phoenix, MD 21208

Member of the Maryland State Arts Council; reappointed to serve a term of three years from July 1, 2019

S–13. Ann Winter West District 42
7808 Overbrook Road
Baltimore, MD 21204

Member of the Maryland State Arts Council; reappointed to serve a term of three years from July 1, 2019

Assistive Technology Loan Program Board of Directors

S–14. Nicole L. Acle District 37
26822 Robert Burns Lane
Salisbury, MD 21801

Member of the Assistive Technology Loan Program Board of Directors; appointed to serve a term of four years from October 1, 2018

Aviation Commission, Maryland

S–15. John H. Kiser District 18
9907 Stoneybrook Drive
Kensington, MD 20895

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2019

Consumer Council

S–16. Brian F. Hubbard District 42
113 Margate Road
Lutherville, MD 21093

Member of the Consumer Council; appointed to serve a term of six years from July 1, 2016

Deaf and Hard of Hearing, Maryland Advisory Council for the

S–17. Tiereny Lloyd District 32
247 Sycamore Ridge Road
Laurel, MD 20724

Member of the Maryland Advisory Council for the Deaf and Hard of Hearing; appointed to serve a term of three years from October 1, 2018

Dietetic Practice, State Board of

S–18. Jeanette Miller District 11
2 High Stepper Court
Baltimore, MD 21208

Member of the State Board of Dietetic Practice; appointed to serve remainder of a term of four years from July 1, 2017

Education, State Board of

S–19. Jean C. Halle District 11
11536 Pebblecreek Drive
Lutherville, MD 21093

Member of the State Board of Education; reappointed to serve a term of four years from July 1, 2019

Elections, State Board of

S–20. Michael R. Cogan, Esq. District 36
250 Concerto Avenue
Centreville, MD 21617

Member of the State Board of Elections; reappointed to serve a term of four years from July 1, 2019

S–21. Kelley Howells District 26
340 Farmington Road, West
Accokeek, MD 20607

Member of the State Board of Elections; reappointed to serve a term of four years from July 1, 2019

Elevator Safety Review Board

S–22. Charles E. Meeks District 38
601 S. Pacific Avenue
Ocean City, MD 21842

Member of the Elevator Safety Review Board; reappointed to serve a term of three years from October 1, 2019

Emergency Number Systems Board

S–23. Randall J. Cunningham District 35
734 Cherry Hill Road
Street, MD 21154

Member of the Emergency Number Systems Board; appointed to serve a term of four years from July 1, 2017

S–24. Tawn T. Gregory District 2
13506 Scarlet Sage Court
Hagerstown, MD 21740

Member of the Emergency Number Systems Board; appointed to serve a term of four years from July 1, 2017

S–25. Albert G. Kirchner District 30
1108 Boucher Avenue
Annapolis, MD 21403

Member of the Emergency Number Systems Board; appointed to serve a term of four years from July 1, 2016

Food Center Authority, Maryland

S–26. Carlton J. Brown District 44
5228 Cromarty Road
Catonsville, MD 21229

Member of the Maryland Food Center Authority; appointed to serve remainder of a term of five years from July 1, 2014 and a term of five years from July 1, 2019

S–27. Steven Lane Fanaroff District 15
11718 Split Tree Circle
Potomac, MD 20854

Member of the Maryland Food Center Authority; reappointed to serve a term of five years from July 1, 2018

Hart–Miller–Pleasure Island Citizens Oversight Committee

S–28. Francis H. Taylor District 6
7603 Iroquois Avenue
Edgemere, MD 21219

Member of the Hart–Miller–Pleasure Island Citizens Oversight Committee; reappointed to serve a term of two years from July 1, 2017 and a term of two years from July 1, 2019

Health Benefit Exchange Board, Maryland

S–29. S. Anthony McCann District 20
211 Indian Spring Drive
Silver Spring, MD 20901

Member of the Maryland Health Benefit Exchange Board; reappointed to serve a term of four years from June 1, 2019

Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors

S–30. Mary Shank Creek District 2
18811 Wagaman Road
Hagerstown, MD 21740

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; reappointed to serve a term of four years from July 1, 2019

S–31. Faith Elliott Rossing, D.B.A. District 36
3601 Goldsboro Road
Henderson, MD 21640

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; reappointed to serve a term of four years from July 1, 2019

Master Electricians, State Board of

S–32. Paul Donaghue District 4
116 Copper Oaks Court
Woodsboro, MD 21798

Member of the State Board of Master Electricians; reappointed to serve a term of three years from July 1, 2019

Nursing, State Board of

S–33. Charles A. Neustadt District 46
100 Harborview Drive
Baltimore, MD 21230

Member of the State Board of Nursing; reappointed to serve a term of four years from July 1, 2018

Residential Child Care Program Professionals, State Board for Certification of

S–34. Pamela Curtis District 40
3713 Park Heights Avenue
Baltimore, MD 21215

Member of the State Board for Certification of Residential Child Care Program Professionals; appointed to serve a term of four years from July 1, 2019

Stationary Engineers, State Board of

S–35. John F. Arizaga District 7
9704 Silver Farm Court
Perry Hall, MD 21228

Member of the State Board of Stationary Engineers; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

Senator Young moved to make the Report a Special Order for March 8, 2019.

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 20

Senate Bill 422 – Senators Benson, Feldman, Klausmeier, and Zucker

AN ACT concerning

State Department of Education – Employment Categories and Practices

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.

Senate Bill 102 – Senator Zirkin

AN ACT concerning

Courts – Direct Action Against Insurer

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

Senator Zirkin moved to make the Bill and Report a Special Order for March 8, 2019.

The motion was adopted.

Senate Bill 747 – Senators Lam, Guzzone, and Rosapepe

AN ACT concerning

Education – Removal of County Superintendents – Procedures

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

Senator Lam moved the Bill be recommitted.

The motion was adopted.

Senate Bill 448 – Senators Pinsky, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Nathan–Pulliam, Patterson, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Oysters – Tributary–Scale Sanctuaries – Protection and Restoration

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

Senator Hershey moved to make the Bill and Report a Special Order for March 12, 2019.

The motion was rejected by a roll call vote as follows:

Affirmative – 15 Negative – 31 (See Roll Call No. 392)

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0448/293626/1
BY: Senator Eckardt

AMENDMENT TO SENATE BILL 448
(First Reading File Bill)

On page 3, in lines 19 and 26, in each instance, after "**THAT**" insert "**, SUBJECT TO THE APPROVAL OF THE CHESAPEAKE BAY PROGRAM SUSTAINABLE FISHERIES GOAL IMPLEMENTATION TEAM,**"; in lines 20 and 27, in each instance, strike "**ALL**" and substitute "**:**

(I) ALL";

and in line 25, after "**WEST**" insert "**; OR**

(II) A PORTION OF THE WATERS OF THE ST. MARY'S RIVER".

On page 4, in line 4, after "**WEST**" insert "**; OR**

(II) A PORTION OF THE WATERS OF THE MANOKIN RIVER".

On page 5, in line 16, after "on" insert ":

(1)";

and in line 17, after "Act" insert "; and

(2) the coordinates for the oyster sanctuaries in the St. Mary's River and the Manokin River that were approved by the Chesapeake Bay Program Sustainable Fisheries Goal Implementation Team".

The preceding amendment was read only.

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

The motion was adopted.

Senate Bill 272 – Senators Carozza, Eckardt, Edwards, and Serafini

AN ACT concerning

State Correctional Facilities – Correctional Officers – Background Check

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR CAROZZA.

FLOOR AMENDMENT

SB0272/233420/1
BY: Senator Carozza

AMENDMENTS TO SENATE BILL 272
(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, strike beginning with "altering" in line 3 down through "facility" in line 7 and substitute "requiring the Department of Public Safety and Correctional Services to conduct a certain extensive review and background check within a certain time period for certain purposes under certain circumstances; providing that a certain individual may be deemed to have passed a certain polygraph examination under certain circumstances; providing for the construction of this Act".

AMENDMENT NO. 2

On page 1, in line 17, after "(1)" insert "**(I)**"; and in line 18, strike "**OR EXTENSIVE BACKGROUND CHECK, OR BOTH,**".

On page 2, in line 1, strike "(2)" and substitute "**(II)**"; in line 2, strike "**AND BACKGROUND CHECK**"; strike beginning with "paragraph" in line 2 down through "subsection" in line 3 and substitute "**SUBPARAGRAPH (I) OF THIS PARAGRAPH**"; and after line 3, insert:

"**(2) IF AN INDIVIDUAL'S POLYGRAPH TEST REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS INCONCLUSIVE:**

(I) THE DEPARTMENT SHALL, WITHIN 30 DAYS AFTER RECEIVING THE RESULTS, CONDUCT AN EXTENSIVE REVIEW AND BACKGROUND CHECK TO DETERMINE WHETHER THE INDIVIDUAL MAY BE QUALIFIED TO SERVE AS A CORRECTIONAL OFFICER IN A CORRECTIONAL FACILITY; AND

(II) IF THE EXTENSIVE REVIEW AND BACKGROUND CHECK CONDUCTED BY THE DEPARTMENT RESOLVES THE INCONCLUSIVE RESULT OF THE POLYGRAPH TEST, THE INDIVIDUAL MAY BE DEEMED TO HAVE PASSED THE POLYGRAPH TEST.

(3) THIS SECTION MAY NOT BE CONSTRUED TO PREVENT THE DEPARTMENT FROM ADMINISTERING A SUBSEQUENT POLYGRAPH EXAMINATION TO RESOLVE THE ITEM THAT LED TO THE INCONCLUSIVE RESULT, IF FOLLOWING THE EXTENSIVE REVIEW AND BACKGROUND CHECK, THE DEPARTMENT DETERMINES THAT A REASONABLE QUESTION REMAINS REGARDING THE QUALIFICATIONS OF THE INDIVIDUAL TO SERVE AS A CORRECTIONAL OFFICER IN A CORRECTIONAL FACILITY.".

The preceding 2 amendments were read only.

Senator Edwards moved to make the Bill and Amendment a Special Order for March 8, 2019.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 393)

SENATE THIRD READING CALENDAR NO. 29 (GENERAL SENATE BILLS) CONSENT NO. 2

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 114	Sen. Hough	Firearms – Handgun Permit – Preliminary Approval	JPR
SB 287	Sen. Cassilly	Handgun Qualification License – Training Requirement – Exemption	JPR
SB 499	Sen. Hayes	Baltimore City – Baltimore Police Department – Percentage of Civilian Employees and Police Officers	JPR

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 527	Sen. Smith	Correctional Services – Inmates – Labor	JPR

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 – 46 Negative – 0 (See Roll Call No. 394)

The Bills were then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 30 (GENERAL SENATE BILLS) CONSENT NO. 3

Senate Bill 236 – Senators Carter and Smith

AN ACT concerning

Jury Service – Qualification Criteria – Criminal Conviction or Charge

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

Affirmative – 41 Negative – 5 (See Roll Call No. 395)

The Bill was then sent to the House of Delegates.

Senate Bill 305 – Senator Beidle

AN ACT concerning

Real Property – Homeowners Associations – Number of Declarant Votes

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

Affirmative – 46 Negative – 0 (See Roll Call No. 396)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 31 (GENERAL SENATE BILLS)
CONSENT NO. 4

Senate Bill 237 – **Senators Carter, Smith, and Washington**

AN ACT concerning

Vehicle Laws – Canceled, Revoked, and Suspended Driver's Licenses – Penalties

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

Affirmative – 46 Negative – 0 (See Roll Call No. 397)

The Bill was then sent to the House of Delegates.

Senate Bill 327 – **Senator Smith**

AN ACT concerning

Justice Reinvestment Act – Diminution Credits – Sentencing

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

Affirmative – 46 Negative – 0 (See Roll Call No. 398)

The Bill was then sent to the House of Delegates.

Senate Bill 464 – **Senators King, Ferguson, Guzzone, Kagan, Kramer, and Zucker**

AN ACT concerning

School Bus Monitoring Cameras – Civil Penalty – Sunset Repeal

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

Affirmative – 45 Negative – 1 (See Roll Call No. 399)

The Bill was then sent to the House of Delegates.

Senate Bill 842 – **Senator Carter**

AN ACT concerning

Criminal Law – Gaming – Civil Offense

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

Affirmative – 41 Negative – 4 (See Roll Call No. 400)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 32 (GENERAL SENATE BILLS)

Senate Bill 53 – Chair, Finance Committee (By Request – Departmental – Maryland Energy Administration)

AN ACT concerning

State Finance and Procurement – Energy Performance Contracts

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

Affirmative – 46 Negative – 0 (See Roll Call No. 401)

The Bill was then sent to the House of Delegates.

Senate Bill 97 – Senators Hough ~~and Zirkin~~, Zirkin, Ready, and West

AN ACT concerning

Firearms – Right to Purchase, Possess, and Carry – Use of Medical Cannabis

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

Affirmative – 46 Negative – 0 (See Roll Call No. 402)

The Bill was then sent to the House of Delegates.

Senate Bill 138 – Senators Lee, Augustine, Elfreth, Ellis, Feldman, Kelley, King, Lam, Nathan–Pulliam, Patterson, Pinsky, Smith, and Washington

AN ACT concerning

Stalking – Violation of Conditions of Release ~~and Disqualifying Crime~~

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

Affirmative – 46 Negative – 0 (See Roll Call No. 403)

The Bill was then sent to the House of Delegates.

Senate Bill 147 – ~~**Senator Klausmeier**~~ **Senators Klausmeier, Augustine, Beidle, Benson, Feldman, Hayes, Hershey, Jennings, Kelley, Kramer, Reilly, and Young**

AN ACT concerning

Public Health – Disposition of Remains – Forfeiture or Waiver of Right of Disposition

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

Affirmative – 46 Negative – 0 (See Roll Call No. 404)

The Bill was then sent to the House of Delegates.

Senate Bill 212 – **Senator Lee**

AN ACT concerning

Estates and Trusts – Execution of Wills – Presence of Witnesses

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

Affirmative – 46 Negative – 0 (See Roll Call No. 405)

The Bill was then sent to the House of Delegates.

Senate Bill 245 – ~~**Senator Kramer**~~ **Senators Kramer, Lee, Smith, and West**

AN ACT concerning

Transportation – Ignition Interlock ~~Devices~~ System – Definition

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

Affirmative – 44 Negative – 2 (See Roll Call No. 406)

The Bill was then sent to the House of Delegates.

Senate Bill 310 – **Senators Hayes, Carter, Ferguson, McCray, and Washington**

AN ACT concerning

Baltimore City – Unpackaged Cigarettes – Prohibition on Sale

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

Affirmative – 46 Negative – 0 (See Roll Call No. 407)

The Bill was then sent to the House of Delegates.

Senate Bill 394 – Senators Waldstreicher, Hough, Smith, ~~and West~~ West, Zirkin, Carter, Cassilly, Hester, Lee, Ready, and Washington

AN ACT concerning

Criminal Procedure – Expungement – Boating Offenses

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

Affirmative – 46 Negative – 0 (See Roll Call No. 408)

The Bill was then sent to the House of Delegates.

Senate Bill 398 – The President (By Request – Department of Legislative Services – Code Revision)

AN ACT concerning

Code Revision – Estates and Trusts

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

Affirmative – 46 Negative – 0 (See Roll Call No. 409)

The Bill was then sent to the House of Delegates.

Senate Bill 425 – Senators Benson, Feldman, Guzzone, Klausmeier, Kramer, Lee, Nathan–Pulliam, Rosapepe, Simonaire, Washington, and Young

AN ACT concerning

Home Energy Assistance – Critical Medical Needs Program

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

Affirmative – 46 Negative – 0 (See Roll Call No. 410)

The Bill was then sent to the House of Delegates.

Senate Bill 511 – Cecil County Senators

AN ACT concerning

Cecil County – Correctional Deputy Sheriffs – Collective Bargaining

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

Affirmative – 46 Negative – 0 (See Roll Call No. 411)

The Bill was then sent to the House of Delegates.

Senate Bill 521 – Senators Smith, Bailey, Cassilly, Eckardt, Ellis, Ferguson, Gallion, Griffith, Hayes, Hough, Jennings, King, Ready, Reilly, Salling, Serafini, Simonaire, ~~and West~~ West, Augustine, Beidle, Benson, Feldman, Hershey, Kelley, Klausmeier, and Kramer

AN ACT concerning

Veteran Suicide Prevention – Comprehensive Action Plan

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

Affirmative – 46 Negative – 0 (See Roll Call No. 412)

The Bill was then sent to the House of Delegates.

Senate Bill 858 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Academic Research – Medical Uses and Properties of Cannabis

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

Affirmative – 46 Negative – 0 (See Roll Call No. 413)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 33 (GENERAL SENATE BILLS)

Senate Bill 180 – Senator King

AN ACT concerning

Education – Robotics Grant Program – Alterations

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

Affirmative – 46 Negative – 0 (See Roll Call No. 414)

The Bill was then sent to the House of Delegates.

Senate Bill 240 – Senator Edwards

AN ACT concerning

Maryland Community College Promise Scholarship Program – Alterations to the Award of Scholarship Funds

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

Affirmative – 45 Negative – 1 (See Roll Call No. 415)

The Bill was then sent to the House of Delegates.

Senate Bill 260 – Senators Pinsky, Ferguson, King, and Young

EMERGENCY BILL

AN ACT concerning

Community Colleges – Maryland Community College Promise Scholarships – Revisions

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

Affirmative – 45 Negative – 1 (See Roll Call No. 416)

The Bill was then sent to the House of Delegates.

Senate Bill 318 – Senators Feldman, Klausmeier, and Zucker

AN ACT concerning

Education – School Safety Subcabinet Advisory Board – Membership

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

Affirmative – 46 Negative – 0 (See Roll Call No. 417)

The Bill was then sent to the House of Delegates.

Senate Bill 334 – Senator Hough

AN ACT concerning

County Boards of Education – Appointment to Fill a Vacancy of an Elected Member – Candidate Information Requests

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

Affirmative – 46 Negative – 0 (See Roll Call No. 418)

The Bill was then sent to the House of Delegates.

Senate Bill 396 – Senators Elfreth, Augustine, Ellis, Feldman, Ferguson, Guzzone, Hester, Kagan, Lam, Lee, McCray, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker

AN ACT concerning

Higher Education – Legal Representation Fund for Title IX Proceedings – Established

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

Affirmative – 45 Negative – 1 (See Roll Call No. 419)

The Bill was then sent to the House of Delegates.

Senate Bill 400 – Senators Pinsky, Augustine, Elfreth, Ferguson, Griffith, Hayes, McCray, Washington, Young, ~~and Zucker~~ Zucker, Ellis, Lam, Nathan–Pulliam, Patterson, and Simonaire

AN ACT concerning

Maryland Higher Education Commission – Private Nonprofit Institutions of Higher Education – Regulation
(Private Nonprofit Institution of Higher Education Protection Act of 2019)

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

Affirmative – 46 Negative – 0 (See Roll Call No. 420)

The Bill was then sent to the House of Delegates.

Senate Bill 432 – Senators Nathan–Pulliam, Carter, Ellis, Feldman, Guzzone, Kelley, Kramer, Lam, Lee, Smith, Waldstreicher, Washington, Young, ~~and Zucker~~ Zucker, and Patterson

AN ACT concerning

Higher Education – Cyber Warrior Diversity Program – Revisions

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

Affirmative – 46 Negative – 0 (See Roll Call No. 421)

The Bill was then sent to the House of Delegates.

Senate Bill 743 – Senators Pinsky, Kagan, King, Lam, Lee, Rosapepe, West, Young, and Zucker

AN ACT concerning

Election Law – Election Service Providers – Contract Clauses and Termination of Contract

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

Affirmative – 41 Negative – 5 (See Roll Call No. 422)

The Bill was then sent to the House of Delegates.

QUORUM CALL

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

(See Roll Call No. 423)

ADJOURNMENT

At 1:12 P.M. on motion of Senator Guzzone the Senate adjourned until 11:00 A.M. on Friday, March 8, 2019.

Annapolis, Maryland
Friday, March 8, 2019
11:00 A.M. Session

The Senate met at 11:04 A.M.

Prayer by Reverend David Norse Thomas, Maryland Presbyterian Church, guest of Senator West.

(See Exhibit A of Appendix III)

QUORUM CALL

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

(See Roll Call No. 425)

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

The Journal of March 7, 2019 was read and approved.

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 382 – Senator Benjamin F. Kramer:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Miss Maryland Adrianna David
in recognition of
your work on the Social Impact Initiative for
Charities Angels and The Kidney Project.
Thank you volunteer service and dedication.

The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 8th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 426)

MESSAGE FROM THE HOUSE OF DELEGATES NO. 1
SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 156	Sen. Elfreth	Mandated Appropriation – City of Annapolis – Services
SB 300	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.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 10

House Bill 21 – ~~Delegate~~ Delegates Carr, Bagnall, Barron, Bhandari, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Pena–Melnyk, Pendergrass, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young

AN ACT concerning

Maryland Transportation Authority – Video Streaming and Archiving – Open Meetings

FOR the purpose of requiring the Maryland Transportation Authority to make available to the public on the Internet live video streaming and complete and unedited archived video recordings of certain open meetings; requiring the Authority to make the archived video recordings available for a certain minimum period of time; requiring the Department of Information Technology to provide certain staff, support, and equipment to the Authority; requiring the Authority to prepare written minutes of open meetings; and generally relating to open meetings of the Authority.

BY adding to
Article – Transportation
Section 4–211
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

House Bill 71 – Delegates Korman ~~and Buckel~~, Buckel, Bagnall, Barron, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kelly, Kerr, Kipke, Krebs, R. Lewis, Metzgar, Morgan, Pena–Melnyk, Pendergrass, Rosenberg, Saab, Sample–Hughes, Szeliga, and K. Young

AN ACT concerning

State Board of Elections – Open Meetings – Video Streaming and Recording (State Board of Elections Transparency Act)

FOR the purpose of requiring the State Board of Elections, in consultation with the Department of Information Technology, to make publicly available on the Internet each meeting agenda, made available a certain amount of time in advance of each meeting, live video streaming, and complete, unedited archived video recordings of open meetings; requiring the State Board to make the archived video recordings available for a certain minimum period of time; requiring the State Board to prepare certain minutes as soon as practicable after certain meetings; requiring the Department to provide certain staff, support, and equipment to the State Board; and generally relating to open meetings of the State Board of Elections.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 2–102
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 82 – Delegates Charkoudian, Lierman, Feldmark, W. Fisher, Glenn, Guyton, Korman, Lehman, R. Lewis, Palakovich Carr, Stewart, Terrasa, Washington, and Wilkins

AN ACT concerning

Transportation – Complete Streets – Access to Healthy Food and Necessities

FOR the purpose of ~~requiring a complete streets policy adopted by certain modal administrations of the Department of Transportation to create access to healthy food for certain individuals living in food deserts; authorizing grants under the Complete Streets Program to be used to encourage certain certified jurisdictions to develop ranking systems for certain projects that prioritize designs that create access to healthy food in food deserts; specifying that a goal of the Program is to create access to healthy food for certain individuals living in food deserts; requiring the Governor,~~

~~each fiscal year, to appropriate a certain amount from the Transportation Trust Fund for the Program; defining the term "food desert"; altering a certain definition~~ altering the Complete Streets Program by adding access to retail stores that provide healthy food and other necessities, especially in certain areas, as a design feature of the complete streets policy and as a design feature and goal of the Program; making certain technical corrections; providing for the construction of this Act; defining a certain term; and generally relating to complete streets policies and the Complete Streets Program.

BY repealing and reenacting, without amendments,
Article – Housing and Community Development
Section 6–308(c)
Annotated Code of Maryland
(2006 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 2–112, 8–901, ~~and 8–903~~ 8–903, and 8–905(b)(1)(ii)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

~~BY repealing~~
~~Article – Transportation~~
~~Section 8–904~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2018 Supplement)~~

~~BY adding to~~
~~Article – Transportation~~
~~Section 8–904~~
~~Annotated Code of Maryland~~
~~(2015 Replacement Volume and 2018 Supplement)~~

Read the first time and referred to the Committee on Finance and the Committee on Budget and Taxation.

House Bill 110 – Delegates Walker, Acevero, Anderson, Anderton, B. Barnes, Bartlett, Branch, Bridges, Bromwell, Brooks, Cardin, Carey, Charles, Conaway, Crutchfield, Cullison, D.E. Davis, Fennell, M. Fisher, W. Fisher, Gaines, Ghrist, Gilchrist, Glenn, Healey, Hill, Holmes, Hornberger, Ivey, Jackson, Jacobs, Kipke, Lehman, J. Lewis, Lierman, Long, McKay, Metzgar, Moon, Morgan, Mosby, Otto, Pena–Melnyk, Proctor, Reznik, Smith, Stein, Sydnor, Szeliga, Terrasa, Turner, Valderrama, Valentino–Smith, Washington, R. Watson~~~~, and Wilson~~**, Wilson, Kaiser, D. Barnes, Boteler, Buckel, Cain, Ebersole, Feldmark, Guyton, Luedtke, Palakovich Carr, Patterson, Reilly, Rose, Shoemaker, and Wilkins**

AN ACT concerning

~~Elementary~~ Public School Students – Daily Physical Activity
(Student Health and Fitness Act)

FOR the purpose of requiring physical education to be given in a certain manner to prekindergarten students; adding a certain representative to the Advisory Council on Health and Physical Education; ~~a public school student~~ providing as a goal of the State that each student in a public elementary school ~~to~~ be provided a certain minimum level of a program of physical activity each week; requiring the State Department of Education annually to collect certain data from certain public elementary schools; requiring the Department annually to publish certain information on its website; requiring that the program of physical activity for a certain category of student be consistent with a certain program for the student; ~~requiring public elementary schools to designate a certain group to plan and coordinate certain activities~~ prohibiting a certain student from being removed from recess as part of a certain disciplinary procedure; providing an exception to the prohibition in certain circumstances; requiring each school administrator to collaborate with certain teachers to identify certain alternative behavioral interventions; requiring each public school to develop a certain alternative plan to be used under certain circumstances; requiring the Department to develop and disseminate certain professional development resources; requiring the State Board of Education to adopt certain regulations; ~~requiring certain elementary schools to provide certain notice to the local school system; authorizing certain elementary schools to apply to the local school system for a certain extension; providing for certain extensions; providing for the termination of certain extensions; requiring a local school system that receives a certain extension to have a plan to ensure the local school system's compliance with this Act by a certain date~~ requiring the Interagency Commission on School Construction to complete a certain needs assessment on certain school infrastructure; requiring the Commission to report the findings of the needs assessment to the Governor and the General Assembly on or before a certain date; requiring the Department to conduct a certain survey of certain elementary schools on the availability of certain programming; requiring the Department to submit a report with the results of the survey to the Governor and the General Assembly on or before a certain date; making stylistic changes; and generally relating to student health and fitness.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–409
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY adding to
Article – Education
Section 7–409.1
Annotated Code of Maryland

(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 183 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Property Tax Credit for Security Camera Systems

PG 413–19

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 certain matters relating to 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 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 188 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Property Tax Credits – Grocery Stores

PG 409–19

FOR the purpose of authorizing the governing body of Prince George's County to grant, by law, a property tax credit against the county property tax imposed on personal property of a grocery store that completes certain construction and is located in a certain healthy food priority area; requiring the governing body of Prince George's County to designate what constitutes a healthy food priority area for purposes of the tax credit based on certain factors; providing that the tax credit may not exceed a certain amount; authorizing the governing body of Prince George's County to provide, by law, for certain matters relating to the tax credit; defining certain terms;

providing for the application of this Act; and generally relating to a property tax credit for grocery stores in Prince George's County.

BY adding to
Article – Tax – Property
Section 9–318(h)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 203 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Maximum Speed Limits Outside Urban Districts

MC 24–19

FOR the purpose of decreasing the lowest maximum speed limit that Montgomery County may establish for a highway outside an urban district under certain circumstances; making conforming changes; and generally relating to maximum speed limits outside urban districts in Montgomery County.

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–803(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 223 – Prince George's County Delegation

AN ACT concerning

Prince George's County – Property Tax Credits – Teachers

PG 410–19

FOR the purpose of authorizing the governing body of Prince George's County to grant, by law, a property tax credit against the county property tax imposed on dwellings that are owned by certain eligible teachers; providing for the maximum amount of the credit; authorizing the governing body of Prince George's County to provide, by law, for certain matters relating to the credit; requiring the Prince George's County government to submit a certain report concerning the credit to certain persons on or before a certain date; defining certain terms; providing for the application of this Act;

and generally relating to a property tax credit in Prince George's County for certain eligible teachers.

BY adding to
Article – Tax – Property
Section 9–318(h)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 228 – Delegate Cullison

AN ACT concerning

State Board of Nursing – Criminal History Records Checks – ~~Certified Nursing Assistants and Certified Medication Technicians~~ Revised Statement

FOR the purpose of ~~requiring certain applicants for certification as a medication technician by the State Board of Nursing to submit to a certain criminal history records check;~~ requiring the Criminal Justice Information System Central Repository of the Department of Public Safety and Correctional Services to provide a revised criminal history record to the Board under certain circumstances; ~~requiring the Board to require a certain criminal history records check for certain applicants for certification and for certain former certified medication technicians who file for reinstatement; requiring the Board to require certain certified medication technicians to obtain a certain criminal history records check as a condition of a certain certificate renewal; providing for the application of this Act;~~ and generally relating to criminal history records checks for ~~certified~~ nurses and nursing assistants ~~and certified medication technicians~~.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 8–303~~, 8–6A–05(c), 8–6A–07(h), and 8–6A–08(k)(1)~~
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 295 – Delegates Wilkins, D. Barnes, Feldmark, Fennell, W. Fisher, and Palakovich Carr

AN ACT concerning

Nonpublic Elementary and Secondary Schools – Discrimination – Prohibition

FOR the purpose of prohibiting a nonpublic elementary or secondary school that receives State funds from refusing enrollment of, expelling, withholding privileges from, or otherwise discriminating against any student or prospective student because of certain factors; prohibiting a nonpublic elementary or secondary school that receives State funds from taking a certain retaliatory action against a student or parent or guardian of a student who files a complaint alleging certain discrimination; making certain provisions of law prohibiting discrimination in employment applicable to nonpublic elementary and secondary schools that receive State funds; authorizing a certain person to elect to have certain claims determined in a certain civil action brought by the Commission on Civil Rights; authorizing the Commission to elect to have certain claims determined in a certain civil action; making certain remedies and procedures regarding discrimination applicable to certain discriminatory acts by certain nonpublic schools; requiring the Commission to file a certain civil action in a certain circuit court within a certain time period; authorizing a certain person to bring a civil action alleging a certain discriminatory act by a certain nonpublic school under certain circumstances; authorizing the Commission to bring an action to obtain a temporary injunction under certain circumstances; altering the definition of a certain term; defining a certain term; providing for the application of certain provisions of this Act; providing for the construction of certain provisions of this Act; and generally relating to discrimination in nonpublic schools.

BY adding to
Article – Education
Section 26–601 through 26–603 to be under the new subtitle "Subtitle 6. Discrimination in Education"
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 20–101(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 20–101(d), 20–604, 20–1001, 20–1006, 20–1007, 20–1009, 20–1012, 20–1013, and 20–1017
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 323 – Delegate Otto

AN ACT concerning

Somerset County – Commissioners – Residency Requirements

FOR the purpose of requiring each County Commissioner of Somerset County to reside in a certain commissioners' district for a certain amount of time before election as a Commissioner and during the term of office as Commissioner; prohibiting a Commissioner from continuing to serve during the current term of office if the Commissioner does not maintain a certain residency under certain circumstances; authorizing an incumbent Commissioner who no longer resides in a certain district due to a change in the district's boundaries to continue as a Commissioner for the remainder of the term of office; and generally relating to residency requirements for the County Commissioners of Somerset County.

BY repealing and reenacting, with amendments,
The Public Local Laws of Somerset County
Section 2–101
Article 20 – Public Local Laws of Maryland
(2015 Edition, as amended)
(As enacted by Chapters 167 and 168 of the Acts of the General Assembly of 2016)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 359 – St. Mary's County Delegation

AN ACT concerning

St. Mary's County – Building Authority Commission – Repeal

FOR the purpose of repealing certain provisions of law that relate to the Building Authority Commission in St. Mary's County; and generally relating to the Building Authority Commission in St. Mary's County.

BY repealing
The Public Local Laws of St. Mary's County
Section 26–18
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 367 – Delegates Solomon, Acevero, Cain, Ebersole, Feldmark, Guyton, Ivey, Lehman, J. Lewis, Lierman, Love, Mosby, Palakovich Carr, Patterson, Shetty, Smith, Stewart, Turner, Washington, and Wilkins

AN ACT concerning

Public Safety – Education – Firearm Funding

FOR the purpose of prohibiting a county board or public school from spending any money from any source to directly or indirectly provide a teacher with a firearm or train a teacher in the use of a firearm; providing for the application of this Act; defining a certain term; and generally relating to a prohibition on county boards of education and public schools spending money to provide teachers with firearms.

BY adding to
Article – Education
Section 7–117
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs and the Committee on Judicial Proceedings.

House Bill 394 – Delegates Cassilly, Johnson, and Lisanti

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
(2018 Replacement Volume)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 396 – Delegates Carr, Shetty, and Solomon

AN ACT concerning

Property Tax – Optional Installment Payment Schedule

FOR the purpose of authorizing the governing body of a county or municipal corporation to provide, by law, for ~~an~~ a voluntary installment payment schedule for certain property tax due on real property; altering a provision of law that authorizes advance payment of county property tax to include advance payment of municipal corporation and

special taxing district property tax; specifying the circumstances under which the governing body of a county or municipal corporation may authorize advance payment or an installment payment schedule for certain property taxes; authorizing the governing body of a county or municipal corporation to authorize, by law, the payment of certain fees or other charges that are also included on a certain property tax bill through an installment payment schedule authorized under this Act; requiring that certain installment payment due dates be scheduled during certain periods of time; authorizing the governing body of a county or municipal corporation to impose a certain service charge under certain circumstances; prohibiting the charging of interest on certain installment payments under certain circumstances; authorizing the governing body of a county or municipal corporation to provide, by law, for certain eligibility criteria and certain procedures relating to ~~an~~ a voluntary installment payment schedule; authorizing a taxpayer to elect to pay certain property tax due on real property through an installment payment schedule authorized under this Act; providing that the failure to make a certain installment payment may not be considered to be a failure to pay the property tax when due except under certain circumstances; making stylistic and conforming changes; providing for the application of this Act; and generally relating to ~~an~~ a voluntary installment payment schedule for property taxes due on real property.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 10–204.3(b) and 10–205
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing
Article – Tax – Property
Section 10–204.3(k)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Tax – Property
Section 10–208
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 398 – Delegates Cassilly and Jalisi

AN ACT concerning

Vehicle Laws – Overtaking and Passing Bicycles, EPAMDs, or Motor Scooters

FOR the purpose of authorizing the driver of a vehicle to drive on the left side of the roadway in a no–passing zone to overtake and pass a bicycle, an EPAMD, or a motor scooter in accordance with a certain provision of ~~law;~~ law under certain circumstances; repealing a certain exception to the 3–foot clearance rule for a vehicle passing a bicycle, an EPAMD, or a motor scooter; clarifying certain language; making a stylistic change; and generally relating to overtaking and passing bicycles, EPAMDs, or motor scooters.

BY repealing and reenacting, without amendments,
Article – Transportation
Section 21–305
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 21–307 and 21–1209(a)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 399 – Delegates Pendergrass, Acevero, Anderson, Atterbeary, B. Barnes, Bartlett, Barve, Boyce, Bromwell, Cardin, Carr, Charkoudian, Crutchfield, Cullison, Dumais, Ebersole, Feldmark, Fennell, Fraser–Hidalgo, Gilchrist, Hettleman, Hill, Holmes, Kaiser, Kelly, Kittleman, Korman, Lafferty, Lehman, R. Lewis, Lisanti, Love, Luedtke, McIntosh, Moon, Palakovich Carr, Pena–Melnyk, Proctor, Qi, Reznik, Rosenberg, Shetty, Solomon, Stein, Stewart, Terrasa, C. Watson, Wilkins, ~~and K. Young~~ K. Young, and P. Young

AN ACT concerning

End–of–Life Option Act
(Richard E. Israel and Roger "Pip" Moyer Act)

FOR the purpose of authorizing an individual to request aid in dying by making certain requests; prohibiting another individual from requesting aid in dying on behalf of an individual; requiring a certain request to be made in a certain manner; requiring a written request for aid in dying to meet certain requirements; establishing certain requirements for witnesses to a written request for aid in dying; requiring a written request for aid in dying to be in a certain form; requiring an attending physician who receives a written request for aid in dying to make a certain determination and to accept certain documents or certain knowledge as proof of certain residency; requiring an attending physician to provide certain information to an individual for a certain purpose and to refer an individual to a consulting physician, under certain circumstances; requiring a consulting physician to fulfill certain duties; requiring an

attending physician or a consulting physician to refer an individual to a certain individual for a mental health professional assessment under certain circumstances; prohibiting an attending physician from providing an individual with medication for aid in dying until a certain individual providing the mental health professional assessment makes a certain determination and communicates the determination to certain individuals in a certain manner; requiring an attending physician to take certain actions under certain circumstances; authorizing a pharmacist to dispense medication for aid in dying only to certain individuals under certain circumstances; authorizing an attending physician to sign a qualified individual's death certificate under certain circumstances; requiring an attending physician to ensure that the medical record of a qualified individual documents or contains certain information; requiring an attending physician to submit certain information to the Maryland Department of Health; requiring the Department to adopt regulations to facilitate the collection of certain information and to produce and make available to the public a certain report of the information collected; providing that certain records or information are not subject to subpoena or discovery and may not be introduced into evidence in certain proceedings except for a certain purpose; requiring a certain individual to dispose of certain medication in a lawful manner; providing that the death of a qualified individual by reason of self–administration of certain medication shall be deemed to be a death from certain natural causes, for certain purposes; making void a certain provision of certain legal instruments; prohibiting a certain provision of law enacted by this Act from being construed to prohibit a certain cause of action; providing that this Act does not authorize certain individuals to end another individual's life by certain means; providing that actions taken in accordance with this Act do not constitute certain actions; making certain provisions in an insurance policy or certain other agreements issued on or after a certain date invalid; prohibiting certain obligations existing on a certain date from being conditioned on or affected by the making or rescinding of a request for aid in dying; prohibiting a qualified individual's act of self–administering medication for aid in dying from having certain effects under certain insurance policies; prohibiting a person from being subject to certain liability or certain action for participating in good–faith compliance with this Act; prohibiting certain persons or entities from subjecting a person to certain actions for participating or refusing to participate in good–faith compliance with this Act; providing that an individual's request for aid in dying or an attending physician's prescription of medication in good–faith compliance with this Act does not constitute neglect or provide the sole basis for an appointment of a guardian or conservator; authorizing a health care provider to prohibit another health care provider from participating in aid in dying on certain premises under certain circumstances; authorizing a health care provider to subject another health care provider to certain sanctions under certain circumstances; providing that certain authorization does not prohibit a health care provider from participating in aid in dying under certain circumstances or prohibit an individual from contracting with a certain physician for a certain purpose; providing that participation by a health care provider in aid in dying is voluntary; prohibiting a health care facility from requiring certain physicians to participate in aid in dying; requiring an attending physician to provide certain information to an individual and transfer a copy of certain medical records, under certain circumstances; authorizing a health

care facility to adopt certain policies; establishing certain penalties for certain violations; providing that certain provisions of this Act do not limit certain liability; providing that ~~certain penalties do not preclude certain penalties applicable under other law for certain conduct~~ a certain sentence may be imposed separate from and consecutive to or concurrent with a certain other sentence; authorizing the Maryland Insurance Commissioner to enforce certain provisions of this Act; establishing that a licensed health care professional does not violate the statutory prohibition on assisted suicide by taking certain actions in accordance with this Act; defining certain terms; and generally relating to aid in dying.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–103
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health – General
Section 5–6A–01 through 5–6A–16 to be under the new subtitle "Subtitle 6A. The Richard E. Israel and Roger "Pip" Moyer End–of–Life Option Act"
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – Insurance
Section 27–208.1
Annotated Code of Maryland
(2011 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 401 – Harford County Delegation

AN ACT concerning

Harford County – Hunting – Deer Management Permits

FOR the purpose of authorizing an individual who hunts under a Deer Management Permit in Harford County to use certain firearms to hunt deer throughout the year, including all deer hunting seasons, in the locations and under the conditions set forth in the permit; authorizing an individual who hunts under a Deer Management Permit in Harford County to hunt deer on certain lands under certain conditions; and generally relating to hunting deer under a Deer Management Permit in Harford County.

BY repealing and reenacting, with amendments,
Article – Natural Resources

Section 10–415(d)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 406 – Delegate Beitzel

AN ACT concerning

Wetlands and Waterways Program – State–Owned ~~Lands~~ 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~~ located on or adjacent to 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~~ or adjacent to 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 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Environment
Section 5–203.1(b) and (e)
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 416 – Chair, Joint Committee on Federal Relations

AN ACT concerning

Atlantic States Marine Fisheries Compact – Amendment I – Adoption

FOR the purpose of repealing a certain contingency relating to the adoption of a certain amendment to the Atlantic States Marine Fisheries Compact; entering the State into a certain amendment to the Atlantic States Marine Fisheries Compact; providing for

the withdrawal of the State from the amendment; and generally relating to the Atlantic States Marine Fisheries Compact.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 4–301 Amendment I
Annotated Code of Maryland
(2018 Replacement Volume)
(As enacted by Chapter 123 of the Acts of the General Assembly of 1978)

BY repealing
Chapter 123 of the Acts of the General Assembly of 1978
Section 2

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 461 – Delegates Hettleman, B. Barnes, Barron, Bartlett, Boyce, Brooks, Cardin, Chang, Ebersole, Feldmark, Hill, Jackson, Jalisi, Jones, Kaiser, Kelly, Kerr, Korman, Lafferty, Lehman, R. Lewis, Lierman, Pena–Melnyk, Pendergrass, Smith, Stein, Stewart, Sydnor, Terrasa, Valderrama, and K. Young

AN ACT concerning

Maryland Higher Education Commission – Private Nonprofit Institutions of Higher Education – Regulation
(Private Nonprofit Institution of Higher Education Protection Act of 2019)

FOR the purpose of requiring the Maryland Higher Education Commission to make certain determinations under certain circumstances; requiring the Commission, jointly with the Office of the Attorney General, to develop a certain procedure for determining and enforcing certain classifications of institutions of higher education; requiring the Commission to adopt certain regulations; defining certain terms; and generally relating to the regulation of private nonprofit institutions of higher education.

BY repealing and reenacting, with amendments,
Article – Education
Section 10–101
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY adding to
Article – Education
Section 11–407.1
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 478 – Delegate Kelly

AN ACT concerning

Procurement – Qualification Based Selection – Land Surveying Services

FOR the purpose of authorizing a procurement officer in the Department of General Services or the Department of Transportation to use qualification based selection as a method of procuring land surveying services; applying certain parameters, standards, and requirements of qualification based selection to land surveying services; and generally relating to qualification based selection for land surveying services.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 13–102 and 13–112
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 486 – Delegates Wilson, Atterbeary, Bromwell, Guyton, Patterson, Reilly, Walker, ~~and P. Young~~ P. Young, Kaiser, D. Barnes, Boteler, Buckel, Cain, Ebersole, Hornberger, Ivey, Long, Luedtke, Mosby, Palakovich Carr, Rose, Shoemaker, Smith, Turner, Washington, and Wilkins

AN ACT concerning

Education – Personnel Matters – Child Sexual Abuse and Sexual Misconduct Prevention

FOR the purpose of requiring county boards of education, nonpublic schools, and certain contracting agencies 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, nonpublic school, or contracting agency to check certain eligibility of a certain applicant; requiring certain employers to disclose certain information within a certain time period; requiring certain employers to disclose certain supplemental information within a certain time period to certain parties; ~~authorizing a county board, nonpublic school, or contracting agency to hire an applicant on a certain provisional basis under certain circumstances;~~ requiring the county board, nonpublic school, or contracting agency to conduct a certain review of the employment history of a certain applicant for a

substitute position; requiring a certain contracting agency to perform a certain review before making a certain assignment; requiring a certain contracting agency to maintain certain records; requiring a certain contracting agency to inform the county board or nonpublic school of certain information; prohibiting a certain contracting agency from assigning a certain employee to perform certain work under certain circumstances; providing that certain information received is not subject to the Maryland Public Information Act; authorizing a county board, nonpublic school, or contracting agency to use certain information and records received in a certain manner and to report certain information to certain entities under certain circumstances; prohibiting a county board, nonpublic school, or contracting agency from entering into a certain agreement under certain circumstances; providing that a certain agreement is void and unenforceable under certain circumstances; requiring the State Department of Education to notify certain entities within a certain time period if there is a lapse or suspension in the use of certain screening systems; providing that a certain applicant shall be subject to certain discipline under certain circumstances; providing for a certain immunity from criminal and civil liability; providing for the construction of this Act; authorizing the Department to initiate certain disciplinary action under certain circumstances and to adopt certain regulations; defining certain terms; and generally relating to hiring school employees.

BY adding to
Article – Education
Section 6–113.2
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 488 – Delegate McIntosh

AN ACT concerning

Forestry – Mel Noland Fellowship Program – Establishment

FOR the purpose of establishing the Mel Noland Fellowship Program in the Department of Natural Resources; establishing the purpose of the Fellowship Program; requiring the Department to develop criteria for the selection of fellows and ~~receiving~~ managing organizations; requiring the Department to select a certain managing organization; requiring the Department and managing organization to select a certain number of fellows and ~~place them in receiving organizations working in certain areas~~ support them in their matriculation in certain fields of study at an institution of higher education; authorizing the Department or managing organization to require a fellow to complete certain tasks; requiring a fellow to receive a certain stipend ~~in addition to a certain salary~~; providing for the use of certain funds; renaming a certain special fund to be the Mel Noland Woodland

Incentives and Fellowship Fund; expanding the authorized uses of the Fund to include funding the Fellowship Program; expanding the sources of the Fund; requiring the Governor to appropriate a certain amount to the Fund for certain fiscal years; requiring the Department to direct a certain amount from the Fund to the Fellowship Program for certain purposes in certain fiscal years; defining certain terms; altering certain definitions; and generally relating to the Mel Noland Fellowship Program.

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 5–301(a)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 5–301(g) and 5–307 to be under the amended subtitle "Subtitle 3. Woodland Incentives and Mel Noland Fellowship Programs"
Annotated Code of Maryland
(2018 Replacement Volume)

BY adding to
Article – Natural Resources
Section 5–308
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 524 – Delegates Wilson, Brooks, Carey, Charkoudian, Crosby, Fennell, Glenn, Lehman, Lisanti, Turner, and Wells

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; 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 2018 Supplement)

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

House Bill 531 – Delegates Valentino–Smith, Anderton, Bartlett, Buckel, Cullison, Hettleman, Jones, Lierman, Luedtke, Pena–Melnyk, Reznik, Solomon, Terrasa, and P. Young

AN ACT concerning

State Personnel – Payment of State Employee Wages – Repeal of Sunset Provision

FOR the purpose of repealing the termination date for certain provisions of law requiring the Central Payroll Bureau of the Office of the State Comptroller to establish certain pay periods and pay certain employees at certain intervals, requiring appointing authorities to report certain payroll information to the Bureau in a certain manner, requiring the Bureau and the appointing authorities to provide certain information to each employee, establishing a certain grievance procedure, and allowing certain damages; and generally relating to the payment of State employee wages.

BY repealing and reenacting, without amendments,
Article – State Personnel and Pensions
Section 2–402(c) and (d), 2–406, 2–407, and 12–402(b)(1)(ii) and (3)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Chapter 783 of the Acts of the General Assembly of 2017
Section 3

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 563 – Montgomery County Delegation

AN ACT concerning

Montgomery County – Gaming and Benefit Performances – Repeal

MC 14–19

FOR the purpose of repealing certain obsolete provisions of law relating to certain gaming activities in Montgomery County; repealing a certain obsolete ~~provisions~~ provision of law relating to certain benefit performances in Montgomery County; and generally relating to gaming and benefit performances in Montgomery County.

BY repealing
The Public Local Laws of Montgomery County
Section 23–1 through 23–10 ~~and 30–4~~
Article 16 – Public Local Laws of Maryland
(2004 Edition and July – August 2018 Supplement, as amended)

BY repealing and reenacting, with amendments,
The Public Local Laws of Montgomery County
Section 30–4
Article 16 – Public Local Laws of Maryland
(2004 Edition and July – August 2018 Supplement, as amended)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 570 – **Delegates Sample–Hughes, Barron, Crutchfield, Ghrist, Kelly, Krebs, R. Lewis, Patterson, ~~and K. Young~~ K. Young, Pendergrass, Pena–Melnyk, Bagnall, Bhandari, Carr, Charles, Chisholm, Cullison, Hill, Johnson, Kerr, Kipke, Metzgar, Morgan, Rosenberg, Saab, and Szeliga**

AN ACT concerning

Behavioral Health Programs – Medical Directors – Telehealth

FOR the purpose of requiring that regulations adopted under certain provisions of law regulating behavioral health programs include provisions authorizing a behavioral health program ~~located in a federally designated health professional shortage area to satisfy any regulatory requirement that the medical director be on–site through the medical director's use of telehealth~~ to satisfy any regulatory requirement that a medical director be onsite through the use of telehealth by the director; and generally relating to medical directors of behavioral health programs providing services through telehealth.

BY repealing and reenacting, with amendments,
Article – Health – General
Section 7.5–402
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

House Bill 602 – **Delegate D.E. Davis**

AN ACT concerning

Insurance – Investments of Insurers Other Than Life Insurers – Real Estate

FOR the purpose of requiring that certain reserve investments serve a certain purpose; authorizing certain reserve investments to include fee simple or improved leasehold real estate or interests in limited partnerships formed for a certain purpose only under certain circumstances; prohibiting the cost of certain reserve investments, alone or in combination with the value of certain other real estate, from exceeding certain percentages of the admitted assets of a certain insurer; requiring that certain reserve investments be valued in a certain manner and at a certain rate except as otherwise required by the Maryland Insurance Commissioner; prohibiting the admitted value of certain reserve investments from exceeding the depreciated value of the property; and generally relating to real estate investments of insurers other than life insurers.

BY repealing and reenacting, with amendments,
Article – Insurance
Section 5–605(a) and 5–608(n)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

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

House Bill 638 – Delegates Pendergrass, McIntosh, Pena–Melnyk, ~~and Reznik~~ Reznik, Bagnall, Barron, Carr, Charles, Cullison, Hill, Kelly, Kerr, Kipke, Krebs, R. Lewis, Rosenberg, Sample–Hughes, and K. Young

AN ACT concerning

State Board of Physicians – Sunset Evaluation and Performance Audit

FOR the purpose of altering the date of a certain evaluation provision relating to the State Board of Physicians under the Maryland Program Evaluation Act (Sunset Law); requiring the Office of Legislative Audits to conduct a certain performance audit of the State Board of Physicians; requiring the Office of Legislative Audits to report to the General Assembly on or before a certain date; making a conforming change; and generally relating to the State Board of Physicians.

BY repealing and reenacting, with amendments,
Article – State Government
Section 8–405(b)(5)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 657 – Delegates McIntosh and Rosenberg

AN ACT concerning

Arts Education in Maryland Schools Alliance Grant

FOR the purpose of requiring the Governor to include in the annual State budget a certain appropriation for a certain purpose; providing that the grant is in addition to and may not supplant funds otherwise granted to the Arts Education in Maryland Schools Alliance; providing for the termination of this Act; and generally related to a grant for the Arts Education in Maryland Schools Alliance.

BY adding to
Article – Education
Section 5–221
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 664 – Delegates D. Barnes, Charles, Conaway, Ebersole, Fennell, W. Fisher, Glenn, Haynes, Mosby, Palakovich Carr, Patterson, Pena–Melnyk, Proctor, Sample–Hughes, Sydnor, Walker, Washington, R. Watson, Wells, and Wilkins

AN ACT concerning

State Department of Education – Nonprofit Youth Development Program – Established

FOR the purpose of establishing the Nonprofit Youth Development Program in the State Department of Education; establishing the purpose of the Program; requiring the State Superintendent of Schools to develop and administer the Program; ~~requiring the Governor to include a certain appropriation to the Program in each annual budget submission beginning in a certain fiscal year~~ requiring funds for the Program to be as provided in the annual State budget; requiring a certain nonprofit organization to submit a certain application to the State Superintendent to apply for grants from the Program; requiring the State Superintendent to review certain applications and award certain grants in a certain priority; ~~requiring a certain percentage of grant funds to be awarded to certain programs; limiting the amount a grantee may be awarded each year;~~ requiring the State Superintendent to adopt certain regulations; defining certain terms; and generally relating to grants to nonprofit organizations to support youth development programming.

BY adding to
Article – Education
Section 2–307
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 685 – Delegates Wilson, Acevero, Anderson, Barron, Brooks, Conaway, Fennell, Ivey, Lehman, Patterson, and Proctor

AN ACT concerning

Video Lottery Terminals – Minority Business Participation Goals – Enforcement and Reporting

FOR the purpose of altering the date by which certain provisions of law relating to minority business participation goals for certain applicants or licensees are of no effect and may not be enforced; altering a deadline for a certain reporting requirement; 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 2018 Supplement)

BY repealing and reenacting, with amendments,
Chapter 335 of the Acts of the General Assembly of 2018
Section 2

BY repealing and reenacting, with amendments,
Chapter 336 of the Acts of the General Assembly of 2018
Section 2

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 704 – Delegates Washington ~~and Charkoudian~~, Charkoudian, and Cain

AN ACT concerning

Maryland Longitudinal Data System – Student Data and Governing Board

FOR the purpose of altering the types of records included in and excluded from the definition of "student data" for purposes of the Maryland Longitudinal Data System; adding the Department of Juvenile Services to the entities required to provide data sets to the Maryland Longitudinal Data System; adding the Secretary of Juvenile Services or a certain designee to the governing board of the Maryland Longitudinal Data System Center; altering the type of data certain entities are required to transfer to the Maryland Longitudinal Data System; and generally relating to the Maryland Longitudinal Data System.

BY repealing and reenacting, without amendments,
Article – Education
Section 24–701(a) and (b) and 24–704(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 24–701(f), 24–703(f), 24–704(b), and 24–707(a)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 808 – Delegates Ghrist, Adams, Anderton, Arentz, Beitzel, Clark, Jacobs, Lafferty, Mautz, McKay, Otto, Sample–Hughes, and Stein

AN ACT concerning

Weed Control – Noxious Weeds – Regulations and Penalties

FOR the purpose of repealing a certain list of plants considered to be noxious weeds in the State; requiring the Secretary of Agriculture to adopt regulations to establish a list of plants considered to be noxious weeds in the State; altering a certain condition under which the Secretary may designate a certain plant as a noxious weed; specifying that certain criminal penalties apply to certain violations; establishing certain administrative penalties for certain violations; requiring certain administrative penalties to be distributed to a special fund to be used only for certain purposes; making conforming, stylistic, and clarifying changes; and generally relating to weed control in the State.

BY repealing and reenacting, with amendments,
Article – Agriculture
Section 9–401, 9–402, and 9–405
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY adding to
Article – Agriculture
Section 9–406
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Agriculture
Section 12–101 through 12–103

Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 966 – Delegates Smith, Attar, Boyce, Bridges, Carr, Crutchfield, Gaines, Glenn, Guyton, Ivey, J. Lewis, R. Lewis, Lierman, Luedtke, Moon, Mosby, Qi, Queen, Shetty, Solomon, Terrasa, Turner, Washington, Wells, ~~and Wilkins~~ Wilkins, Cain, Feldmark, Patterson, Walker, and Ebersole

AN ACT concerning

Public Schools – Fees for Summer School Courses – Prohibition

FOR the purpose of prohibiting a local school system from charging a certain student a fee for enrollment in a summer school course under certain circumstances; and generally relating to fees charged by local school systems for summer school courses.

BY adding to
Article – Education
Section 7–211
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1052 – Delegate Miller (By Request – Task Force to Study State Alcohol Regulation, Enforcement, Safety, and Public Health)

AN ACT concerning

Alcohol~~,~~ and Tobacco~~, and Motor Fuel~~ Commission

FOR the purpose of establishing the Alcohol~~,~~ and Tobacco~~, and Motor Fuel~~ Commission with certain powers and duties; transferring certain responsibilities of the Comptroller to the Executive Director of the Alcohol~~,~~ and Tobacco~~, and Motor Fuel~~ Commission; providing that the members of the Commission are to be appointed by the Governor with the advice and consent of the Senate; providing for the qualifications, terms, reimbursement for expenses, and removal of the members; prohibiting a member from having certain interests or positions in the alcohol~~,~~ or tobacco~~, or motor fuel~~ industries or accepting certain contributions from the alcohol~~,~~ or tobacco~~, or motor fuel~~ industries with respect to the regulation of alcohol~~,~~ or tobacco~~, or motor fuel~~; requiring a member to file a certain financial disclosure statement; providing for a chair of the Commission; providing for the quorum, meetings, minutes, and staff of the Commission; requiring the Commission to

perform certain functions, conduct certain studies, and develop best practices for certain activities; requiring the Governor to appoint an Executive Director of the Commission; providing for the qualifications and salary of the Executive Director; prohibiting the Executive Director and all employees in the Office of the Executive Director from accepting certain contributions from certain entities or individuals; requiring the Executive Director to adopt certain regulations; authorizing the Executive Director to adopt certain other regulations; authorizing the Executive Director to establish or prohibit certain discounts in the sale and distribution of wine and liquor; transferring the Field Enforcement Division from the Office of the Comptroller to the Office of the Executive Director; authorizing the Executive Director to delegate authority to conduct certain hearings; requiring the Executive Director to include certain information in certain annual reports and to maintain certain record keeping; authorizing the Executive Director to carry out certain inspections, use certain equipment, and issue summonses for certain purposes; requiring the Executive Director to enforce certain provisions of law; providing for the regulatory and enforcement authority of the Executive Director over alcohol~~,~~ and tobacco and related products including electronic nicotine delivery systems~~, and motor fuel~~ under various provisions of law; authorizing the Executive Director to carry out certain investigations and request information and assistance from certain other administrative units of government; authorizing the disclosure of tax information to the Commission; requiring the Commission to conduct a certain feasibility study for maintaining a certain statewide database; stating the intent of the General Assembly concerning the date of transfer of the Field Enforcement Division and its personnel to the Alcohol~~,~~ and Tobacco~~, and Motor Fuel~~ Commission; specifying that the Office of the Executive Director is the successor of the Office of the Comptroller in certain matters; providing that this Act does not affect the term of office of an appointed or elected member of any commission, office, department, agency, or other unit; providing for the continuity of certain transactions, employment status, rights, duties, and interests; specifying that certain employees in budgeted positions of the Office of the Comptroller whose positions are transferred to the Office of the Executive Director are transferred without any change or loss of rights or status; providing for the continuity of certain findings and determinations, permits and licenses, standards and guidelines, orders and other directives, and duties and responsibilities associated with those functions transferred by this Act; providing for the continuity of certain units and their personnel records and other properties; requiring that certain letterheads, business cards, and other documents may not be used until other documents already in print have been used; 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; making conforming and stylistic changes; defining certain terms; providing for a delayed effective date; and generally relating to the Alcohol~~,~~ and Tobacco~~, and Motor Fuel~~ Commission.

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages

Section 1–101; and 1–301, 1–302, 1–302.1, and 1–303 through 1–310 to be under the amended subtitle "Subtitle 3. Alcohol~~,~~ and Tobacco~~, and Motor Fuel~~ Commission"
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 1–302 through 1–310
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Regulation
Section 16–101, 16–102, 16–201, 16–204, 16–205, 16–206(a)(4) and (f)(6) and (7), 16–207(c)(3), 16–208 through 16–213, 16–216(a), 16–218(b) and (c), 16–219(b), 16–220 through 16–222, 16–223(c), 16–302(b), 16–306, 16–307, 16–308.1(b), 16–3B–01, 16.5–101, 16.5–102, 16.5–203, 16.5–204(a), 16.5–205(a)(5) and (d)(5), 16.5–207 through 16.5–211, 16.5–213, 16.5–214(b) and (c), 16.5–215(b), 16.5–216(c), 16.5–217(c)(1), 16.7–101, 16.7–102(a), 16.7–202, 16.7–203, 16.7–206 through 16.7–210, 16.7–212, and 16.7–213(c)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section ~~9–301, 9–310(a), 9–318, 9–320 through 9–322, 9–326 through 9–333, and 9–335 through 9–337~~ 13–203(c)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1072 – Delegates Brooks, D. Barnes, Bromwell, Carey, Dumais, Fennell, Glenn, Haynes, Hettleman, Mosby, Patterson, Proctor, Qi, Sample–Hughes, Stein, Walker, R. Watson, Wilson, and P. Young

AN ACT concerning

Transportation Network Companies – Insurance

FOR the purpose of authorizing the Motor Vehicle Administration to accept, under certain circumstances, certain forms of security from a transportation network company in place of a certain insurance policy; defining certain terms; making a conforming change; and generally relating to insurance for transportation network companies.

BY repealing and reenacting, with amendments,
Article – Public Utilities
Section 10–405(e)
Annotated Code of Maryland
(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Transportation
Section 17–103
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

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

House Bill 1078 – Delegate Guyton

AN ACT concerning

Education – Public School Holidays – Presidents' Day and Easter

FOR the purpose of repealing a provision of law designating Presidents' Day and the Monday after Easter as public school holidays; clarifying that the requirement that public schools devote a part of the day to appropriate exercises for certain days applies if the public schools are open and in session; requiring public schools to devote part of the day to appropriate exercises for the observance of Presidents' Day; and generally relating to public school holidays.

BY repealing and reenacting, with amendments,
Article – Education
Section 7–103(c)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1104 – Delegates Sample–Hughes, R. Lewis, and P. Young

AN ACT concerning

State Board of Professional Counselors and Therapists – Licensure, Disciplinary Action, Criminal History Records Checks, and Trainee Status – Revisions

FOR the purpose of authorizing the State Board of Professional Counselors and Therapists to take action against a clinical professional counselor only if the Board discusses certain proposed disciplinary action with a certain Board member and a certain

Board member votes; authorizing a licensed professional counselor or therapist to engage in certain advanced assessment activities, rather than appraisal activities, if the licensed professional counselor or therapist has completed certain training; repealing the requirement that the credit hours or educational requirements completed by certain applicants to be licensed by the ~~State~~ Board ~~of Professional Counselors and Therapists~~ be accredited by the American Art Therapy Association; requiring certain applicants to pass an examination approved by the Board, rather than the Art Therapy Credentials Board Exam; requiring an applicant for trainee status to submit certain information to the Board, pay a certain fee, and submit to a criminal history records check; repealing authorization for the Board to accept an alternate method of a criminal history records check under certain circumstances; requiring the Central Repository to forward to the Board and to certain individuals certain information under certain circumstances; altering the information that must be included by the Board on each license and certificate; requiring the Board to maintain a certain electronic roster for a certain purpose; authorizing certain individuals to contact the Board to verify a license or certificate; repealing the requirement for a licensee or certificate holder to display the license or certificate in a certain manner; making certain provisions of law governing the denial, probation, suspension, reprimand, or revocation of licenses and certificates applicable to certain trainees; defining a certain term; making conforming changes; repealing certain obsolete language; and generally relating to professional counselors and therapists.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 17–205(c), 17–304.1, 17–310, 17–501, 17–503, and 17–509
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing
Article – Health Occupations
Section 17–304.2, 17–501.1(d), and 17–506
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY adding to
Article – Health Occupations
Section 17–501.1(d)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 1268 – Delegates Hettleman, Barron, Cardin, Charkoudian, Conaway, W. Fisher, Kelly, Korman, Lehman, R. Lewis, Lierman, Lisanti, Luedtke, McIntosh, Moon, Palakovich Carr, Queen, Reznik, Solomon, Sydnor, Terrasa, Valentino–Smith, C. Watson, and Wilkins

AN ACT concerning

Public Safety – Rape Kit Testing Grant Fund – Established

FOR the purpose of establishing the Rape Kit Testing Grant Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the ~~Department of State Police~~ Executive Director of the Governor's Office of Crime Control and Prevention to administer the Fund; requiring the ~~Department~~ Executive Director to establish and publish procedures for the distribution of funding to law enforcement agencies; requiring the ~~Department~~ Executive Director to consider certain information when distributing funds; requiring the ~~Department~~ Executive Director to report annually to the General Assembly on or before a certain date; 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; providing that money expended from the Fund is supplemental to certain other funding; defining a certain term; and generally relating to the Rape Kit Testing Grant Fund.

BY adding to
Article – Public Safety
Section 4–401 to be under the new subtitle "Subtitle 4. Rape Kit Testing Grant Fund"
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 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)112. and 113.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)114.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings and the Committee on Budget and Taxation.

LAID OVER CALENDAR NO. 12

Senate Bill 448 – Senators Pinsky, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Nathan–Pulliam, Patterson, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Oysters – Tributary–Scale Sanctuaries – Protection and Restoration

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENT (1) OFFERED FROM THE FLOOR BY SENATOR ECKARDT.

FLOOR AMENDMENT

SB0448/293626/1
BY: Senator Eckardt

AMENDMENT TO SENATE BILL 448
(First Reading File Bill)

On page 3, in lines 19 and 26, in each instance, after "**THAT**" insert "**, SUBJECT TO THE APPROVAL OF THE CHESAPEAKE BAY PROGRAM SUSTAINABLE FISHERIES GOAL IMPLEMENTATION TEAM,**"; in lines 20 and 27, in each instance, strike "**ALL**" and substitute "**:**

(I) ALL";

and in line 25, after "**WEST**" insert "**; OR**

(II) A PORTION OF THE WATERS OF THE ST. MARY'S RIVER".

On page 4, in line 4, after "**WEST**" insert "**; OR**

(II) A PORTION OF THE WATERS OF THE MANOKIN RIVER".

On page 5, in line 16, after "on" insert ":

(1)";

and in line 17, after "Act" insert "; and

(2) the coordinates for the oyster sanctuaries in the St. Mary's River and the Manokin River that were approved by the Chesapeake Bay Program Sustainable Fisheries Goal Implementation Team".

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

Affirmative – 16 Negative – 30 (See Roll Call No. 427)

Senator Miller moved to make the Bill a Special Order for March 12, 2019.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 17

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

Senate Bill 158 – Senator Guzzone

AN ACT concerning

Maryland Department of Health – Community Dental Clinics Grant Program

SB0158/237979/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 158
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 12, after "State" insert "operating budget bill or"; and in the same line, after "budget" insert "bill".

AMENDMENT NO. 2

On page 4, in line 29, strike "**50%**" and substitute "**75%**".

On page 5, in line 6, strike "**75%**" and substitute "**90%**".

AMENDMENT NO. 3

On page 5, in line 29, after "**INCLUDE**" insert "**IN THE STATE OPERATING BUDGET BILL OR CAPITAL BUDGET BILL**"; and strike beginning with "**IN**" in line 29 down through "**BUDGET**" in line 30.

On page 7, in line 5, after "**COMPLAINT**" insert "**AUTHORIZED**"; and in the same line, strike "**(B)**" and substitute "**(A)**".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 251 – Senators Lam, Feldman, Hayes, and Kelley

AN ACT concerning

Public Health – Treatment for the Prevention of HIV – Consent by Minors

SB0251/917278/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 251
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "prohibiting" in line 4 down through "circumstances;" in line 7.

AMENDMENT NO. 2

On page 3, in line 2, strike the brackets; in the same line, strike the colon; in line 3, strike "**(1) AN**"; and strike beginning with the semicolon in line 3 down through "**(HIV)**" in line 5.

The preceding 2 amendments were read only.

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

The motion was adopted.

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

Senate Bill 490 – Senator Kagan

AN ACT concerning

Consumer Protection – Scanning or Swiping Identification Cards and Driver's Licenses – Prohibition

SB0490/657075/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 490
(First Reading File Bill)

On page 6, in line 25, strike "**OR**"; and in line 27, after "**INSTITUTION**" insert "**; OR**

(III) ANOTHER SERVICE OR PRODUCT REQUESTED BY THE INDIVIDUAL FROM THE DEPOSITORY INSTITUTION".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 701 – Senator Kramer

AN ACT concerning

Transportation Network Companies – Insurance

SB0701/837474/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 701

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "policy;" insert "requiring transportation network companies to provide evidence of certain security to the Public Service Commission under certain circumstances;"; in the same line, strike the second "a"; in line 6, strike "change" and substitute "changes"; and in line 9, strike "10–405(e)" and substitute "10–405(a), (b), (c), (d), and (e)".

AMENDMENT NO. 2

On page 1, after line 20, insert:

"(a) (1) An operator, a transportation network company on behalf of the operator, or a combination of both shall maintain primary motor vehicle insurance**, OR OTHER SECURITY UNDER § 17–103(A)(3) OF THE TRANSPORTATION ARTICLE,** that:

(i) recognizes that the operator is a transportation network operator or otherwise uses a motor vehicle to transport passengers for hire; and

(ii) covers the operator while the operator is providing transportation network services.

(2) (i) The following motor vehicle insurance requirements shall apply while an operator is providing transportation network services:

1. security of at least:

A. for the payment of claims for bodily injury or death arising from an accident, up to $50,000 for any one person and up to $100,000 for any two or more persons, in addition to interest and costs; and

B. for the payment of claims for property of others damaged or destroyed in an accident, up to $25,000, in addition to interest and costs;

2. uninsured motorist insurance coverage required under § 19–509 of the Insurance Article; and

3. personal injury protection coverage required under § 19–505 of the Insurance Article; and

(ii) The coverage requirements under this paragraph may be satisfied by motor vehicle insurance maintained by:

1. an operator;

2. a transportation network company; or

3. both an operator and a transportation network company.

(b) If insurance **OR OTHER SECURITY** is provided by both the transportation network company and the operator under subsection (a) of this section, the insurance maintained by the transportation network operator is primary.

(c) The insurance **OR OTHER SECURITY** maintained by a transportation network company shall provide the coverage required under subsection (a) of this section from the first dollar of a claim and provide for the duty to defend the claim in the event the insurance maintained by an operator under subsection (a) of this section has coverage that has been canceled or has lapsed or is otherwise not in force.

(d) (1) A transportation network company **THAT PROCURES INSURANCE FROM AN ADMITTED OR NONADMITTED INSURER** shall:

(i) verify that the coverage required under subsection (a) of this section is maintained at all times; and

(ii) provide to the Commission and the Insurance Commissioner, annually upon each renewal:

1. a valid certificate of insurance coverage that meets the requirements of subsection (a) of this section and that:

A. is prepared by the insurer;

B. is signed by an officer of the insurer;

C. is in a form acceptable to the Commission;

D. states the name and home office address of the insurer providing coverage to the transportation network company;

E. states the effective dates of the coverage;

F. states a general description of the coverage; and

G. includes a certification of a policy provision that will notify the Commission and the Insurance Commissioner of any termination of coverage at least 60 days in advance of the effective date of the termination; and

2. the underlying policy for the coverage required under subsection (a) of this section.

(2) (i) The Commission may consult with the Insurance Commissioner concerning the provisions of the underlying policy provided to the Commission and the Insurance Commissioner under paragraph (1)(ii)2 of this subsection.

(ii) 1. Records provided to the Commission by a transportation network company under this section are not subject to release under the Maryland Public Information Act or any other law.

2. The Commission and the Insurance Commissioner may not disclose records or information provided to the Commission and the Insurance Commissioner under this section to any person unless the disclosure is required by subpoena or court order.

3. If a subpoena or court order requires the Commission or the Insurance Commissioner to disclose information provided to the Commission or the Insurance Commissioner under this section, the Commission or the Insurance Commissioner, as appropriate, promptly shall notify the transportation network company before disclosing the information.

(3) A TRANSPORTATION NETWORK COMPANY THAT MAINTAINS SECURITY UNDER § 17–103 OF THE TRANSPORTATION ARTICLE SHALL PROVIDE THE COMMISSION WITH EVIDENCE OF THE REQUIRED SECURITY.".

On page 3, in line 16, strike "October" and substitute "June".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 18

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

Senate Bill 428 – Senator Hershey

AN ACT concerning

Queen Anne's County – Alcoholic Beverages – Beauty Salon and Barbershop License

SB0428/474930/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 428
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after "services;" insert "authorizing a customer to consume only a certain amount of wine or beer during any one visit;".

AMENDMENT NO. 2

On page 2, after line 23, insert:

"**(D) A CUSTOMER MAY CONSUME NOT MORE THAN 5 OUNCES OF WINE OR 12 OUNCES OF BEER DURING ANY ONE VISIT.**";

and in lines 24 and 25, strike "**(D)**" and "**(E)**", respectively, and substitute "**(E)**" and "**(F)**", respectively.

On page 3, in lines 1 and 4, strike "**(F)**" and "**(G)**", respectively, and substitute "**(G)**" and "**(H)**", 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 Pinsky, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 449 – Senators Pinsky, Augustine, Carter, Ellis, Feldman, Ferguson, Guzzone, Kagan, King, Klausmeier, Lam, Lee, Miller, Peters, Rosapepe, Smith, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Election Law – Election Day Voter Registration

SB0449/984134/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 449
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Election Day Voter"; in the same line, after "Registration" insert "and Voting at Precinct Polling Places"; in line 4, strike "certain"; in the same line, strike the second "to" and substitute "in the individual's county of residence and"; strike beginning with "or" in line 4 down through "registration" in line 5; in line 5, strike "a certain" and substitute "an"; in line 6, after "registration" insert "on election day"; strike beginning with "verify" in line 7 down through "individual" in line 9 and substitute "determine whether an applicant for voter registration resides in the precinct and"; strike beginning with "requiring" in line 11 down through "circumstances;" in line 12; in line 13, strike "certain" and substitute "appropriate"; in line 14, after "addresses" insert "except under certain circumstances"; strike beginning with "requiring" in line 16 down through "manner;" in line 18; and in line 21, strike "election day voter registration" and substitute "registration and voting at precinct polling places".

AMENDMENT NO. 2

On page 2, in line 24, strike "**THE**" and substitute "**A**"; strike beginning with "**THAT**" in line 25 down through "**(1)**" in line 28 and substitute "**AND**"; and strike beginning with the semicolon in line 28 down through "**REGISTRATION**" in line 30.

On page 3, in line 13, strike "**DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION**"; strike beginning with the colon in line 14 down through "**(II)**" in line 17; in line 17, strike "**INDIVIDUAL**" and substitute "**APPLICANT RESIDES IN THE PRECINCT IN WHICH THE APPLICANT APPLIED AND**"; in line 19, strike "**AFTER VERIFYING THAT**" and substitute "**IF**"; in line 26, strike "**ISSUE THE VOTER A PROVISIONAL BALLOT**" and substitute "**:**

(I) ISSUE THE VOTER A VOTER AUTHORITY CARD;

(II) HAVE THE VOTER SIGN THE VOTER AUTHORITY CARD; AND

(III) ISSUE THE VOTER A PROVISIONAL BALLOT";

and in line 27, strike "**THE**" and substitute "**UNLESS A LOCAL BOARD ELECTS TO MAKE THE NOTIFICATION, THE**".

On page 4, strike in their entirety lines 5 through 15, inclusive; and in line 16, strike "**(F)**" and substitute "**(E)**".

The preceding 2 amendments were read only.

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

The motion was adopted.

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

Senate Bill 467 – Senator King

AN ACT concerning

Forestry – Mel Noland Fellowship Program – Establishment

SB0467/204536/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 467
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike "receiving" and substitute "managing"; in line 6, after the semicolon insert "requiring the Department to select a certain managing organization;"; in the same line, after "Department" insert "and managing organization"; in line 7, strike "place them in receiving organizations working in certain areas" and substitute "support them in their matriculation in certain fields of study at an institution of higher education"; in the same line, after the semicolon insert "authorizing the Department or managing organization to require a fellow to complete certain tasks;"; in line 8, strike "in addition to a certain salary"; and in the same line, after the semicolon insert "providing for the use of certain funds;".

AMENDMENT NO. 2

On page 5, in line 28, strike "**RECEIVING**" and substitute "**MANAGING**"; and in lines 28 and 29, strike "**WHERE A FELLOW IS PLACED**" and substitute "**SELECTED BY THE DEPARTMENT TO COORDINATE THE ADMINISTRATION OF THE FELLOWSHIP PROGRAM WITH THE DEPARTMENT**".

On page 6, strike beginning with the second "**THE**" in line 1 down through "**MANAGEMENT**" in line 3 and substitute "**STUDENTS SEEKING A CAREER IN FIELDS RELATING TO NATURAL RESOURCES AS THEY MATRICULATE AND GRADUATE FROM AN INSTITUTION OF HIGHER EDUCATION**"; in line 6, strike "**RECEIVING**" and substitute "**MANAGING**"; after line 6, insert:

"**(E) THE DEPARTMENT SHALL SELECT A MANAGING ORGANIZATION WITH WHICH THE DEPARTMENT SHALL COORDINATE TO ADMINISTER THE FELLOWSHIP PROGRAM UNDER THIS SECTION.**";

in line 7, strike "**(E)**" and substitute "**(F)**"; in line 8, after "**DEPARTMENT**" insert "**AND THE MANAGING ORGANIZATION**"; in lines 8 and 9, strike "**PLACE THEM IN RECEIVING ORGANIZATIONS**" and substitute "**SUPPORT THEM IN THEIR MATRICULATION IN A NATURAL RESOURCES FIELD AT AN INSTITUTION OF HIGHER EDUCATION**"; in lines 10 and 11, strike "**PLACED AT A RECEIVING ORGANIZATION WORKING IN THE AREA OF**

FORESTRY MANAGEMENT" and substitute "**SEEKING A DEGREE TO WORK IN THE FIELD OF NATURAL RESOURCES MANAGEMENT**"; in lines 12 and 13, strike "**PLACED AT A RECEIVING ORGANIZATION WORKING IN THE AREA OF**" and substitute "**SEEKING A DEGREE TO WORK IN THE FIELD OF**"; after line 13, insert:

"**(G) THE DEPARTMENT OR THE MANAGING ORGANIZATION MAY REQUIRE A FELLOW TO COMPLETE TASKS RELATED TO THE FELLOWSHIP PROGRAM IN ADDITION TO THE FELLOW'S COURSE OF STUDY.**";

in line 14, strike "**(F)**" and substitute "**(H)**"; in lines 14 and 15, strike "**IN ADDITION TO ANY SALARY PROVIDED BY THE RECEIVING ORGANIZATION, A**" and substitute "**(1) A**"; and after line 16, insert:

"**(2) ANY FUNDS REMAINING AFTER THE STIPENDS UNDER PARAGRAPH (1) OF THIS SUBSECTION ARE DISTRIBUTED FROM THE GOVERNOR'S APPROPRIATION REQUIRED UNDER § 5–307 OF THIS SUBTITLE SHALL BE USED FOR THE ADMINISTRATION OF THE FELLOWSHIP PROGRAM, INCLUDING THE RECRUITMENT, SELECTION, AND SUPERVISION OF THE FELLOWS BY THE DEPARTMENT AND THE MANAGING 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 Pinsky, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably with amendments:

Senate Bill 471 – Senators Pinsky, Nathan–Pulliam, Ferguson, King, Lam, Lee, Rosapepe, Smith, Washington, and Young

AN ACT concerning

Agriculture – Use of Antimicrobial Drugs – Limitations and Reporting Requirements

SB0471/694338/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 471
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after the semicolon insert "requiring the Department of Agriculture to adopt certain regulations regarding the routine administration of a medically important antimicrobial drug to dairy cattle entering a dry cycle on or before a certain date;"; in the same line, strike "owner" and substitute "veterinarian"; and in line 13, strike "of Agriculture".

AMENDMENT NO. 2

On page 2, in line 20, after the semicolon insert "**OR**"; and strike beginning with the semicolon in line 22 down through "**CYCLE**" in line 23.

On page 6, after line 10, insert:

"**(F) ON OR BEFORE JANUARY 1, 2021, THE DEPARTMENT SHALL ADOPT REGULATIONS PROHIBITING THE ROUTINE ADMINISTRATION OF A MEDICALLY IMPORTANT ANTIMICROBIAL DRUG TO DAIRY CATTLE ENTERING A DRY CYCLE EXCEPT WHEN NECESSARY BASED ON AN ASSESSMENT OF THE PRESENCE OF AN INTRAMAMMARY INFECTION.**".

AMENDMENT NO. 3

On page 4, in line 23, strike "**10**" and substitute "**300**".

AMENDMENT NO. 4

On page 6, in line 20, strike "**AN OWNER**" and substitute "**A LICENSED VETERINARIAN**"; and in line 26, after "**ACCOUNTING**" insert "**, AS PROVIDED BY THE OWNER,**".

AMENDMENT NO. 5

On page 6, in line 29, strike "December 1, 2019, and each December 1" and substitute "**FEBRUARY 1, 2020, AND EACH FEBRUARY 1**".

On page 7, in line 1, strike "**DECEMBER**" and substitute "**FEBRUARY**".

The preceding 5 amendments were read only.

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

The motion was adopted.

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

Senate Bill 253 – Senators Hayes, Carter, Ferguson, McCray, and Washington

AN ACT concerning

Major Information Technology Development Project Fund – Money Received by Baltimore City Community College – Exemption

SB0253/824537/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 253
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "– Money" in line 2 down through "College" in line 3; in line 3, after "Exemption" insert "and Use of Fund"; in line 5, after the semicolon insert "requiring the Fund to be used to support and develop programs for a certain statewide public safety radio system; providing for the application of this Act;"; and in line 14, after "3A–309(f)" insert "and (l)".

AMENDMENT NO. 2

On page 2, after line 28, insert:

"(l) Notwithstanding subsection (b) of this section, all money paid into the Fund under subsection (e)(2) of this section shall be used to support **AND DEVELOP PROGRAMS FOR** the**:**

(1) State telecommunication and computer network established under § 3A–404 of this title**[**, including program development for these activities**]; AND**

(2) STATEWIDE PUBLIC SAFETY INTEROPERABILITY RADIO SYSTEM ESTABLISHED UNDER TITLE 1, SUBTITLE 5 OF THE PUBLIC SAFETY ARTICLE.".

AMENDMENT NO. 3

On page 2, in line 29, after the comma insert "That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any money received by Baltimore City Community College from a lease or resource–sharing agreement before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED,".

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. 9

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 946 – Senators Griffith and Serafini

EMERGENCY BILL

AN ACT concerning

State Prescription Drug Benefits – Retiree Benefits – Revisions

SB0946/929230/2
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 946
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, after "Program;" insert "authorizing the Department to establish certain out–of–pocket limits under the Maryland State Retiree Prescription Drug Coverage Program for certain retirees;"; in lines 13 and 19, in each instance, after "enrollment" insert "or special enrollment"; in line 15, after "Program;" insert "authorizing the Department to establish a certain maximum reimbursement amount under the Maryland State Retiree Catastrophic Prescription Drug Assistance Program for certain retirees;"; in line 19, after "period;" insert "requiring the Department, on or before a certain date, to establish the Maryland State Retiree Life–Sustaining Prescription Drug Assistance Program to

reimburse participants for certain costs through a certain health reimbursement account or other program; authorizing the Department to establish maximum reimbursement amounts on a certain basis under the Maryland State Retiree Life–Sustaining Prescription Drug Assistance Program; authorizing certain individuals to enroll in the Maryland State Retiree Life–Sustaining Prescription Drug Assistance Program during a certain open enrollment or special enrollment period;"; in line 21, after "notice;" insert "requiring the Department to provide certain counseling to Medicare–eligible retirees for a certain purpose; requiring the Department to take certain actions in providing certain counseling; providing for the manner in which certain counseling may be provided;"; and in line 27, strike "2–508(d)" and substitute "2–508 and 2–509".

AMENDMENT NO. 2

On page 2, after line 9, insert:

"(a) (1) In this section the following words have the meanings indicated.

(2) "Creditable service" means:

(i) service credited toward a retirement allowance under Division II of this article;

(ii) service while a member of the Judges' Retirement System under Title 27 of this article;

(iii) service while an employee was employed by the Domestic Relations Division of the Anne Arundel County Circuit Court, prior to transfer on or before July 1, 2002 into the State Personnel Management System, in accordance with § 2–510 of the Courts Article; or

(iv) service while a member of the Maryland Transit Administration Retirement Plan under § 7–206 of the Transportation Article.

(3) (i) "Retiree" means:

1. a former State employee who receives a retirement allowance under Division II of this article;

2. a former employee of the Medical System Corporation, as defined in § 13–301 or § 13–401 of the Education Article, who receives a retirement

allowance from the Employees' Retirement System of the State of Maryland or the Employees' Pension System of the State of Maryland under Title 22 or Title 23 of this article; or

3. a former employee of the Maryland Transit Administration who receives a Maryland Transit Administration retirement allowance under § 7–206 of the Transportation Article.

(ii) "Retiree" does not include:

1. a member of the faculty or staff of a community college;

2. a teacher or a staff member employed by a county board of education; or

3. an individual who retired under an optional program under Title 30 of this article.

(4) "State service" means service with the State by:

(i) an employee while a member of the Employees' Retirement System or the Employees' Pension System under Title 22 or Title 23 of this article;

(ii) a member of the Judges' Retirement System under Title 27 of this article;

(iii) a teacher while a member of the Teachers' Retirement System or Teachers' Pension System under Title 22 or Title 23 of this article;

(iv) a correctional officer, while a member of the Correctional Officers' Retirement System under Title 25 of this article;

(v) an employee of the Medical System Corporation, as defined in § 13–301 or § 13–401 of the Education Article, while a member of the Employees' Retirement System of the State of Maryland or the Employees' Pension System of the State of Maryland under Title 22 or Title 23 of this article;

(vi) a State Police officer while a member of the State Police Retirement System under Title 24 of this article;

(vii) a law enforcement officer while a member of the Law Enforcement Officers' Pension System under Title 26 of this article; or

(viii) an employee while a member of the Maryland Transit Administration Plan under § 7–206 of the Transportation Article.

(b) (1) This subsection applies to a retiree who:

(i) began State service on or before June 30, 2011; or

(ii) 1. began State service on or after July 1, 2011; and

2. is a retiree of the Judges' Retirement System.

(2) A retiree may enroll and participate in the health insurance benefit options established under the Program if the retiree:

(i) ended State service with at least 10 years of creditable service and within 5 years before the age at which a vested retirement allowance normally would begin;

(ii) ended State service with at least 16 years of creditable service;

(iii) ended State service on or before June 30, 1984;

(iv) retired directly from State service with a State retirement allowance on or after July 1, 1984, and had at least 5 years of creditable service; or

(v) retired directly from State service with a State disability retirement allowance on or after July 1, 1984.

(3) (i) The surviving spouse or dependent child of a deceased retiree who was eligible to enroll may enroll and participate in the health insurance benefit options established under the Program as long as the spouse or child is receiving a periodic allowance under Division II of this article or the Maryland Transit Administration Retirement Plan under § 7–206 of the Transportation Article.

(ii) Subparagraph (i) of this paragraph does not apply to a deceased retiree's spouse or dependent child who receives an Option 1, Option 4, or Option 7 benefit under Division II of this article or a lump–sum payment of benefits under the Maryland Transit Administration Retirement Plan under § 7–206 of the Transportation Article.

(4) (i) If a retiree receives a State disability retirement allowance or has 16 or more years of creditable service, the retiree or the retiree's surviving spouse or dependent child is entitled to the same State subsidy allowed a State employee.

(ii) In all other cases, if a retiree has at least 5 years of creditable service, the retiree or the retiree's surviving spouse or dependent child is entitled to 1/16 of the State subsidy allowed a State employee for each year of the retiree's creditable service up to 16 years.

(iii) Notwithstanding subparagraph (ii) of this paragraph and subsection (a)(4)(i) of this section, if a retiree is an additional employee or agent of the State Racing Commission, for the purposes of determining a retiree's State subsidy, creditable service shall be determined with respect to service as an additional employee or agent beginning from the initial date of employment or January 1, 1986, whichever is later.

(c) (1) (i) Except as provided in subparagraph (ii) of this paragraph, this subsection applies to a retiree who begins State service on or after July 1, 2011.

(ii) This subsection does not apply to:

1. a retiree of the Judges' Retirement System; or

2. a former Governor of Maryland who began serving as Governor on or after January 21, 2015.

(2) A retiree may enroll and participate in the health insurance benefit options established under the Program if the retiree:

(i) ends State service with at least 25 years of creditable service;

(ii) ends State service with at least 10 years of creditable service within 5 years before the age at which a vested retirement allowance normally would begin;

(iii) retires directly from State service with a State retirement allowance and has 10 years of creditable service; or

(iv) retires directly from State service with a State disability retirement allowance.

(3) (i) The surviving spouse or dependent child of a deceased retiree who was eligible to enroll may enroll and participate in the health insurance benefit options established under the Program as long as the spouse or child is receiving a periodic allowance under Division II of this article or the Maryland Transit Administration Retirement Plan under § 7–206 of the Transportation Article.

(ii) Subparagraph (i) of this paragraph does not apply to a deceased retiree's spouse or dependent child who receives an Option 1, Option 4, or Option 7 benefit under Division II of this article or a lump–sum payment of benefits under the Maryland Transit Administration Retirement Plan under § 7–206 of the Transportation Article.

(4) (i) If a retiree receives a State disability retirement allowance or has 25 or more years of creditable service, the retiree or the retiree's surviving spouse or dependent child is entitled to the same State subsidy allowed a State employee.

(ii) In all other cases, if a retiree has at least 10 years of creditable service, the retiree or the retiree's surviving spouse or dependent child is entitled to 1/25 of the State subsidy allowed a State employee for each year of the retiree's creditable service up to 25 years.

(iii) Notwithstanding subparagraph (ii) of this paragraph and subsection (a)(4)(i) of this section, if a retiree is an additional employee or agent of the State Racing Commission, for the purposes of determining a retiree's State subsidy, creditable service shall be determined with respect to service as an additional employee or agent beginning from the initial date of employment.";

and after line 25, insert:

"2–509.

(a) (1) This subsection applies to a retiree of an optional retirement program under Title 30 of this article who began service as an employee of the State in the Executive, Legislative, or Judicial Branch of government on or before June 30, 2011.

(2) (i) Subject to subparagraph (ii) of this paragraph, an individual may enroll and participate in the health insurance benefit options established under the Program if the individual retired under an optional program under Title 30 of this article and:

1. ended service with a State institution of higher education with at least 10 years of service and was at least age 57;

2. ended service with a State institution of higher education with at least 16 years of service; or

3. retired directly from and had at least 5 years of service with a State institution of higher education with a periodic distribution of benefits on or after July 1, 1984.

(ii) 1. For purposes of this subsection only, years of service shall be calculated as follows:

A. except as provided in subsubparagraph 2 of this subparagraph, a year of service means a period of 12 months during which an employee was a participant in an optional retirement program under Title 30 of this article and the participant's employer made contributions to the participant's account in the Program; or

B. if an employee's work year is an academic year of at least 9 but less than 12 months, a year of service means a period equal to the academic year during which an employee was a participant in an optional retirement program under Title 30 of this article and the participant's employer made contributions to the participant's account in the Program.

2. To determine eligibility for health insurance benefits under this section, each year of service shall be multiplied by the participant's percentage of full–time employment for that year of service.

(iii) The surviving spouse or dependent child of a deceased individual who was eligible to enroll may enroll and participate in the health insurance benefit options established under the Program as long as the spouse or child is receiving a periodic distribution of benefits under an optional retirement program under Title 30 of this article.

(3) (i) An enrollee under this section who was in service with a State institution of higher education at the time of the retirement is entitled to the same State subsidy allowed a retiree under § 2–508(b)(4) of this subtitle. However, except as provided in subparagraph (ii) of this paragraph, the subsidy shall apply only to the costs of coverage for the enrollee and may not apply to any additional costs of coverage for the enrollee's spouse or children.

(ii) If the enrollee has 25 or more years of service as an employee of the State in the Executive, Legislative, or Judicial Branch of government, the enrollee or the enrollee's surviving spouse or dependent child is entitled to the same State subsidy allowed a retiree with 16 or more years of creditable service under § 2–508(b)(4)(i) of this subtitle.

(b) (1) This subsection applies to a retiree of an optional retirement program under Title 30 of this article who begins service as an employee of the State in the Executive, Legislative, or Judicial Branch of government on or after July 1, 2011.

(2) (i) Subject to subparagraph (ii) of this paragraph, an individual may enroll and participate in the health insurance benefit options established under the Program if the individual retired under an optional program under Title 30 of this article and:

1. ended service with a State institution of higher education with at least 10 years of service and was at least age 57;

2. ended service with a State institution of higher education with at least 25 years of service; or

3. retired directly from and had at least 10 years of service with a State institution of higher education with a periodic distribution of benefits on or after July 1, 2011.

(ii) 1. For purposes of this paragraph only, years of service shall be calculated as follows:

A. except as provided in subsubparagraph 2 of this subparagraph, a year of service means a period of 12 months during which an employee was a participant in an optional retirement program under Title 30 of this article and the participant's employer made contributions to the participant's account in the Program; or

B. if an employee's work year is an academic year of at least 9 but less than 12 months, a year of service means a period equal to the academic year during which an employee was a participant in an optional retirement program under Title 30 of this article and the participant's employer made contributions to the participant's account in the Program.

2. To determine eligibility for health insurance benefits under this section, each year of service shall be multiplied by the participant's percentage of full–time employment for that year of service.

(iii) The surviving spouse or dependent child of a deceased individual who was eligible to enroll may enroll and participate in the health insurance benefit options established under the Program as long as the spouse or child is receiving a periodic distribution of benefits under an optional retirement program under Title 30 of this article.

(3) (i) An enrollee under this subsection who was in service with a State institution of higher education at the time of the retirement is entitled to the same State subsidy allowed a retiree under § 2–508(c)(4) of this subtitle. However, except as provided in subparagraph (ii) of this paragraph, the subsidy shall apply only to the costs of coverage for the enrollee and may not apply to any additional costs of coverage for the enrollee's spouse or children.

(ii) If the enrollee has 25 or more years of service as an employee of the State in the Executive, Legislative, or Judicial Branch of government, the enrollee or the enrollee's surviving spouse or dependent child is entitled to the same State subsidy allowed a retiree with 25 or more years of creditable service under § 2–508(c)(4)(i) of this subtitle.".

On page 3, in line 29, strike "**AND**"; in line 31, after "**2018**" insert "**; AND**

(III) IF THE RETIREE IS ELIGIBLE UNDER § 2–508 OR § 2–509 OF THIS SUBTITLE TO ENROLL AND PARTICIPATE IN THE HEALTH INSURANCE BENEFIT OPTIONS ESTABLISHED UNDER THE PROGRAM";

in line 32, after "**(2)**" insert "**(I)**"; and in the same line, strike "**ON**" and substitute "**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, ON**".

On page 4, in line 1, strike "**REQUIRES PARTICIPANTS TO PAY**" and substitute "**REIMBURSES A PARTICIPANT FOR**"; in lines 1 and 2, strike "**LIMITS EQUAL TO**" and substitute "**COSTS THAT EXCEED**"; in line 2, after "**ESTABLISHED**" insert "**FOR NON–MEDICARE–ELIGIBLE RETIREES**"; after line 2, insert:

"**(II) THE DEPARTMENT MAY ESTABLISH AN OUT–OF–POCKET LIMIT HIGHER THAN THE LIMITS ESTABLISHED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH FOR A RETIREE WHO QUALIFIES FOR A PARTIAL STATE SUBSIDY.**";

in line 13, after "**PERIOD**" insert "**OR ANY SPECIAL ENROLLMENT PERIOD**"; in line 22, strike "**AND**"; in line 23, after "**2019**" insert "**; AND**

3. IS ELIGIBLE UNDER § 2–508 OR § 2–509 OF THIS SUBTITLE TO ENROLL AND PARTICIPATE IN THE HEALTH INSURANCE BENEFIT OPTIONS ESTABLISHED UNDER THE PROGRAM";

in line 24, after "**(2)**" insert "**(I)**"; in the same line, strike "**ON**" and substitute "**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, ON**"; and after line 28, insert:

"**(II) THE DEPARTMENT MAY ESTABLISH A MAXIMUM REIMBURSEMENT AMOUNT FOR A RETIREE WHO QUALIFIES FOR A PARTIAL STATE SUBSIDY.**".

On page 5, in line 8, after "**PERIOD**" insert "**OR ANY SPECIAL ENROLLMENT PERIOD**"; after line 9, insert:

"**(F) (1) THIS SUBSECTION APPLIES ONLY TO A RETIREE, A RETIREE'S SPOUSE OR SURVIVING SPOUSE, AND A RETIREE'S DEPENDENT CHILD OR SURVIVING DEPENDENT CHILD:**

(I) WHO IS ENROLLED IN A PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE; AND

(II) IF THE RETIREE IS ELIGIBLE UNDER § 2–508 OR § 2–509 OF THIS SUBTITLE TO ENROLL AND PARTICIPATE IN THE HEALTH INSURANCE BENEFIT OPTIONS ESTABLISHED UNDER THE PROGRAM.

(2) (I) ON OR BEFORE JANUARY 1, 2020, THE DEPARTMENT SHALL ESTABLISH A MARYLAND STATE RETIREE LIFE–SUSTAINING PRESCRIPTION DRUG ASSISTANCE PROGRAM THAT REIMBURSES A PARTICIPANT FOR OUT–OF–POCKET COSTS FOR A LIFE–SUSTAINING PRESCRIPTION DRUG THAT IS:

1. COVERED BY A PRESCRIPTION DRUG BENEFIT PLAN UNDER THE PROGRAM;

2. NOT COVERED BY THE PRESCRIPTION DRUG BENEFIT PLAN UNDER MEDICARE IN WHICH THE PARTICIPANT IS ENROLLED; AND

3. ON A LIST DEVELOPED BY THE DEPARTMENT.

(II) THE DEPARTMENT MAY ESTABLISH MAXIMUM REIMBURSEMENT AMOUNTS BASED ON WHETHER A RETIREE QUALIFIES FOR THE MAXIMUM STATE SUBSIDY OR FOR A PARTIAL STATE SUBSIDY.

(3) THE MARYLAND STATE RETIREE LIFE–SUSTAINING PRESCRIPTION DRUG ASSISTANCE PROGRAM ESTABLISHED UNDER PARAGRAPH (2) OF THIS SUBSECTION MAY PROVIDE REIMBURSEMENTS THROUGH:

(I) A HEALTH REIMBURSEMENT ACCOUNT ESTABLISHED IN ACCORDANCE WITH § 105(H) OF THE INTERNAL REVENUE CODE; OR

(II) ANOTHER PROGRAM THAT PROVIDES ASSISTANCE WITH PRESCRIPTION DRUG COSTS.

(4) A RETIREE, A RETIREE'S SPOUSE OR SURVIVING SPOUSE, AND A RETIREE'S DEPENDENT CHILD OR SURVIVING DEPENDENT CHILD MAY ENROLL IN THE MARYLAND STATE RETIREE LIFE–SUSTAINING PRESCRIPTION DRUG ASSISTANCE PROGRAM DURING THE OPEN ENROLLMENT OR ANY SPECIAL ENROLLMENT PERIOD FOR RETIREE HEALTH INSURANCE BENEFIT OPTIONS.";

in line 10, strike "**(F)**" and substitute "**(G)**"; in line 16, strike "**OR**"; in line 18, after "**PROGRAM**" insert "**; OR**

(III) MARYLAND STATE RETIREE LIFE–SUSTAINING PRESCRIPTION DRUG ASSISTANCE PROGRAM";

in line 25, strike "**AND**" and substitute a comma; and in line 26, after "**(E)**" insert "**, AND (F)**".

AMENDMENT NO. 3

On page 5, after line 26, insert:

"**(G) (1) THE DEPARTMENT SHALL PROVIDE ONE–ON–ONE COUNSELING TO MEDICARE–ELIGIBLE RETIREES TO ASSIST THE RETIREE IN SELECTING A MEDICARE PART D PRESCRIPTION DRUG PLAN BASED ON THE RETIREE'S SPECIFIC MEDICAL AND MEDICATION NEEDS.**

(2) IN PROVIDING THE COUNSELING UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT SHALL:

(I) CONTRACT TO PROVIDE THE SERVICES; AND

(II) PROVIDE THE COUNSELING:

1. FOR A PERIOD BEGINNING AT LEAST 3 MONTHS BEFORE THE MEDICARE OPEN ENROLLMENT PERIOD THROUGH THE END OF THE OPEN ENROLLMENT PERIOD; AND

2. IN THE 12–MONTH PERIOD AFTER A RETIREE BECOMES ELIGIBLE FOR MEDICARE.

(3) THE COUNSELING PROVIDED UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY BE PROVIDED OVER THE PHONE OR IN PERSON.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 21

Senate Bill 102 – Senator Zirkin

AN ACT concerning

Courts – Direct Action Against Insurer

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

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

The motion was adopted.

SPECIAL ORDER CALENDAR NO. 22

SENATE EXECUTIVE NOMINATIONS COMMITTEE REPORT NO. 5

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. 5
March 7, 2019

District Court, Baltimore City (District 1)

1. Kathleen Marie Sweeney District 41

Judge of the District Court of Maryland, District 1, Baltimore City; reappointed to serve a term of ten years from January 27, 2019

District Court, Charles County (District 4)

2. Kenneth A. Talley District 28

Judge of the District Court of Maryland, District 4, Charles County; reappointed to serve a term of ten years from May 29, 2019

District Court, Kent County (District 3)

3. John E. Nunn, III — District 36

Judge of the District Court of Maryland, District 3, Kent County; reappointed to serve a term of ten years from January 16, 2019

District Court, Somerset County (District 2)

4. Paula Ann Price — District 38

Judge of the District Court of Maryland, District 2, Somerset County; reappointed to serve a term of ten years from February 6, 2019

Insurance Administration, Maryland

5. Al W. Redmer, Jr. — District 7

MD Insurance Commissioner of the Maryland Insurance Administration; reappointed to serve a term of four years from June 1, 2019

Natural Resources, Department of

6. Jeannie Haddaway–Riccio — District 37

Secretary of the Department of Natural Resources; appointed to serve at the pleasure of the Governor

State, Secretary of

7. John C. Wobensmith — District 30

Secretary of the Secretary of State; reappointed to serve at the pleasure of the Governor

Apprenticeship and Training Council

8. Neil Wilford — District 31
228 List Avenue
Pasadena, MD 21122

Member of the Apprenticeship and Training Council; appointed to serve remainder of a term of four years from July 1, 2016

Arts Council, Maryland State

9. Sumita Kim District 15
11700 Cherry Grove Drive
North Potomac, MD 20878

Member of the Maryland State Arts Council; appointed to serve a term of three years from July 1, 2019

10. Benny Russell District 35
1340 Bennett Place
Bel Air, MD 21015

Member of the Maryland State Arts Council; appointed to serve a term of three years from July 1, 2019

Automobile Insurance Fund, Board of Trustees of the Maryland

11. Timothy J. Murphy District 28
108 La Grange Avenue
La Plata, MD 20646

Member of the Board of Trustees of the Maryland Automobile Insurance Fund; reappointed to serve a term of five years from October 1, 2018

Aviation Commission, Maryland

12. Raymond C. Nichols, Sr. District 38
11810 Porfin Drive
Berlin, MD 21811

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2019

Chesapeake Employers' Insurance Company, Board for the

13. Martin G. Madden District 13
11524 Crows Nest Road
Clarksville, MD 21029

Member of the Board for the Chesapeake Employers' Insurance Company; appointed to serve a term of five years from June 1, 2019

Civil Rights, Commission on

14. Allison Umali Dichoso, Esq. District 26
1702 Old Drummer Boy Lane
Fort Washington, MD 20744

Member of the Commission on Civil Rights; appointed to serve remainder of a term of six years from July 1, 2015

15. Eileen M. Levitt District 13
6030 River Meadows Drive
Columbia, MD 21045

Member of the Commission on Civil Rights; appointed to serve remainder of a term of six years from July 1, 2013 and a term of six years from July 1, 2019

College of Southern Maryland, Board of Trustees of the

16. John W. Roache, M.D. District 29
28140 Three Notch Road
Mechanicsville, MD 20659

Member of the Board of Trustees of the College of Southern Maryland; reappointed to serve a term of five years from July 1, 2018

Education, State Board of

17. Gail H. Bates District 9
3212 Rosemary Lane
West Friendship, MD 21794

Member of the State Board of Education; appointed to serve remainder of a term of four years from July 1, 2015 and a term of four years from July 1, 2019

Ethics Commission, State

18. Geneau M. Thames, Esq. District 34
708 Edgehill Drive
Bel Air, MD 21014

Member of the State Ethics Commission; appointed to serve remainder of a term of five years from July 1, 2016

Health Benefit Exchange Board, Maryland

19. Mary Jean Herron District 43
3915 Cloverhill Road
Baltimore, MD 21218

Member of the Maryland Health Benefit Exchange Board; reappointed to serve remainder of a term of four years from June 1, 2015 and a term of four years from June 1, 2019

Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors

20. Kelley Phillips Cox District 37
21606 Chicken Point Road
Tilghman, MD 21671

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; appointed to serve a term of four years from July 1, 2019

21. Mark C. Krebs District 5
1696 Springmount Drive
Eldersburg, MD 21784

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; appointed to serve a term of four years from July 1, 2018

Master Electricians, State Board of

22. Jose F. Anderson, Esq. District 6
73 Admiral Boulevard
Dundalk, MD 21222

Member of the State Board of Master Electricians; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, State Commission of

23. Michelle J. Marzullo District 42
307 Greenwood Road
Towson, MD 21204

Member of the State Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors; appointed to serve remainder of a term of three years from January 1, 2016

Tourism Development Board, Maryland

24. Monroe Harrison District 99
301 Massachusetts Avenue NW, #1204
Washington, DC 20001

Member of the Maryland Tourism Development Board; appointed to serve a term of three years from July 1, 2016

Women, Maryland Commission for

25. Mellisa Hough Curtin District 9
11060 Gaither Farm Road
Ellicott City, MD 21042

Member of the Maryland Commission for Women; appointed to serve a term of four 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.

Amusement Ride Safety Advisory Board

S–1. Glenn D. Fishack District 2
P.O. Box 118
Smithsburg, MD 21783

Member of the Amusement Ride Safety Advisory Board; reappointed to serve a term of four years from July 1, 2018

S–2. Howard D. Folkes, Jr. District 26
11705 Amer Court
Fort Washington, MD 20744

Member of the Amusement Ride Safety Advisory Board; reappointed to serve a term of four years from July 1, 2017

S–3. Karen C. Nicklas District 4
8572 Links Bridge Road
Thurmont, MD 21788

Member of the Amusement Ride Safety Advisory Board; appointed to serve a term of four years from July 1, 2019

S–4. Roy Shaw District 12
2926 New York Avenue
Halethorpe, MD 21227

Member of the Amusement Ride Safety Advisory Board; appointed to serve a term of four years from July 1, 2018

Apprenticeship and Training Council

S–5. David E. Smarte District 38
12007 Turtle Mill Road
Bishopville, MD 21813

Member of the Apprenticeship and Training Council; reappointed to serve a term of four years from July 1, 2019

S–6. David J. Wilson, Sr. District 13
8454 Pamela Way
Laurel, MD 20723

Member of the Apprenticeship and Training Council; reappointed to serve a term of four years from July 1, 2019

Archaeology, Advisory Committee on

S–7. Marian Craig Creveling District 30
1707 Forestville Road
Edgewater, MD 21037

Member of the Advisory Committee on Archaeology; reappointed to serve a term of three years from July 1, 2019

S–8. Robert D. Wall, Ph.D. District 12
1602 Beechwood Avenue
Catonsville, MD 21228

Member of the Advisory Committee on Archaeology; reappointed to serve a term of three years from July 1, 2019

Architects, State Board of

S–9. Stephanie V. Hopkins District 45
4364 Nicholas Avenue
Baltimore, MD 21206

Member of the State Board of Architects; reappointed to serve a term of five years from July 1, 2019

S–10. Kevin G. Sneed District 20
9215 Whitney Street
Silver Spring, MD 20901

Member of the State Board of Architects; reappointed to serve a term of five years from July 1, 2019

Arts Council, Maryland State

S–11. Timothy L. App District 41
401 Wingate Road
Baltimore, MD 21210

Member of the Maryland State Arts Council; reappointed to serve a term of three years from July 1, 2019

S–12. Jacqueline Tibbs Copeland District 11
15 Stone Gate Court
Phoenix, MD 21208

Member of the Maryland State Arts Council; reappointed to serve a term of three years from July 1, 2019

S–13. Ann Winter West District 42
7808 Overbrook Road
Baltimore, MD 21204

Member of the Maryland State Arts Council; reappointed to serve a term of three years from July 1, 2019

Assistive Technology Loan Program Board of Directors

S–14. Nicole L. Acle District 37
26822 Robert Burns Lane
Salisbury, MD 21801

Member of the Assistive Technology Loan Program Board of Directors; appointed to serve a term of four years from October 1, 2018

Aviation Commission, Maryland

S–15. John H. Kiser District 18
9907 Stoneybrook Drive
Kensington, MD 20895

Member of the Maryland Aviation Commission; reappointed to serve a term of three years from October 1, 2019

Consumer Council

S–16. Brian F. Hubbard District 42
113 Margate Road
Lutherville, MD 21093

Member of the Consumer Council; appointed to serve a term of six years from July 1, 2016

Deaf and Hard of Hearing, Maryland Advisory Council for the

S–17. Tiereny Lloyd District 32
247 Sycamore Ridge Road
Laurel, MD 20724

Member of the Maryland Advisory Council for the Deaf and Hard of Hearing; appointed to serve a term of three years from October 1, 2018

Dietetic Practice, State Board of

S–18. Jeanette Miller District 11
2 High Stepper Court
Baltimore, MD 21208

Member of the State Board of Dietetic Practice; appointed to serve remainder of a term of four years from July 1, 2017

Education, State Board of

S–19. Jean C. Halle District 11
11536 Pebblecreek Drive
Lutherville, MD 21093

Member of the State Board of Education; reappointed to serve a term of four years from July 1, 2019

Elections, State Board of

S–20. Michael R. Cogan, Esq. District 36
250 Concerto Avenue
Centreville, MD 21617

Member of the State Board of Elections; reappointed to serve a term of four years from July 1, 2019

S–21. Kelley Howells District 26
340 Farmington Road, West
Accokeek, MD 20607

Member of the State Board of Elections; reappointed to serve a term of four years from July 1, 2019

Elevator Safety Review Board

S–22. Charles E. Meeks District 38
601 S. Pacific Avenue
Ocean City, MD 21842

Member of the Elevator Safety Review Board; reappointed to serve a term of three years from October 1, 2019

Emergency Number Systems Board

S–23. Randall J. Cunningham District 35
734 Cherry Hill Road
Street, MD 21154

Member of the Emergency Number Systems Board; appointed to serve a term of four years from July 1, 2017

S–24. Tawn T. Gregory District 2
13506 Scarlet Sage Court
Hagerstown, MD 21740

Member of the Emergency Number Systems Board; appointed to serve a term of four years from July 1, 2017

S–25. Albert G. Kirchner District 30
1108 Boucher Avenue
Annapolis, MD 21403

Member of the Emergency Number Systems Board; appointed to serve a term of four years from July 1, 2016

Food Center Authority, Maryland

S–26. Carlton J. Brown District 44
5228 Cromarty Road
Catonsville, MD 21229

Member of the Maryland Food Center Authority; appointed to serve remainder of a term of five years from July 1, 2014 and a term of five years from July 1, 2019

S–27. Steven Lane Fanaroff District 15
11718 Split Tree Circle
Potomac, MD 20854

Member of the Maryland Food Center Authority; reappointed to serve a term of five years from July 1, 2018

Hart–Miller–Pleasure Island Citizens Oversight Committee

S–28. Francis H. Taylor District 6
7603 Iroquois Avenue
Edgemere, MD 21219

Member of the Hart–Miller–Pleasure Island Citizens Oversight Committee; reappointed to serve a term of two years from July 1, 2017 and a term of two years from July 1, 2019

Health Benefit Exchange Board, Maryland

S–29. S. Anthony McCann District 20
211 Indian Spring Drive
Silver Spring, MD 20901

Member of the Maryland Health Benefit Exchange Board; reappointed to serve a term of four years from June 1, 2019

Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors

S–30. Mary Shank Creek District 2
18811 Wagaman Road
Hagerstown, MD 21740

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; reappointed to serve a term of four years from July 1, 2019

S–31. Faith Elliott Rossing, D.B.A. District 36
3601 Goldsboro Road
Henderson, MD 21640

Member of the Maryland Agricultural and Resource–Based Industry Development Corporation (MARBIDCO) Board of Directors; reappointed to serve a term of four years from July 1, 2019

Master Electricians, State Board of

S–32. Paul Donaghue District 4
116 Copper Oaks Court
Woodsboro, MD 21798

Member of the State Board of Master Electricians; reappointed to serve a term of three years from July 1, 2019

Nursing, State Board of

S–33. Charles A. Neustadt District 46
100 Harborview Drive
Baltimore, MD 21230

Member of the State Board of Nursing; reappointed to serve a term of four years from July 1, 2018

Residential Child Care Program Professionals, State Board for Certification of

S–34. Pamela Curtis District 40
3713 Park Heights Avenue
Baltimore, MD 21215

Member of the State Board for Certification of Residential Child Care Program Professionals; appointed to serve a term of four years from July 1, 2019

Stationary Engineers, State Board of

S–35. John F. Arizaga District 7
9704 Silver Farm Court
Perry Hall, MD 21228

Member of the State Board of Stationary Engineers; appointed to serve remainder of a term of three years from July 1, 2016 and a term of three years from July 1, 2019

The President of the Senate put the following question: "With the exception of nominee no. 6, will the Senate advise and consent to the above nominations of the Executive?"

The above nominations of the Executive, with the exception of nominee no. 6, were all confirmed by roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 428)

Nominee No. 6

The President of the Senate put the following question: "Will the Senate advise and consent to the above nomination of the Executive?"

The above nomination of the Executive was confirmed by roll call vote as follows:

Affirmative – 45 Negative – 1 (See Roll Call No. 429)

SPECIAL ORDER CALENDAR NO. 21

Senate Bill 272 – Senators Carozza, Eckardt, Edwards, and Serafini

AN ACT concerning

State Correctional Facilities – Correctional Officers – Background Check

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR CAROZZA.

FLOOR AMENDMENT

SB0272/233420/1
BY: Senator Carozza

AMENDMENTS TO SENATE BILL 272
(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, strike beginning with "altering" in line 3 down through "facility" in line 7 and substitute "requiring the Department of Public Safety and Correctional Services to conduct a certain extensive review and background check within a certain time period for certain purposes under certain circumstances; providing that a certain individual may be deemed to have passed a certain polygraph examination under certain circumstances; providing for the construction of this Act".

AMENDMENT NO. 2

On page 1, in line 17, after "(1)" insert "**(I)**"; and in line 18, strike "**OR EXTENSIVE BACKGROUND CHECK, OR BOTH,**".

On page 2, in line 1, strike "(2)" and substitute "**(II)**"; in line 2, strike "**AND BACKGROUND CHECK**"; strike beginning with "paragraph" in line 2 down through "subsection" in line 3 and substitute "**SUBPARAGRAPH (I) OF THIS PARAGRAPH**"; and after line 3, insert:

"**(2) IF AN INDIVIDUAL'S POLYGRAPH TEST REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION IS INCONCLUSIVE:**

(I) THE DEPARTMENT SHALL, WITHIN 30 DAYS AFTER RECEIVING THE RESULTS, CONDUCT AN EXTENSIVE REVIEW AND BACKGROUND CHECK TO DETERMINE WHETHER THE INDIVIDUAL MAY BE QUALIFIED TO SERVE AS A CORRECTIONAL OFFICER IN A CORRECTIONAL FACILITY; AND

(II) IF THE EXTENSIVE REVIEW AND BACKGROUND CHECK CONDUCTED BY THE DEPARTMENT RESOLVES THE INCONCLUSIVE RESULT OF THE POLYGRAPH TEST, THE INDIVIDUAL MAY BE DEEMED TO HAVE PASSED THE POLYGRAPH TEST.

(3) THIS SECTION MAY NOT BE CONSTRUED TO PREVENT THE DEPARTMENT FROM ADMINISTERING A SUBSEQUENT POLYGRAPH EXAMINATION TO RESOLVE THE ITEM THAT LED TO THE INCONCLUSIVE RESULT, IF FOLLOWING THE EXTENSIVE REVIEW AND BACKGROUND CHECK, THE DEPARTMENT DETERMINES THAT A REASONABLE QUESTION REMAINS REGARDING THE QUALIFICATIONS OF THE INDIVIDUAL TO SERVE AS A CORRECTIONAL OFFICER IN A CORRECTIONAL FACILITY.".

The preceding 2 amendments were withdrawn.

SUBSTITUTE FLOOR AMENDMENT

SB0272/553329/1
BY: Senators Peters and Edwards

AMENDMENTS TO SENATE BILL 272
(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 2, strike "State Correctional Facilities –"; in the same line, strike "Background Check" and substitute "Salary and Advertisement of Hiring"; strike beginning with "altering" in line 3 down through "change" in line 7 and substitute "stating the intent of the General Assembly that the Governor include an appropriation in the budget bill for a certain fiscal year for certain salary increases and advertising certain position openings"; and strike in their entirety lines 8 through 12, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 13 on page 1 through line 3 on page 2, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That it is the intent of the General Assembly that the Governor include in the fiscal year 2021 budget bill an appropriation for:

(1) a 5% salary increase for correctional officers; and

(2) advertising open correctional officer positions.".

The preceding 2 amendments were read only.

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

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 430)

SENATE THIRD READING CALENDAR NO. 34 (GENERAL SENATE BILLS) CONSENT NO. 5

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 111	Sen. Eckardt	Dorchester County – Alcoholic Beverages – Class A Licenses	EHE
SB 204	Sen. Young	Frederick County – Alcoholic Beverages – Volunteer Fire Company or Volunteer Ambulance Company License	EHE
SB 224	Sen. Young	Frederick County – Alcoholic Beverages License Applications – Repeal of Petition of Support – Notice	EHE
SB 256	Carroll County Senators	Carroll County – Alcoholic Beverages – Class D Beer and Wine Licenses	EHE
SB 273	Sen. Young	Frederick County – Alcoholic Beverages – Cinema/Theater License	EHE
SB 274	Sen. Young	Frederick County – Alcoholic Beverages Licenses – Sunday Sales	EHE

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 276	Sen. Young	Frederick County – Alcoholic Beverages – Multiple Licenses Allowed	EHE
SB 297	Carroll County Senators	Carroll County – Alcoholic Beverages – Class BC Beer, Wine, and Liquor License	EHE
SB 298	Carroll County Senators	Carroll County – Alcoholic Beverages – Required Information on Application	EHE
SB 325	Sen. Young	Frederick County – Alcoholic Beverages – Basket of Cheer	EHE
SB 335	Sen. Carozza	Somerset County – Alcoholic Beverages – Liquor Control Board Reserve Fund	EHE
SB 337	Sen. Carozza	Somerset County – Alcoholic Beverages – Board of License Commissioners – Salaries	EHE
SB 338	Sen. Carozza	Somerset County – Alcoholic Beverages Licenses – Proximity to Places of Worship, Schools, Public Libraries, or Youth Centers	EHE
SB 427	Sen. Hershey	Queen Anne's County – Alcohol Awareness Program	EHE
SB 547	Sen. Edwards	Garrett County – Alcoholic Beverages – Revisions	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 – 45 Negative – 1 (See Roll Call No. 431)

The Bills were then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 35 (GENERAL SENATE BILLS)
CONSENT NO. 6

BILL NO.	SPONSOR	CONTENT	COMMITTEE
SB 6	Wicomico County Senators	Wicomico County – Alcoholic Beverages – Basket of Cheer Permit	EHE
SB 19	Wicomico County Senators	Wicomico County – Alcoholic Beverages – Bed and Breakfast License	EHE
SB 275	Sen. Young	Frederick County – Alcoholic Beverages – Promoter's Permit	EHE
SB 309	Sen. Beidle	Anne Arundel County – Alcoholic Beverages – Racetrack and Racetrack Concessionaire Licenses	EHE
SB 667	Sen. Edwards	Allegany County – Alcoholic Beverages – Licenses	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 – 45 Negative – 1 (See Roll Call No. 432)

The Bills were then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 36 (GENERAL SENATE BILLS)

Senate Bill 153 – Senator Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

Alternate Contributory Pension Selection – Return to Employment

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

Affirmative – 46 Negative – 0 (See Roll Call No. 433)

The Bill was then sent to the House of Delegates.

Senate Bill 451 – Senators West, Kelley, Klausmeier, Lam, and Nathan–Pulliam

AN ACT concerning

Baltimore County – Development Impact Fees – Authorization and Use of Funds

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

Affirmative – 45 Negative – 1 (See Roll Call No. 434)

The Bill was then sent to the House of Delegates.

Senate Bill 486 – Senator Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Workers' Compensation Offset

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

Affirmative – 46 Negative – 0 (See Roll Call No. 435)

The Bill was then sent to the House of Delegates.

Senate Bill 554 – Senator Pinsky

AN ACT concerning

State Board of Massage Therapy Examiners – Massage Therapists – Authority to Regulate

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

Affirmative – 46 Negative – 0 (See Roll Call No. 436)

The Bill was then sent to the House of Delegates.

Senate Bill 636 – Senator Hershey

AN ACT concerning

Correctional Officers' Retirement System – Queen Anne's County

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

Affirmative – 46 Negative – 0 (See Roll Call No. 437)

The Bill was then sent to the House of Delegates.

Senate Bill 652 – Senator Young

AN ACT concerning

Interstate Physical Therapy Licensure Compact

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

Affirmative – 46 Negative – 0 (See Roll Call No. 438)

The Bill was then sent to the House of Delegates.

Senate Bill 829 – Senator Griffith (Chair, Joint Committee on Pensions)

AN ACT concerning

State Retirement and Pension System – Service Credit for Unused Sick Leave

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

Affirmative – 46 Negative – 0 (See Roll Call No. 439)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 37 (GENERAL SENATE BILLS)

Senate Bill 213 – Senator Edwards

AN ACT concerning

Natural Resources – State Lakes Protection and Restoration Fund – Mandatory Funding and ~~Repeal of~~ Termination Date

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

Affirmative – 45 Negative – 0 (See Roll Call No. 440)

The Bill was then sent to the House of Delegates.

Senate Bill 343 – Senator Kagan

AN ACT concerning

Election Law – Voting by Absentee Ballot – Prepaid Postage for Return of Ballots

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

Affirmative – 28 Negative – 18 (See Roll Call No. 441)

The Bill was then sent to the House of Delegates.

Senate Bill 364 – Senators Simonaire, Bailey, Carozza, Ellis, Gallion, Kagan, Lam, Patterson, and Young

AN ACT concerning

Election Law – Election Day Page Program – Establishment

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

Affirmative – 44 Negative – 1 (See Roll Call No. 442)

The Bill was then sent to the House of Delegates.

Senate Bill 640 – Senators Zucker and Miller

AN ACT concerning

State Government – Office of Program Evaluation and Government Accountability and Maryland Program Evaluation Act

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

Affirmative – 46 Negative – 0 (See Roll Call No. 443)

The Bill was then sent to the House of Delegates.

Senate Bill 860 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Immunity – Revocation of Release

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

Affirmative – 43 Negative – 3 (See Roll Call No. 444)

The Bill was then sent to the House of Delegates.

Senate Bill 877 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Natural Resources)

AN ACT concerning

Waterway Improvement Fund – Public Boating Construction Projects – Financing Limits

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

Affirmative – 46 Negative – 0 (See Roll Call No. 445)

The Bill was then sent to the House of Delegates.

MOTION

Senator Griffith moved to reconsider the vote by which **Senate Bill 946** 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.

Senate Bill 946 – Senators Griffith and Serafini

EMERGENCY BILL

AN ACT concerning

State Prescription Drug Benefits – Retiree Benefits – Revisions

STATUS OF BILL: BILL ON SECOND READING AND OPEN TO AMENDMENT.

Senator Griffith moved to make the Bill a Special Order for March 11, 2019.

The motion was adopted.

INTRODUCTION OF BILLS

Senator Nathan–Pulliam 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.

The motion was adopted.

Senate Bill 1046 – Senators Nathan–Pulliam, Augustine, Benson, Ellis, Griffith, Hayes, Kelley, Patterson, and Smith

AN ACT concerning

Office of Personnel Services and Benefits – Study of Diversity of Employees in State Agencies

FOR the purpose of requiring the Office of Personnel Services and Benefits within the Department of Budget and Management to study the number and salaries of certain employees employed by certain State agencies who are African American, Hispanic, or any other racial minority and report its findings to the Governor and a certain committee of the General Assembly on or before certain dates; providing for the termination of this Act; and generally relating to a study of diversity of employees in State agencies.

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

LATE INTRODUCTION BOND INITIATIVES

Senator Patterson 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.

The motion was adopted.

BOND INITIATIVES

Introductory Senate Bond Initiatives No. 35

March 8, 2019

1.	Sen. Patterson	Forest Heights Safe Route to School Project	B&T

The preceding bond initiative was read and referred to the Committee on Budget and Taxation.

SPECIAL ORDERS

Senate Bill 102 – Senator Zirkin

AN ACT concerning

Courts – Direct Action Against Insurer

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

Senator Zirkin moved to make the Bill and Report a Special Order for March 13, 2019.

The motion was adopted.

QUORUM CALL

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

(See Roll Call No. 446)

ADJOURNMENT

At 12:37 P.M. on motion of Senator Guzzone the Senate adjourned until 8:00 P.M. on Monday, March 11, 2019.

Annapolis, Maryland
Monday, March 11, 2019
8:00 P.M. Session

The Senate met at 8:12 P.M.

Prayer by Pastor Tellie T. Hardy, Sacred Zion Full Gospel Church, guest of Senator Carter.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 449)

The Journal of March 8, 2019 was read and approved.

INTRODUCTION AND REMARKS BY U.S. SENATOR CHRIS VAN HOLLEN

INTRODUCTION OF RESOLUTIONS

Senate Resolution No. 393 – Senator Jack Bailey:

Be it hereby known to all that
The Senate of Maryland
offers its sincerest congratulations to
Patuxent High School Harlequins
in recognition of
your outstanding winning performance as the
2019 Maryland Thespians Festival One Act State Champions. Congratulations!
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 11th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 44 Negative – 0 (See Roll Call No. 450)

Senate Resolution No. 392 – Senator Katherine Klausmeier:

Be it hereby known to all that
The Senate of Maryland

offers its sincerest congratulations to
Ron Jennings
CAFE Montgomery
in recognition of
receiving a Financial Education and Capability Award
for your dedication to your community
and exemplifying excellence in financial education.
The entire membership extends its best wishes on
this memorable occasion and directs this resolution
be presented on this 11th day of March 2019.

Read and adopted by a roll call vote as follows:

Affirmative – 46 Negative – 0 (See Roll Call No. 451)

MESSAGE FROM THE HOUSE OF DELEGATES NO. 2
SENATE BILLS PASSED BY YEAS AND NAYS

BILL NO.	SPONSOR	CONTENT
SB 94	The President	State Government – Consumer Price Index – Revised Statutory References
SB 112	The President	Mandated Reports and Statutory Commissions, Councils, and Committees – Revisions
SB 579 (Emerg)	The President	Annual Curative Bill
SB 580 (Emerg)	The President	Annual Corrective Bill

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.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 11

House Bill 105 – Chair, Environment and Transportation Committee (By Request – Departmental – Transportation)

AN ACT concerning

Maryland Transportation Authority Facilities – Video Tolls – Collection

FOR the purpose of prohibiting the Central Collection Unit in the Department of Budget and Management from collecting certain unpaid video tolls and associated civil penalties incurred by a person residing outside the State, except under certain circumstances; and generally relating to the collection of video tolls incurred by persons residing outside the State.

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 3–302
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

House Bill 190 – ~~**Delegate Lafferty**~~ **Delegates Lafferty and Qi**

AN ACT concerning

Environment – Failing On–Site Sewage Disposal System – Definition

FOR the purpose of defining the term "failing on–site sewage disposal system" for purposes of certain provisions of law relating to on–site sewage disposal systems; ~~requiring each county to adopt by local law or ordinance the definition of "failing on–site sewage disposal system";~~ providing that this Act may not be construed to preempt or prevail over any county ordinance, law, or rule that provides a more stringent definition of the term "failing on–site sewage disposal system"; providing that this Act may not be construed to alter a certain enforcement referral method established under a delegation agreement between the Department of the Environment and a local health department except under certain circumstances; and generally relating to on–site sewage disposal systems.

BY repealing and reenacting, without amendments,
Article – Environment
Section 9–101(a)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY adding to
Article – Environment
Section 9–101(d–1) ~~and 9–1113~~

Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 240 – Delegates Rosenberg, Attar, Bridges, Cardin, Chang, Guyton, Hettleman, Lierman, Moon, Solomon, Stein, and Sydnor

AN ACT concerning

Hate Crimes – Threats ~~and Penalties~~

FOR the purpose of prohibiting a person from threatening to commit certain hate crimes; applying ~~and altering~~ certain penalties; ~~authorizing a court to require a certain person to attend certain educational classes and perform certain community service as a condition of supervised release; making stylistic changes~~ repealing a certain duplicative prohibition; and generally relating to hate crimes.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 10–302 ~~through 10–306~~, 10–304, and 10–305
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

~~BY adding to~~
~~Article – Criminal Law~~
~~Section 10–302.1, 10–303.1, 10–304.1, and 10–305.1~~
~~Annotated Code of Maryland~~
~~(2012 Replacement Volume and 2018 Supplement)~~

BY repealing and reenacting, without amendments,
Article – Criminal Law
Section 10–303, 10–306, and 10–308
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 253 – Delegates Valentino–Smith, Atterbeary, Dumais, Fennell, W. Fisher, Lehman, McComas, Pena–Melnyk, Proctor, Stewart, and Sydnor

AN ACT concerning

Final Protective Orders – Relief – Transfer of Wireless Telephone Service

FOR the purpose of authorizing the court, in a ~~temporary protective order or a~~ final protective order, to order a wireless telephone service provider to transfer to a person eligible for relief the billing responsibility for and the right to continue the use of a certain telephone number under certain circumstances; ~~requiring the court to serve a certain order on a wireless telephone service provider's resident agent; requiring a wireless telephone service provider to comply with a certain order within a certain time frame unless the wireless telephone service provider provides certain notice~~ requiring a wireless telephone service provider to comply with a certain order unless the wireless telephone service provider cannot operationally or technically effectuate the order; requiring a certain order to include certain information; providing that a certain order terminates the respondent's financial responsibility for and use of a certain telephone number; prohibiting a wireless telephone service provider from charging a person eligible for relief a certain fee; establishing that a wireless telephone service provider's standard requirements for establishing an account and transferring a telephone number apply to a transfer required under this Act; providing that a wireless telephone service provider is immune from civil liability for complying with a certain order; requiring the court to ensure that certain information is not disclosed to an account holder in certain proceedings; and generally relating to protective orders and wireless telephone service.

BY repealing and reenacting, with amendments,
Article – Family Law
Section ~~4–505(a)(2)(viii) and (ix) and~~ 4–506(d)(13) and (14)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Family Law
Section ~~4–505(a)(2)(x), 4–506(d)(14),~~ 4–506(d)(14) and 4–506.2
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 263 – Delegate Atterbeary

AN ACT concerning

Criminal Procedure – Pretrial Release Services Program – Victim Notification

FOR the purpose of requiring a judicial officer to consider the recommendation of a certain pretrial release services program in making a certain determination; requiring a court or District Court commissioner to consider including certain no–contact provisions as a condition of pretrial release if a certain pretrial release services program has made a certain request; requiring a certain pretrial release services program to notify the court on receipt of certain information; authorizing a certain pretrial release services program to request a certain bench warrant or hearing on

receipt of certain information; requiring a certain pretrial release services program to give a certain victim or victim's representative a certain pamphlet at a certain time; adding a certain pretrial release services program as a party to which a certain address and e–mail address shall be available; requiring a certain clerk to include a copy of a certain order with a certain notice; authorizing a certain victim or victim's representative to file a certain request with a certain unit at a certain time for a certain purpose; requiring a certain pretrial release services program to provide a certain victim or victim's representative with certain notice under certain circumstances; requiring the State Board of Victim Services to include certain information regarding pretrial release and a certain pretrial release services program in certain pamphlets; requiring the Department of Public Safety and Correctional Services, the Governor's Office of Crime Control and Prevention, and the Maryland Correctional Administrators' Association to consult and collaborate with each other and the State's Victim Information and Notification Everyday (VINE) vendor for certain purposes; requiring a certain work plan and annual progress update to be included in a certain annual report and to identify certain funding; providing for the scope of certain provisions of this Act; providing for the construction of certain provisions of this Act; providing for the effective dates of this Act; defining a certain term; making technical, stylistic, and conforming changes; and generally relating to pretrial release services programs.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 1–101(a)
Annotated Code of Maryland
(2018 Replacement Volume)

BY adding to
Article – Criminal Procedure
Section 1–101(n), 5–103, and 11–106
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 1–101(n) through (q), 5–201(a), 5–213, 11–104(b), (e), (g), (h), and (i), and 11–914
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 280 – Delegate Dumais

AN ACT concerning

Criminal Procedure – Charging Procedures and Documents – Citation

FOR the purpose of modifying the circumstances under which a police officer is required to charge by citation; modifying the categories of offenses for which a police officer is authorized to charge by citation; modifying the circumstances under which a police officer may charge a defendant by citation; and generally relating to charging procedures and documents.

BY repealing and reenacting, without amendments,
Article – Criminal Procedure
Section 4–101(a)
Annotated Code of Maryland
(2018 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 4–101(c)
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 402 – **Delegate Atterbeary**

AN ACT concerning

Family Law – Grounds for Divorce

FOR the purpose of authorizing a court to grant ~~a limited divorce on the ground of separation or~~ an absolute divorce on the ground of ~~12–month~~ separation of affection if the parties are not engaging in sexual relations under certain circumstances; and generally relating to the grounds for ~~a limited or~~ an absolute divorce.

BY repealing and reenacting, with amendments,
Article – Family Law
Section ~~7–102 and~~ 7–103
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 404 – ~~**Delegate R. Lewis**~~ **Delegates R. Lewis, Bagnall, Bhandari, and Hill**

SECOND PRINTING

AN ACT concerning

State Acupuncture Board – Practice of Acupuncture – Definition and Education Requirements

FOR the purpose of requiring an applicant to have graduated from a certain program approved by certain entities to qualify for a license to practice acupuncture; repealing the authority of the State Acupuncture Board to find certain programs to be equivalent to a certain course for certain licensure requirements; altering certain definitions; providing for the application of this Act; and generally relating to the practice of acupuncture.

BY repealing and reenacting, with amendments,
Article – Health Occupations
Section 1A–101 and 1A–302
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 420 – Delegate Sydnor

EMERGENCY BILL

AN ACT concerning

Criminal Law – Threat of Mass Violence

FOR the purpose of altering a certain prohibition relating to threatening to commit a certain crime of violence in order to prohibit a person from knowingly threatening to commit or threatening to cause to be committed a certain crime of violence that would place a certain number of people at substantial risk of death or serious physical injury if the threat were carried out; repealing certain defined terms; making this Act an emergency measure; and generally relating to threats of mass violence.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–1001
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 481 – Delegates Mosby, Shoemaker, Acevero, Adams, Anderton, Arentz, Arikan, Attar, Atterbeary, Bagnall, B. Barnes, D. Barnes, Barron, Bartlett, Barve, Beitzel, Boteler, Boyce, Branch, Bridges, Bromwell, Brooks, Buckel, Cain, Cardin, Carr, Cassilly, Charkoudian, Charles, Clark, Conaway,

Corderman, Cox, Crosby, Crutchfield, Cullison, D.E. Davis, Ebersole, Feldmark, Fennell, M. Fisher, W. Fisher, Fraser–Hidalgo, Gilchrist, Glenn, Guyton, Hartman, Haynes, Hettleman, Hill, Holmes, Hornberger, Impallaria, Ivey, Jackson, Jacobs, Jalisi, Johnson, Jones, Kaiser, Kelly, Kerr, Kipke, Kittleman, Korman, Krebs, Krimm, Lafferty, Lehman, J. Lewis, R. Lewis, Lierman, Lisanti, Long, Lopez, Love, Luedtke, Mangione, Mautz, McComas, McIntosh, McKay, Metzgar, Miller, Moon, Morgan, Otto, Palakovich Carr, Parrott, Patterson, Pena–Melnyk, Pendergrass, Pippy, Proctor, Qi, Queen, Reilly, Rose, Rosenberg, Saab, Sample–Hughes, Shetty, Smith, Solomon, Stewart, Sydnor, Szeliga, Terrasa, Turner, Valderrama, Valentino–Smith, Walker, Washington, C. Watson, R. Watson, Wells, Wilkins, Wilson, Wivell, K. Young, and P. Young

AN ACT concerning

Criminal Law – Sale of a Minor – Felony

FOR the purpose of reclassifying, as a felony instead of a misdemeanor, the crime of selling, bartering, trading, or offering to sell, barter, or trade a minor for money, property, or anything else of value; making a conforming change; and generally relating to the crime of selling a minor.

BY repealing and reenacting, with amendments,
Article – Criminal Law
Section 3–603
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 554 – Delegate Malone

AN ACT concerning

Criminal Procedure – Forfeiture Proceedings – Notice

FOR the purpose of authorizing a certain notice in a certain forfeiture proceeding to be prominently posted for a certain amount of time on a certain website as an alternative to publishing the notice in a certain newspaper; and generally relating to forfeiture proceedings.

BY repealing and reenacting, with amendments,
Article – Criminal Procedure
Section 12–306
Annotated Code of Maryland
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 703 – Delegates Lafferty, Fraser–Hidalgo, Holmes, Love, Stewart, and Wells

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 provide certain technical assistance to certain jurisdictions under certain circumstances; requiring the Department to post certain information ~~and a certain interactive map~~ on its website; requiring the Department to report to the Governor and the General Assembly on or before a certain date each year; defining ~~a~~ certain ~~term~~ terms; and generally relating to reporting requirements for environmental violations.

BY adding to
Article – Environment
Section 4–801 and 4–802 to be under the new subtitle "Subtitle 8. Report on Environmental Violations"
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–1802(a)(1), (3), (5), and (7)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 838 – Delegates Valentino–Smith, Acevero, Hettleman, Krimm, Lierman, Solomon, Terrasa, and P. Young

AN ACT concerning

Food Supplement Program – Restaurant Meals Program

FOR the purpose of renaming the food stamp program to be the food supplement program; establishing a Restaurant Meals Program (RMP) within the food supplement program in the Department of Human Services; providing for the purpose of the RMP; authorizing a certain household eligible to participate in the RMP to purchase certain foods at certain restaurants using a certain food supplement benefit;

providing for household eligibility requirements for the RMP; requiring a restaurant to meet certain criteria before participating in the RMP; requiring each local department of social services to administer the RMP in accordance with certain laws; requiring the Department to adopt certain regulations; requiring the Department to submit a certain report on progress toward implementing the RMP to certain committees of the General Assembly on or before a certain date each year; requiring the Department to submit a certain report of certain findings to certain committees of the General Assembly on or before a certain date; providing for the termination of a certain provision of this Act; making conforming changes; defining a certain term; and generally relating to the food supplement program and the Restaurant Meals Program.

BY repealing and reenacting, with amendments,
Article – Human Services
Section 5–501, 5–503, and 5–504(a) and (b)
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

BY adding to
Article – Human Services
Section 5–505
Annotated Code of Maryland
(2007 Volume and 2018 Supplement)

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

LETTERS OF REASSIGNMENT

ANNOUNCEMENT BY THE PRESIDENT

March 11, 2019

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 478	Delegate Kelly	
	Procurement – Qualification Based Selection – Land Surveying Services	
	Reassigned to Education, Health, and Environmental Affairs	

Read and ordered journalized.

ANNOUNCEMENT BY THE PRESIDENT

March 11, 2019

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 506	Delegate Valentino–Smith, et al
	Maryland Department of Health – Special Supplemental Nutrition Program for Women, Infants, and Children – Reports
	Reassigned to Budget and Taxation

Read and ordered journalized.

ANNOUNCEMENT BY THE PRESIDENT

March 11, 2019

In accordance with Rule 33(d), the following legislation has been reassigned as indicated below:

HB 531	Delegate Valentino–Smith, et al
	State Personnel – Payment of State Employee Wages – Repeal of Sunset Provision
	Reassigned to Finance

Read and ordered journalized.

LAID OVER CALENDAR NO. 13

Senate Bill 251 – Senators Lam, Feldman, Hayes, and Kelley

AN ACT concerning

Public Health – Treatment for the Prevention of HIV – Consent by Minors

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

SB0251/917278/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 251

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "prohibiting" in line 4 down through "circumstances;" in line 7.

AMENDMENT NO. 2

On page 3, in line 2, strike the brackets; in the same line, strike the colon; in line 3, strike "**(1) AN**"; and strike beginning with the semicolon in line 3 down through "**(HIV)**" in line 5.

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 449 – Senators Pinsky, Augustine, Carter, Ellis, Feldman, Ferguson, Guzzone, Kagan, King, Klausmeier, Lam, Lee, Miller, Peters, Rosapepe, Smith, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Election Law – Election Day Voter Registration

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

SB0449/984134/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 449

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Election Day Voter"; in the same line, after "Registration" insert "and Voting at Precinct Polling Places"; in line 4, strike "certain"; in the same line, strike the second "to" and substitute "in the individual's county of residence and"; strike beginning with "or" in line 4 down through "registration" in line 5; in line 5, strike "a

certain" and substitute "an"; in line 6, after "registration" insert "on election day"; strike beginning with "verify" in line 7 down through "individual" in line 9 and substitute "determine whether an applicant for voter registration resides in the precinct and"; strike beginning with "requiring" in line 11 down through "circumstances;" in line 12; in line 13, strike "certain" and substitute "appropriate"; in line 14, after "addresses" insert "except under certain circumstances"; strike beginning with "requiring" in line 16 down through "manner;" in line 18; and in line 21, strike "election day voter registration" and substitute "registration and voting at precinct polling places".

AMENDMENT NO. 2

On page 2, in line 24, strike "**THE**" and substitute "**A**"; strike beginning with "**THAT**" in line 25 down through "**(1)**" in line 28 and substitute "**AND**"; and strike beginning with the semicolon in line 28 down through "**REGISTRATION**" in line 30.

On page 3, in line 13, strike "**DESCRIBED UNDER SUBSECTION (A) OF THIS SECTION**"; strike beginning with the colon in line 14 down through "**(II)**" in line 17; in line 17, strike "**INDIVIDUAL**" and substitute "**APPLICANT RESIDES IN THE PRECINCT IN WHICH THE APPLICANT APPLIED AND**"; in line 19, strike "**AFTER VERIFYING THAT**" and substitute "**IF**"; in line 26, strike "**ISSUE THE VOTER A PROVISIONAL BALLOT**" and substitute "**:**

(I) ISSUE THE VOTER A VOTER AUTHORITY CARD;

(II) HAVE THE VOTER SIGN THE VOTER AUTHORITY CARD; AND

(III) ISSUE THE VOTER A PROVISIONAL BALLOT";

and in line 27, strike "**THE**" and substitute "**UNLESS A LOCAL BOARD ELECTS TO MAKE THE NOTIFICATION, THE**".

On page 4, strike in their entirety lines 5 through 15, inclusive; and in line 16, strike "**(F)**" and substitute "**(E)**".

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 471 – Senators Pinsky, Nathan–Pulliam, Ferguson, King, Lam, Lee, Rosapepe, Smith, Washington, and Young

AN ACT concerning

Agriculture – Use of Antimicrobial Drugs – Limitations and Reporting Requirements

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (5) AND THE FAVORABLE REPORT.

SB0471/694338/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 471
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, after the semicolon insert "requiring the Department of Agriculture to adopt certain regulations regarding the routine administration of a medically important antimicrobial drug to dairy cattle entering a dry cycle on or before a certain date;"; in the same line, strike "owner" and substitute "veterinarian"; and in line 13, strike "of Agriculture".

AMENDMENT NO. 2

On page 2, in line 20, after the semicolon insert "**OR**"; and strike beginning with the semicolon in line 22 down through "**CYCLE**" in line 23.

On page 6, after line 10, insert:

"**(F) ON OR BEFORE JANUARY 1, 2021, THE DEPARTMENT SHALL ADOPT REGULATIONS PROHIBITING THE ROUTINE ADMINISTRATION OF A MEDICALLY IMPORTANT ANTIMICROBIAL DRUG TO DAIRY CATTLE ENTERING A DRY CYCLE EXCEPT WHEN NECESSARY BASED ON AN ASSESSMENT OF THE PRESENCE OF AN INTRAMAMMARY INFECTION.**".

AMENDMENT NO. 3

On page 4, in line 23, strike "**10**" and substitute "**300**".

AMENDMENT NO. 4

On page 6, in line 20, strike "**AN OWNER**" and substitute "**A LICENSED VETERINARIAN**"; and in line 26, after "**ACCOUNTING**" insert "**, AS PROVIDED BY THE OWNER,**".

AMENDMENT NO. 5

On page 6, in line 29, strike "December 1, 2019, and each December 1" and substitute "**FEBRUARY 1, 2020, AND EACH FEBRUARY 1**".

On page 7, in line 1, strike "**DECEMBER**" and substitute "**FEBRUARY**".

The preceding 5 amendments were read only.

Senator Jennings moved to make the Bill and Amendments a Special Order for March 13, 2019.

The motion was adopted.

Senate Bill 272 – Senators Carozza, Eckardt, Edwards, and Serafini

AN ACT concerning

State Correctional Facilities – Correctional Officers – Background Check

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE AMENDMENTS (2) OFFERED FROM THE FLOOR BY SENATOR PETERS.

FLOOR AMENDMENT

SB0272/553329/1
BY: Senators Peters and Edwards

AMENDMENTS TO SENATE BILL 272
(Bill as Printed for Third Reading)

AMENDMENT NO. 1

On page 1, in line 2, strike "State Correctional Facilities –"; in the same line, strike "Background Check" and substitute "Salary and Advertisement of Hiring"; strike beginning with "altering" in line 3 down through "change" in line 7 and substitute "stating the intent of the General Assembly that the Governor include an appropriation in the budget bill for a certain fiscal year for certain salary increases and advertising certain position openings"; and strike in their entirety lines 8 through 12, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 13 on page 1 through line 3 on page 2, inclusive, and substitute:

"SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That it is the intent of the General Assembly that the Governor include in the fiscal year 2021 budget bill an appropriation for:

(1) a 5% salary increase for correctional officers; and

(2) advertising open correctional officer positions.".

Senator Kelley moved the Bill be recommitted.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 18

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

Senate Bill 280 – Senators McCray, Beidle, Benson, Carter, Ellis, Feldman, Guzzone, Hayes, Kagan, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Labor and Employment – Payment of Wages – Minimum Wage and Enforcement (Fight for Fifteen)

SB0280/577171/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 280
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Augustine"; in line 2, strike "and Enforcement"; in line 5, after "periods" insert "and for certain employers except under certain circumstances"; strike beginning with "increasing" in line 5 down through "rate;" in line 9; and in line 9, after "repealing" insert "and altering".

On pages 1 and 2, strike beginning with "specifying" in line 12 on page 1 down through "rate" in line 16 on page 2 and substitute "requiring the Board of Public Works to make a certain determination on or before certain dates, subject to a certain exception and a certain limitation; authorizing the Board to consider certain other information under certain circumstances when making a certain determination; authorizing the Board to temporarily suspend an increase in the minimum wage rate for a certain period of time under certain circumstances, subject to a certain limitation; specifying the minimum wage rate in effect for a certain period if the Board temporarily suspends an increase to the minimum wage rate; requiring certain minimum wage rates to take effect at a certain time; requiring the Board to notify the Commissioner of Labor and Industry if the Board has temporarily suspended a certain increase in the minimum wage rate; prohibiting a rate increase for certain providers from going into effect if the Board has temporarily suspended a certain increase in the minimum wage rate; requiring the Commissioner to adopt certain regulations; requiring the Commissioner to provide a certain notification on a certain website".

On page 2, in line 18, after "providers;" insert "requiring that the Governor's proposed budget for certain fiscal years include certain rate increases for certain providers over the funding provided in certain legislative appropriations; requiring that the Governor's proposed budget for fiscal year 2021 and each fiscal year thereafter for certain providers be presented in the same manner as in a certain fiscal year budget; making conforming changes;"; in line 19, strike "altering a certain definition;"; in line 23, after "7–307" insert "and 16–201.3"; after line 25, insert:

"BY adding to
Article – Health – General
Section 16–201.4
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)";

in line 28, strike "3–103, 3–403, 3–413, 3–419, 3–423, 3–428, and 3–508" and substitute "3–413"; and after line 30, insert:

"BY adding to
Article – Labor and Employment
Section 3–413.1 and 3–419(d)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 2

On page 3, strike in their entirety lines 25 through 29, inclusive; in lines 30 and 35, strike "**(3)**" and "**(4)**", respectively, and substitute "**(2)**" and "**(3)**", respectively; and in lines 31 and 36, in each instance, strike "**5.5%**" and substitute "**5%**".

On page 4, in line 4, strike "**(5)**" and substitute "**(4)**"; in line 5, strike "**5.5%**" and substitute "**4.5%**"; strike lines 9 through 16, inclusive, and substitute:

"**(5) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2024 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2023.**

(6) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2025 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2024.

(7) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2026 SHALL INCLUDE A 3% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2025.";

and after line 23, insert:

"16–201.3.

(a) (1) In this section the following words have the meanings indicated.

(2) "Community provider" means a community–based agency or program funded by the Behavioral Health Administration or the Medical Care Programs Administration to serve individuals with mental disorders, substance–related disorders, or a combination of these disorders.

(3) "Rate" means the reimbursement rate paid by the Department to a community provider from the State General Fund, Maryland Medical Assistance Program funds, other State or federal funds, or a combination of these funds.

(b) This section does not apply to reimbursement for any service provided by a community provider whose rates are regulated by the Health Services Cost Review Commission.

(c) It is the intent of the General Assembly that a substantial portion of the rate adjustment provided under subsection (d) of this section be used to:

(1) Compensate direct care staff and licensed clinicians employed by community providers; and

(2) Improve the quality of programming provided by community providers.

(d) (1) The Governor's proposed budget for fiscal year 2019 and fiscal year 2020 shall include a 3.5% rate increase for community providers over the funding provided in the legislative appropriation for the immediately preceding fiscal year for each of the following:

(i) Object 08 Contractual Services in Program M00Q01.10 Medicaid Behavioral Health Provider Reimbursement – Medical Care Programs Administration;

(ii) Object 08 Contractual Services in Program M00L01.02 Community Services – Behavioral Health Administration; and

(iii) Object 08 Contractual Services in Program M00L01.03 Community Services for Medicaid State Fund Recipients – Behavioral Health Administration.

[(2) If the Behavioral Health Administration does not implement the payment system required under subsection (e) of this section for use in fiscal year 2021, the Governor's proposed budget for fiscal year 2021 shall include a 3% rate increase for community providers over the funding provided in the legislative appropriation for the immediately preceding fiscal year for each of the following:

(i) Object 08 Contractual Services in Program M00Q01.10 Medicaid Behavioral Health Provider Reimbursement – Medical Care Programs Administration;

(ii) Object 08 Contractual Services in Program M00L01.02 Community Services – Behavioral Health Administration; and

(iii) Object 08 Contractual Services in Program M00L01.03 Community Services for Medicaid State Fund Recipients – Behavioral Health Administration.**]**

(2) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2021 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(3) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2022 SHALL INCLUDE A 3.5% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(4) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2023 SHALL INCLUDE A 3.25% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(5) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2024 SHALL INCLUDE A 3% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(6) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2025 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(7) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2026 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

[(3)**] (8)** The Governor's proposed budget for fiscal **[**years**] YEAR** 2019 **[**through 2021**] AND EACH FISCAL YEAR THEREAFTER** for community providers shall be

presented in the same manner, including object and program information, as in the fiscal year 2018 budget.

(e) (1) The Behavioral Health Administration and the Medical Care Programs Administration jointly shall:

(i) Conduct an independent cost–driven, rate–setting study to set community provider rates for community–based behavioral health services that includes a rate analysis and an impact study that considers the actual cost of providing community–based behavioral health services;

(ii) Develop and implement a payment system incorporating the findings of the rate–setting study conducted under item (i) of this paragraph, including projected costs of implementation and recommendations to address any potential shortfall in funding; and

(iii) Consult with stakeholders, including community providers and individuals receiving services, in conducting the rate–setting study and developing the payment system required by this paragraph.

(2) The Administration, on or before September 30, 2019, shall complete the study required under paragraph (1)(i) of this subsection.

(3) The Administration shall adopt regulations to implement the payment system required by paragraph (1) of this subsection.

(f) If services of community providers are provided through managed care organizations, the managed care organizations shall:

(1) Pay the rate in effect during the immediately preceding fiscal year for the first fiscal year the managed care organizations provide the services; and

(2) Adjust the rate for community providers each fiscal year by at least the same amount that otherwise would have been required under subsection (d) of this section.

(g) Increased funding provided under subsection (d) of this section may be used only to increase the rates paid to:

(1) Community providers accredited by a State–approved accrediting body and licensed by the State; and

(2) Health care providers who are acting within the scopes of practice of the health care providers' licenses or certificates as specified under the Health Occupations Article.

(h) (1) On or before December 1, 2018, the Department shall submit an interim report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the delivery system through which community–based behavioral health services should be provided and any preliminary recommendations regarding the payment system required under this section.

(2) On or before December 1, 2019, and on or before December 1 each year thereafter, the Department shall submit a report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the impact of the rate adjustments and the payment system required under this section on community providers, including the impact on:

(i) The wages and salaries paid and the benefits provided to direct care staff and licensed clinicians employed by community providers;

(ii) The tenure and turnover of direct care staff and licensed clinicians employed by community providers; and

(iii) The ability of community providers to recruit qualified direct care staff and licensed clinicians.

(3) The Department may require a community provider to submit, in the form and manner required by the Department, information that the Department considers necessary for completion of the report required under paragraph (2) of this subsection.

16–201.4.

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

(2) "PROVIDER" MEANS A PROVIDER OF:

(I) NURSING HOME SERVICES;

(II) MEDICAL DAY CARE SERVICES;

(III) PRIVATE DUTY NURSING SERVICES;

(IV) PERSONAL CARE SERVICES;

(V) HOME– AND COMMUNITY–BASED SERVICES; AND

(VI) SERVICES PROVIDED THROUGH THE COMMUNITY FIRST CHOICE PROGRAM.

(3) "RATE" MEANS THE REIMBURSEMENT RATE PAID BY THE DEPARTMENT TO PROVIDERS OF NURSING HOME, MEDICAL DAY CARE, PRIVATE DUTY NURSING, PERSONAL CARE, AND HOME– AND COMMUNITY–BASED SERVICES AND SERVICES PROVIDED THROUGH THE COMMUNITY FIRST CHOICE PROGRAM FROM THE STATE GENERAL FUND, MARYLAND MEDICAL ASSISTANCE PROGRAM FUNDS, OTHER STATE OR FEDERAL FUNDS, OR A COMBINATION OF THESE FUNDS.

(B) (1) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2021 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(2) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2022 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(3) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2023 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(4) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2024 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(5) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2025 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(6) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2026 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(7) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER SHALL BE PRESENTED IN THE SAME MANNER, INCLUDING OBJECT AND PROGRAM INFORMATION, AS IN THE FISCAL YEAR 2020 BUDGET.".

AMENDMENT NO. 3

On pages 4 through 7, strike in their entirety the lines beginning with line 25 on page 4 through line 23 on page 7, inclusive.

AMENDMENT NO. 4

On pages 7 and 8, strike in their entirety the lines beginning with line 27 on page 7 through line 2 on page 8, inclusive.

On page 8, in line 3, strike "**(3)**" and substitute "**(2)**"; after line 3, insert:

"**(3) "SMALL EMPLOYER" MEANS AN EMPLOYER THAT EMPLOYS 14 OR FEWER EMPLOYEES.**";

in line 4, strike the brackets; in the same line, strike "§ 3–414" and substitute "**§§ 3–413.1 AND 3–414**"; in line 20, strike "The" and substitute "**SUBJECT TO § 3–413.1 OF THIS SUBTITLE AND EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE**"; in line 26, strike "**12–MONTH**" and substitute "**18–MONTH**"; and in line 28, strike "**JULY 1, 2019,**" and substitute "**JANUARY 1, 2020,**".

On page 9, in line 2, strike "**JULY 1, 2020,**" and substitute "**JANUARY 1, 2021,**"; in line 3, strike "**$12.00**" and substitute "**$11.75**"; in line 4, strike "**JULY 1, 2021,**" and substitute "**JANUARY 1, 2022,**"; in line 5, strike "**$13.00**" and substitute "**$12.50**"; in line 6, strike "**JULY 1, 2022,**" and substitute "**JANUARY 1, 2023,**"; in line 7, strike "**$14.00**" and substitute "**$13.25**"; in line 8, strike "**JULY 1, 2023,**" and substitute "**JANUARY 1, 2024,**"; in line 9, strike "**$15.00**" and substitute "**$14.00**"; and after line 9, insert:

"**(VIII) BEGINNING JANUARY 1, 2025, $15.00 PER HOUR.**

(2) SUBJECT TO § 3–413.1 OF THIS SUBTITLE, THE STATE MINIMUM WAGE RATE FOR A SMALL EMPLOYER IS:

(I) FOR THE 18–MONTH PERIOD BEGINNING JULY 1, 2018, $10.10 PER HOUR;

(II) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2020, $11.00 PER HOUR;

(III) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2021, $11.50 PER HOUR;

(IV) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2022, $12.00 PER HOUR;

(V) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2023, $12.50 PER HOUR;

(VI) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2024, $13.00 PER HOUR;

(VII) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2025, $13.50 PER HOUR;

(VIII) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2026, $14.00 PER HOUR;

(IX) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2027, $14.50 PER HOUR; AND

(X) BEGINNING JANUARY 1, 2028, $15.00 PER HOUR.".

On pages 9 and 10, strike in their entirety the lines beginning with line 10 on page 9 through line 3 on page 10, inclusive.

On page 10, in line 4, strike the bracket; strike beginning with "(1)" in line 4 down through the first "an" in line 5 and substitute "**AN**"; in line 7, strike "20" and substitute "**18**"; and strike in their entirety lines 8 through 20, inclusive, and substitute:

"**3–413.1.**

(A) IN THIS SECTION, "BOARD" MEANS THE BOARD OF PUBLIC WORKS.

(B) (1) SUBJECT TO SUBSECTION (D) OF THIS SECTION AND EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, ON OR BEFORE OCTOBER 1,

2020, AND OCTOBER 1 EACH YEAR THEREAFTER UNTIL OCTOBER 1, 2024, THE BOARD SHALL DETERMINE WHETHER THE SEASONALLY ADJUSTED TOTAL EMPLOYMENT FROM THE CURRENT EMPLOYMENT STATISTICS SERIES AS REPORTED BY THE U.S. BUREAU OF LABOR STATISTICS FOR THE MOST RECENT 6–MONTH PERIOD IS NEGATIVE AS COMPARED WITH THE IMMEDIATELY PRECEDING 6–MONTH PERIOD.

(2) THE BOARD IS NOT REQUIRED TO MAKE A DETERMINATION UNDER PARAGRAPH (1) OF THIS SUBSECTION IF THE BOARD HAS PREVIOUSLY TEMPORARILY SUSPENDED AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE.

(C) (1) SUBJECT TO SUBSECTION (D) OF THIS SECTION, THE BOARD MAY TEMPORARILY SUSPEND AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE IF THE BOARD DETERMINED UNDER SUBSECTION (B)(1) OF THIS SECTION THAT THE SEASONALLY ADJUSTED TOTAL EMPLOYMENT IS NEGATIVE.

(2) IF THE SEASONALLY ADJUSTED TOTAL EMPLOYMENT IS NEGATIVE, THE BOARD MAY CONSIDER THE PERFORMANCE OF STATE REVENUES IN THE PREVIOUS 6 MONTHS, AS REPORTED BY THE OFFICE OF THE COMPTROLLER, IN DETERMINING WHETHER TO TEMPORARILY SUSPEND AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE.

(D) THE BOARD MAY TEMPORARILY SUSPEND AN INCREASE TO THE MINIMUM WAGE RATE UNDER SUBSECTION (C)(1) OF THIS SECTION ONLY ONE TIME.

(E) IF THE BOARD TEMPORARILY SUSPENDS AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE:

(1) THE MINIMUM WAGE RATE IN EFFECT FOR THE PERIOD BEGINNING THE FOLLOWING JANUARY 1 SHALL REMAIN THE SAME AS THE RATE THAT WAS IN EFFECT FOR THE IMMEDIATELY PRECEDING 12–MONTH PERIOD;

(2) THE REMAINING MINIMUM WAGE RATES SPECIFIED IN § 3–413 OF THIS SUBTITLE SHALL TAKE EFFECT 1 YEAR LATER THAN THE DATE SPECIFIED;

(3) THE BOARD SHALL NOTIFY THE COMMISSIONER THAT THE MINIMUM WAGE RATE INCREASE FOR THE PERIOD BEGINNING THE FOLLOWING JANUARY 1 IS SUSPENDED FOR 1 YEAR; AND

(4) A RATE INCREASE UNDER §§ 7–307, 16–201.3, AND 16–201.4 OF THE HEALTH – GENERAL ARTICLE FOR THE IMMEDIATELY FOLLOWING FISCAL YEAR MAY NOT GO INTO EFFECT.

3–419.

(D) (1) THE COMMISSIONER SHALL ADOPT REGULATIONS, IN CONSULTATION WITH PAYROLL SERVICE PROVIDERS AND RESTAURANT INDUSTRY TRADE GROUP REPRESENTATIVES, TO REQUIRE RESTAURANT EMPLOYERS THAT INCLUDE A TIP CREDIT AS PART OF THE WAGE OF AN EMPLOYEE TO PROVIDE TIPPED EMPLOYEES WITH A WRITTEN OR ELECTRONIC WAGE STATEMENT FOR EACH PAY PERIOD THAT SHOWS THE EFFECTIVE HOURLY TIP RATE AS DERIVED FROM EMPLOYER–PAID CASH WAGES PLUS ALL REPORTED TIPS FOR TIP CREDIT HOURS WORKED EACH WORKWEEK OF THE PAY PERIOD.

(2) THE COMMISSIONER SHALL PROVIDE NOTIFICATION OF THE TIP CREDIT WAGE STATEMENT REGULATIONS ON THE DEPARTMENT'S WEBSITE.".

AMENDMENT NO. 5

On pages 10 through 18, strike in their entirety the lines beginning with line 21 on page 10 through line 11 on page 18, inclusive.

The preceding 5 amendments were read only.

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

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 19

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

House Bill 166 – Delegates Fennell, Hettleman, Acevero, Anderson, Atterbeary, B. Barnes, D. Barnes, Barron, Bartlett, Barve, Boyce, Bridges, Brooks,

Charkoudian, Charles, Clippinger, Conaway, Crutchfield, Cullison, D.M. Davis, D.E. Davis, Dumais, Ebersole, Feldmark, W. Fisher, Fraser–Hidalgo, Gilchrist, Glenn, Harrison, Haynes, Healey, Hill, Ivey, Jackson, Jalisi, Johnson, Jones, Kaiser, Kelly, Kerr, Korman, Lafferty, J. Lewis, R. Lewis, Lierman, Lopez, Love, Luedtke, McIntosh, Moon, Mosby, Palakovich Carr, Patterson, Pena–Melnyk, Pendergrass, Proctor, Qi, Queen, Reznik, Rogers, Rosenberg, Shetty, Smith, Solomon, Stewart, Sydnor, Terrasa, Turner, Valderrama, Valentino–Smith, Walker, Washington, R. Watson, Wells, Wilkins, K. Young, and P. Young

AN ACT concerning

Labor and Employment – Payment of Wages – Minimum Wage ~~and Enforcement~~ (Fight for Fifteen)

HB0166/697470/1

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 166
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "periods" insert "and for certain employers".

On page 2, in line 42, after "rate;" insert "requiring the Commissioner to adopt certain regulations; requiring the Commissioner to provide a certain notification on a certain website;".

On page 3, in line 23, after "3–413.1" insert "and 3–419(d)".

AMENDMENT NO. 2

On page 4, in lines 31 and 36, in each instance, strike "**3%**" and substitute "**5%**".

On page 5, in line 4, strike "**3%**" and substitute "**4.5%**"; and in lines 17 and 22, in each instance, strike "**3%**" and substitute "**4%**".

On page 7, in line 21, strike "**3%**" and substitute "**3.5%**"; and in line 33, strike "**3%**" and substitute "**3.25%**".

On page 8, in line 24, strike "**3%**" and substitute "**4%**".

On page 9, in line 5, strike "**3%**" and substitute "**4%**".

AMENDMENT NO. 3

On page 16, strike lines 4 through 10, inclusive; and after line 10, insert:

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

(2) "EMPLOYER" INCLUDES A GOVERNMENTAL UNIT.

(3) "SMALL EMPLOYER" MEANS AN EMPLOYER THAT EMPLOYS 14 OR FEWER EMPLOYEES.";

in line 27, after "(c)" insert "**(1)**"; and in the same line, after "**SUBTITLE**" insert "**AND EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION**".

On page 17, in lines 3, 5, 7, 9, 11, 13, 15, and 17, strike "**(1)**", "**(2)**", "**(3)**", "**(4)**", "**(5)**", "**(6)**", "**(7)**", and "**(8)**", respectively, and substitute "**(I)**", "**(II)**", "**(III)**", "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", and "**(VIII)**", respectively; and after line 17, insert:

"**(2) SUBJECT TO § 3–413.1 OF THIS SUBTITLE, THE STATE MINIMUM WAGE RATE FOR A SMALL EMPLOYER IS:**

(I) FOR THE 18–MONTH PERIOD BEGINNING JULY 1, 2018, $10.10 PER HOUR;

(II) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2020, $11.00 PER HOUR;

(III) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2021, $11.50 PER HOUR;

(IV) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2022, $12.00 PER HOUR;

(V) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2023,

$12.50 PER HOUR;

(VI) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2024, $13.00 PER HOUR;

(VII) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2025, $13.50 PER HOUR;

(VIII) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2026, $14.00 PER HOUR;

(IX) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2027, $14.50 PER HOUR; AND

(X) BEGINNING JANUARY 1, 2028, $15.00 PER HOUR.".

On page 20, after line 3, insert:

"3–419.

(D) (1) THE COMMISSIONER SHALL ADOPT REGULATIONS, IN CONSULTATION WITH PAYROLL SERVICE PROVIDERS AND RESTAURANT INDUSTRY TRADE GROUP REPRESENTATIVES, TO REQUIRE RESTAURANT EMPLOYERS THAT INCLUDE A TIP CREDIT AS PART OF THE WAGE OF AN EMPLOYEE TO PROVIDE TIPPED EMPLOYEES WITH A WRITTEN OR ELECTRONIC WAGE STATEMENT FOR EACH PAY PERIOD THAT SHOWS THE EFFECTIVE HOURLY TIP RATE AS DERIVED FROM EMPLOYER–PAID CASH WAGES PLUS ALL REPORTED TIPS FOR TIP CREDIT HOURS WORKED EACH WORKWEEK OF THE PAY PERIOD.

(2) THE COMMISSIONER SHALL PROVIDE NOTIFICATION OF THE TIP CREDIT WAGE STATEMENT REGULATIONS ON THE DEPARTMENT'S WEBSITE.".

The preceding 3 amendments were read only.

Senator Kelley moved to make the Bill and Amendments a Special Order for March 13, 2019.

The motion was adopted.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 19

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

Senate Bill 74 – Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Higher Education Commission)

AN ACT concerning

Higher Education – Charles W. Riley Firefighter and Ambulance and Rescue Squad Member Scholarship – Alterations

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 165 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Salling, Serafini, Simonaire, and West

AN ACT concerning

Safe Schools Maryland Act of 2019

SB0165/294735/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 165
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "systems" insert "and certain schools"; in line 7, after "system" insert "or school"; in line 11, after "Act;" insert "authorizing certain documents and information to be provided to certain persons under certain circumstances;"; in line 20, strike the second "a"; and in line 21, strike "term" and substitute "terms".

AMENDMENT NO. 2

On page 2, in line 4, after "**(A)**" insert "**(1)**"; in the same line, strike the comma and substitute "**THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2)";

in the same line, strike "**PROGRAM**" and substitute "**PROGRAM**"; and after line 5, insert:

"**(3) "SCHOOL" INCLUDES A PUBLIC SCHOOL AND A NONPUBLIC SCHOOL.**".

AMENDMENT NO. 3

On page 2, in lines 11 and 15, in each instance, after "**SYSTEMS**" insert "**OR SCHOOLS**"; in line 16, after "**SYSTEM**" insert "**OR SCHOOL**"; in line 19, strike "**INDIVIDUAL**"; and in line 24, after "**SYSTEMS**" insert "**AND SCHOOLS**".

AMENDMENT NO. 4

On page 2, in line 30, strike "**A**" and substitute "**THIS SUBSECTION APPLIES TO A DOCUMENT SENT TO, OR INFORMATION REPORTED UNDER, THE PROGRAM THAT IS IN POSSESSION OF:**

(I) THE CENTER, A LOCAL SCHOOL SYSTEM, OR A SCHOOL UNDER THE PROGRAM;

(II) A PERSON DESCRIBED UNDER PARAGRAPH (3) OF THIS SUBSECTION; OR

(III) A PERSON AUTHORIZED TO POSSESS THE DOCUMENT OR INFORMATION UNDER REGULATIONS ADOPTED BY THE SUBCABINET.

(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A".

On page 3, in line 1, strike "**OR**" and substitute a comma; in the same line, after "**SYSTEM**" insert "**, OR A SCHOOL**"; after line 5, insert:

"**(3) IF THERE ARE REASONABLE GROUNDS TO BELIEVE THAT AN INDIVIDUAL IS A DANGER TO THE INDIVIDUAL, ANOTHER INDIVIDUAL, OR PUBLIC SAFETY, THE CENTER, A LOCAL SCHOOL SYSTEM, OR A SCHOOL MAY PROVIDE A DOCUMENT SENT TO, OR INFORMATION REPORTED UNDER, THE PROGRAM TO THE FOLLOWING PERSONS IN THE PERFORMANCE OF THE PERSON'S DUTIES:**

(I) A FEDERAL, STATE, OR LOCAL LAW ENFORCEMENT AGENCY;

(II) THE MARYLAND EMERGENCY MANAGEMENT AGENCY OR LOCAL ORGANIZATIONS FOR EMERGENCY MANAGEMENT; AND

(III) A HEALTH CARE PROFESSIONAL FOR PURPOSES OF PROVIDING TREATMENT TO THE INDIVIDUAL.";

and in lines 6 and 22, strike "**(2)**" and "**(3)**", respectively, and substitute "**(4)**" and "**(5)**", respectively.

AMENDMENT NO. 5

On page 3, in line 26, after "**PERSON**" insert "**WHO ACTS WITH REASONABLE CARE AND IN ACCORDANCE WITH ALL APPLICABLE REGULATIONS, PROCEDURES, AND PROGRAM GUIDANCE**".

On page 4, in line 6, strike "**OR**" and substitute a comma; and in line 7, after "**SYSTEM**" insert "**, OR SCHOOL**".

The preceding 5 amendments were read only.

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

The motion was adopted.

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

Senate Bill 399 – Senators Pinsky, Augustine, Elfreth, Ferguson, Hayes, McCray, Washington, Young, and Zucker

AN ACT concerning

Private Career Schools and For–Profit Institutions of Higher Education – Disclosures and Regulation

SB0399/364433/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 399

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before "Private" insert "Consumer Protection –"; in line 3, strike "and Regulation"; strike beginning with "prohibiting" in line 8 down through "term;" in line 13; in line 13, strike "the regulation of" and substitute "disclosures required to be made by".

On pages 1 and 2, strike in their entirety the lines beginning with line 20 on page 1 through line 2 on page 2, inclusive.

AMENDMENT NO. 2

On page 2, in line 30, after the semicolon, insert "**AND**".

On page 3, strike beginning with "**; AND**" in line 2 down through "**YEARS**" in line 5.

On pages 3 through 5, strike in their entirety the lines beginning with line 22 on page 3 through line 27 on page 5, inclusive.

On page 5, in line 28, strike "3." and substitute "2.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 537 – Senators Lam, Augustine, Beidle, Benson, Carter, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Kagan, Kelley, King, Kramer, Lee, McCray, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Higher Education – Tuition Rates – Exemptions

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 22

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

Senate Bill 830 – Senator Elfreth

AN ACT concerning

Natural Resources – Fishery Management Plans – Oysters

SB0830/854236/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 830
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first "of" insert "requiring the Department of Natural Resources to convene the Oyster Advisory Commission, in coordination with the University of Maryland Center for Environmental Science, on or before a certain date; providing for the membership of the Commission; requiring certain persons to provide information to the Commission under certain circumstances but prohibiting certain persons from participating as voting members; establishing certain requirements for the fishery management plan for oysters;"; in the same line, strike "of Natural Resources"; in lines 4 and 5, strike "Science, to convene a certain stakeholder workgroup" and substitute "Science and the Commission,"; in lines 6 and 7, strike "providing for the membership of the stakeholder workgroup;"; in lines 7 and 8, strike "stakeholder workgroup" and substitute "Commission"; in line 9, strike "review certain oyster management actions and"; in line 11, after "actions;" insert "authorizing the Commission to meet and deliberate in closed session for a certain purpose, notwithstanding a certain provision of law;"; in line 14, after

"actions;" insert "providing for the termination of the terms of certain members of the Commission; requiring the Secretary of Natural Resources to convene the Commission in a certain manner; requiring the Department to implement a certain Fishery Management Plan for Oysters subject to certain requirements;"; after line 15, insert:

"BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–204(c) and 4–215(e)(4)
Annotated Code of Maryland
(2018 Replacement Volume)";

and strike in their entirety lines 21 through 25, inclusive.

On page 2, in lines 20 and 21, strike "now, therefore," and substitute "and"; and after line 21, insert:

"WHEREAS, It is the intent of the General Assembly that the recommendations of this Commission be the fishery management plan for oysters; now, therefore,".

AMENDMENT NO. 2

On page 2, in lines 8 and 9, strike "1% of historic populations" and substitute "a historic low"; in line 18, after "process" insert ", as demonstrated by the OysterFutures model which utilizes a 60–40 balance of stakeholders,"; after line 24, insert:

"4–204.

(c) (1) There is an Oyster Advisory Commission in the Department.

(2) **(I)** **[**The Commission consists of members appointed by the Secretary**] ON OR BEFORE JUNE 1, 2019, AND SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE DEPARTMENT SHALL, IN COORDINATION WITH THE UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE, CONVENE THE MEMBERS OF THE COMMISSION**.

(II) THE COMMISSION SHALL ONLY INCLUDE:

1. A REPRESENTATIVE FROM EACH COUNTY OYSTER COMMITTEE ESTABLISHED UNDER § 4–1106(B) OF THIS TITLE DESIGNATED BY THE COMMITTEE;

2. A REPRESENTATIVE FROM THE MARYLAND WATERMEN'S ASSOCIATION DESIGNATED BY THE ASSOCIATION;

3. A REPRESENTATIVE FROM THE MARYLAND OYSTERMEN'S ASSOCIATION DESIGNATED BY THE ASSOCIATION;

4. A REPRESENTATIVE FROM THE AQUACULTURE INDUSTRY DESIGNATED BY THE AQUACULTURE COORDINATING COUNCIL;

5. A REPRESENTATIVE FROM THE COMMERCIAL SEAFOOD BUYER INDUSTRY DESIGNATED BY THE SECRETARY;

6. A REPRESENTATIVE FROM THE COASTAL CONSERVATION ASSOCIATION OF MARYLAND DESIGNATED BY THE ASSOCIATION;

7. A REPRESENTATIVE FROM THE CHESAPEAKE BAY FOUNDATION DESIGNATED BY THE FOUNDATION;

8. A REPRESENTATIVE FROM THE NATURE CONSERVANCY DESIGNATED BY THE CONSERVANCY;

9. A REPRESENTATIVE FROM THE SHORERIVERS RIVERKEEPER ASSOCIATION DESIGNATED BY THE ASSOCIATION;

10. A REPRESENTATIVE FROM THE ARUNDEL RIVERS FEDERATION DESIGNATED BY THE FEDERATION;

11. A REPRESENTATIVE FROM THE OYSTER RECOVERY PARTNERSHIP, DESIGNATED BY THE PARTNERSHIP;

12. A REPRESENTATIVE FROM THE CHESAPEAKE BAY COMMISSION DESIGNATED BY THE CHESAPEAKE BAY COMMISSION;

13. A REPRESENTATIVE FROM BLUE OYSTER ENVIRONMENTAL DESIGNATED BY BLUE OYSTER ENVIRONMENTAL;

14. A REPRESENTATIVE FROM THE NATIONAL AQUARIUM DESIGNATED BY THE NATIONAL AQUARIUM; AND

15. A REPRESENTATIVE FROM THE UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE DESIGNATED BY THE CENTER.

(3) THE FOLLOWING PERSONS SHALL PROVIDE INFORMATION TO THE COMMISSION AT THE REQUEST OF THE COMMISSION BUT MAY NOT PARTICIPATE AS VOTING MEMBERS:

(I) STATE AND FEDERAL AGENCIES TASKED WITH OYSTER MANAGEMENT AND RESTORATION RESPONSIBILITIES, INCLUDING THE DEPARTMENT, THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, AND THE U.S. ARMY CORPS OF ENGINEERS;

(II) TWO MEMBERS OF THE SENATE, ONE FROM EACH POLITICAL PARTY, APPOINTED BY THE PRESIDENT OF THE SENATE; AND

(III) TWO MEMBERS OF THE HOUSE OF DELEGATES, ONE FROM EACH POLITICAL PARTY, APPOINTED BY THE SPEAKER OF THE HOUSE.

[(3)**] (4)** The Commission shall:

(i) Provide the Department with advice on matters related to oysters in the Chesapeake Bay;

(ii) Review the best possible science and recommend changes to the framework and strategies for rebuilding and managing the oyster population in the Chesapeake Bay under the Chesapeake Bay Oyster Management Plan;

(iii) Review the latest findings relevant to the Environmental Impact Statement evaluating oyster restoration alternatives for the Chesapeake Bay;

(iv) Review any other scientific, economic, or cultural information relevant to oysters in the Chesapeake Bay; **[**and**]**

(V) DEVELOP A PACKAGE OF CONSENSUS RECOMMENDATIONS, IN COORDINATION WITH THE DEPARTMENT, FOR ENHANCING AND IMPLEMENTING THE FISHERY MANAGEMENT PLAN FOR OYSTERS UNDER § 4–215 OF THIS SUBTITLE; AND

[(v)**] (VI)** By December 31, 2007 and to the extent reasonably appropriate, report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on:

1. Strategies to minimize the impact of oyster disease, including the State repletion program and bar cleaning;

2. The framework and effectiveness of the oyster sanctuary, harvest reserve, and repletion programs, and the overall management of natural oyster bars, after performing a cost–benefit analysis that considers biological, ecological, economic, and cultural issues;

3. Strategies to maximize the ecological benefits of natural oyster bars; and

4. Strategies to improve enforcement of closed oyster areas.".

AMENDMENT NO. 3

On page 3, in line 1, after "**MEASUREMENTS**" insert "**RECOMMENDED BY THE OYSTER ADVISORY COMMISSION UNDER PARAGRAPH (5) OF THIS SUBSECTION AND**"; in line 3, after "(ii)" insert "**THE FISHERY MANAGEMENT PLAN DEVELOPED IN ACCORDANCE WITH PARAGRAPH (5) OF THIS SUBSECTION SHALL:**

1. END THE OVERFISHING OF OYSTERS IN ALL AREAS AND REGIONS OF THE CHESAPEAKE BAY AND ITS TRIBUTARIES WHERE OVERFISHING HAS OCCURRED ACCORDING TO BIOLOGICAL REFERENCE POINTS ESTABLISHED BY THE MOST RECENT OYSTER STOCK ASSESSMENT WHILE MAINTAINING A HARVEST IN THE FISHERY;

2. ACHIEVE FISHING MORTALITY RATES AT TARGET LEVELS;

3. INCREASE OYSTER ABUNDANCE;

4. INCREASE OYSTER HABITAT; AND

5. FACILITATE THE LONG–TERM SUSTAINABLE HARVEST OF OYSTERS.

(III)";

in line 12, after "**SCIENCE**" insert "**AND THE OYSTER ADVISORY COMMISSION**"; and in lines 12 and 13, strike "**CONVENE A STAKEHOLDER WORKGROUP TO**".

On pages 3 and 4, strike in their entirety the lines beginning with line 27 on page 3 through line 14 on page 4, inclusive.

On page 4, in line 15, strike "**(III)**" and substitute "**(II)**"; in the same line, strike "**STAKEHOLDER WORKGROUP**" and substitute "**OYSTER ADVISORY COMMISSION**"; strike beginning with "**REVIEW**" in line 20 down through "**ADDITIONAL**" in line 21 and substitute "**RECOMMEND**"; in lines 26 and 27, strike "**STAKEHOLDER WORKGROUP**" and substitute "**ITS**"; and after line 27, insert:

"**(III) NOTWITHSTANDING § 3–305 OF THE GENERAL PROVISIONS ARTICLE, THE OYSTER ADVISORY COMMISSION MAY MEET AND DELIBERATE IN CLOSED SESSION TO DEVELOP THE PACKAGE OF CONSENSUS RECOMMENDATIONS FOR ENHANCING AND IMPLEMENTING THE FISHERY MANAGEMENT PLAN FOR OYSTERS UNDER THIS PARAGRAPH.**".

AMENDMENT NO. 4

On page 5, after line 13, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The terms of the members serving on the Oyster Advisory Commission established under § 4–204(c) of the Natural Resources Article before the effective date of this Act shall terminate on the effective date of this Act.

(b) The Secretary of Natural Resources shall convene the new members of the Oyster Advisory Commission in accordance with the provisions of Section 1 of this Act.

(c) The terms of the new members convened under subsection (b) of this section shall begin on the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That the Department shall implement the 2019 Fishery Management Plan for Oysters pending the development of consensus recommendations in accordance with this Act.";

and in line 14, strike "2." and substitute "4.".

The preceding 4 amendments were read only.

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

The motion was adopted.

BUDGET AND TAXATION COMMITTEE REPORT NO. 10

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 164 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Guzzone, Hershey, Hough, Jennings, Ready, Salling, Serafini, Simonaire, and West

AN ACT concerning

Maryland Department of Health – Capital and Grant Programs – State Grants

SB0164/879632/1
BY: Budget and Taxation Committee

AMENDMENT TO SENATE BILL 164
(First Reading File Bill)

On page 1, in the sponsor line, strike "and West" and substitute "West, Elfreth, Ferguson, Griffith, King, McCray, Peters, Rosapepe, and Zucker".

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. 16

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 793 – Senator Hayes (By Request)

SECOND PRINTING

AN ACT concerning

Community Safety and Strengthening Act

SB0793/408976/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 793
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 27, after "circumstances;" insert "requiring the University to maintain a police department in which a certain percentage of the workforce are residents of Baltimore City under certain circumstances; requiring the University to employ not more than a certain number of employees within the police department under certain circumstances; requiring the University to host a certain number of job events, at certain sites in Baltimore City, at which individuals are interviewed for the police department workforce;"; and in line 28, after "circumstances;" insert "requiring the University to require University police officers to wear body–worn cameras in a certain manner under certain circumstances;".

On page 2, in line 8, after "bargaining;" insert "requiring the University to allow a person or a governmental unit to access certain information in a certain manner under certain circumstances; providing that the University, the police department, and the officers, employees, and agents of the University or police department are not entitled to certain immunities and may not raise a certain defense under certain circumstances; providing that no action may be maintained against the State under certain circumstances; requiring the Department of Legislative Services to conduct a certain evaluation on or before a certain date in a certain manner, under certain circumstances; requiring the Department of Legislative Services to prepare certain legislation under certain circumstances; requiring the Department of Legislative Services to issue a certain report relating to the modification or termination of certain provisions of this Act under certain circumstances;"; and in line 18, after "terms;" insert "providing for the construction of certain provisions of this Act; providing for the termination of certain provisions of this Act, under certain circumstances;".

On page 3, in line 14, strike "24–1209" and substitute "24–1212".

AMENDMENT NO. 2

On page 5, in line 17, after "**$3,500,000**" insert "**TO THE LOCAL MANAGEMENT BOARD FOR BALTIMORE CITY**".

AMENDMENT NO. 3

On page 8, strike beginning with "**IN**" in line 27 down through "**UNIVERSITY**" in line 28; in line 28, strike "**AND**"; and after line 28, insert:

"**(II) LOCATED ON:**

1. THE HOMEWOOD CAMPUS, MEANING THE AREA BOUNDED BY WEST UNIVERSITY PARKWAY AND EAST UNIVERSITY PARKWAY ON THE NORTH, EAST 28TH STREET AND WEST 28TH STREET ON THE SOUTH, REMINGTON AVENUE AND STONY RUN STREAM ON THE WEST, AND NORTH CALVERT STREET ON THE EAST;

2. THE EAST BALTIMORE CAMPUS, MEANING THE AREA BOUNDED BY EAST EAGER STREET ON THE NORTH, EAST BALTIMORE STREET ON THE SOUTH, NORTH CAROLINE STREET ON THE WEST, AND NORTH CASTLE STREET ON THE EAST; OR

3. THE PEABODY CAMPUS, MEANING THE AREA BOUNDED BY WEST MADISON STREET AND EAST MADISON STREET ON THE NORTH, EAST HAMILTON STREET AND WEST HAMILTON STREET ON THE SOUTH, CATHEDRAL STREET ON THE WEST, AND SAINT PAUL STREET ON THE EAST; AND".

On page 9, in line 1, strike "**(II)**" and substitute "**(III)**"; and in lines 12 and 15, in each instance, strike "**SECTION**" and substitute "**SUBTITLE**".

On page 10, strike beginning with "**CONCURRENTLY**" in line 11 down through "**WITHIN**" in line 12 and substitute "**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, WITHIN**"; in line 13, strike "**AN**" and substitute "**THE**"; in line 15, after "**(II)**" insert "**A UNIVERSITY POLICE OFFICER MAY EXERCISE THESE POWERS WITHIN AREAS ADJACENT TO THE CAMPUS AREA ONLY IF:**

1. THE UNIVERSITY RECEIVES A MAJORITY OF SUPPORT FROM THE MEMBERS OF THE RELEVANT CAMPUS–ADJACENT COMMUNITIES FOR THE POLICE DEPARTMENT TO OPERATE IN THEIR COMMUNITIES; AND

2. THE BALTIMORE CITY COUNCIL APPROVES A RESOLUTION AFFIRMING THAT THE UNIVERSITY HAS RECEIVED THE SUPPORT REQUIRED UNDER ITEM 1 OF THIS SUBPARAGRAPH AND SPECIFYING THE CAMPUS–ADJACENT COMMUNITY AREAS IN WHICH THE POLICE DEPARTMENT IS AUTHORIZED TO OPERATE.

(III)";

strike beginning with "**PROPERTY**" in line 20 down through "**UNIVERSITY**" in line 21 and substitute "**A CAMPUS AREA**"; and in line 23, after the second "**CITY**" insert "**IF:**

A. THERE IS A SUDDEN AND UNFORESEEN EMERGENCY OF SUCH PUBLIC GRAVITY AND URGENCY THAT IT REQUIRES AN IMMEDIATE RESPONSE TO PROTECT THE PUBLIC WELFARE; AND

B. THE MAYOR ISSUES AN ORDER DECLARING AN EMERGENCY THAT SPECIFIES THE MANNER IN WHICH THE POLICE OFFICER'S POWERS WILL BE EXERCISED".

AMENDMENT NO. 4

On page 10, in line 28, before "**IF**" insert "**(A)**".

On page 11, strike beginning with the comma in line 27 down through "**DEVICES**" in line 28.

On page 12, in line 19, strike the second "**AND**"; in line 20, after "**(4)**" insert "**SUBJECT TO SUBSECTION (B) OF THIS SECTION, WITHIN 5 YEARS AFTER THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING UNDER § 24–1202 OF THIS SUBTITLE, MAINTAIN A POLICE DEPARTMENT IN WHICH AT LEAST 25% OF THE POLICE DEPARTMENT'S WORKFORCE ARE RESIDENTS OF BALTIMORE CITY;**

(5) REQUIRE UNIVERSITY POLICE OFFICERS TO WEAR BODY–WORN CAMERAS IN ACCORDANCE WITH:

(I) PROCEDURES ADOPTED BY THE UNIVERSITY; AND

(II) THE BODY–WORN CAMERA POLICY ESTABLISHED BY THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION UNDER § 3–511 OF THE PUBLIC SAFETY ARTICLE;

(6) EMPLOY NOT MORE THAN 100 EMPLOYEES WITHIN THE POLICE DEPARTMENT; AND

(7)";

and after line 22, insert:

"**(B) SUBSECTION (A)(4) OF THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THE UNIVERSITY TO HIRE AN OFFICER WHO:**

(1) DOES NOT MEET THE POLICE OFFICER CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION SPECIFIED UNDER § 3–209 OF THE PUBLIC SAFETY ARTICLE; OR

(2) FAILS AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER SUBSECTION (A)(2) OF THIS SECTION.

(C) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY SHALL HOST OR PARTICIPATE IN AT LEAST FOUR JOB EVENTS IN EACH CALENDAR YEAR, LOCATED IN DIFFERENT SITES IN BALTIMORE CITY, REPRESENTATIVE OF THE BALTIMORE CITY COMMUNITY, AT WHICH INDIVIDUALS ARE INTERVIEWED FOR POSITIONS IN THE POLICE DEPARTMENT WORKFORCE.".

AMENDMENT NO. 5

On page 13, in line 29, after "**BOARD**" insert "**WITH THE ADVICE AND CONSENT OF THE SENATE**".

On page 14, in line 6, after "**SUBSECTION**" insert "**WITH THE ADVICE AND CONSENT OF THE SENATE**".

AMENDMENT NO. 6

On page 15, after line 6, insert:

"**(2) THE FOLLOWING INFORMATION RELATING TO INDIVIDUALS WHO APPLIED TO JOIN THE UNIVERSITY POLICE DEPARTMENT WORKFORCE:**

(I) THE TOTAL NUMBER OF INDIVIDUALS WHO APPLIED, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(II) THE TOTAL NUMBER OF INDIVIDUALS WHO WERE HIRED AS MEMBERS OF THE WORKFORCE, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(III) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED DURING THE APPLICATION PROCESS FOR FAILING TO MEET THE CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION;

(IV) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED BY FAILING AN

ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER § 24–1203(A)(2) OF THIS SUBTITLE; AND

(V) THE NUMBER OF BALTIMORE CITY RESIDENTS, REPORTED BY ZIP CODE OF RESIDENCE, WHO WERE HIRED AS MEMBERS OF THE WORKFORCE;

(3) THE FOLLOWING INFORMATION, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, FOR THE JOHNS HOPKINS UNIVERSITY CAMPUS SECURITY WORKFORCE:

(I) THE NUMBER OF APPLICANTS TO THE WORKFORCE; AND

(II) THE NUMBER OF INDIVIDUALS HIRED TO THE WORKFORCE;";

and in lines 7, 9, 11, 13, 14, 16, 20, 23, 25, and 27, strike "**(2)**", "**(3)**", "**(4)**", "**(5)**", "**(6)**", "**(2)**", "**(7)**", "**(8)**", "**(9)**", and "**(10)**", respectively, and substitute "**(4)**", "**(5)**", "**(6)**", "**(7)**", "**(8)**", "**(II)**", "**(9)**", "**(10)**", "**(11)**", and "**(12)**", respectively.

On page 16, in line 2, after "**AND**" insert "**, WHEN APPLICABLE,**"; and after line 13, insert:

"**(D) THE UNIVERSITY SHALL SUBMIT ALL INCIDENT REPORTS TO THE BALTIMORE POLICE DEPARTMENT USING THE STANDARD REPORTING POLICIES AND SYSTEMS OF THE BALTIMORE POLICE DEPARTMENT.**".

AMENDMENT NO. 7

On page 16, after line 18, insert:

"**24–1210.**

(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE POLICE DEPARTMENT SHALL ALLOW A PERSON OR GOVERNMENTAL UNIT TO ACCESS INFORMATION IN THE SAME MANNER AS A PERSON OR GOVERNMENTAL UNIT WOULD BE ABLE TO ACCESS A PUBLIC RECORD OF A LAW ENFORCEMENT AGENCY UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION IS:

(1) INCLUDED IN RECORDS THAT ARE:

(I) CREATED SOLELY FOR LAW ENFORCEMENT PURPOSES; OR

(II) RELATED TO AN ARREST FOR A CRIMINAL OFFENSE; AND

(2) WOULD BE SUBJECT TO DISCLOSURE UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION WERE IN A RECORD CREATED BY A LAW ENFORCEMENT AGENCY.

(B) THIS SECTION MAY NOT BE CONSTRUED TO MAKE AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10–101 OF THIS ARTICLE, SUBJECT TO THE PUBLIC INFORMATION ACT.

24–1211.

(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY, THE POLICE DEPARTMENT, AND THE OFFICERS, EMPLOYEES, AND AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT:

(1) ARE NOT ENTITLED TO IMMUNITY UNDER TITLE 5, SUBTITLE 3 OF THE COURTS ARTICLE (LOCAL GOVERNMENT TORT CLAIMS ACT), TITLE 12, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE (MARYLAND TORT CLAIMS ACT), OR COMMON LAW PUBLIC OFFICIAL IMMUNITY; AND

(2) MAY NOT RAISE THE DEFENSE OF SOVEREIGN IMMUNITY.

(B) NO ACTION MAY BE MAINTAINED AGAINST THE STATE FOR THE CONDUCT OR OTHER ACTS OF THE UNIVERSITY, THE POLICE DEPARTMENT, OR THE OFFICERS, EMPLOYEES, OR AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT.

24–1212.

(A) (1) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL CONDUCT A

PRELIMINARY EVALUATION OF THE POLICE DEPARTMENT ON OR BEFORE DECEMBER 15, 2027, IN THE SAME MANNER AS A PRELIMINARY EVALUATION IS CONDUCTED UNDER THE MARYLAND PROGRAM EVALUATION ACT.

(2) IF THE LEGISLATIVE POLICY COMMITTEE DOES NOT DETERMINE THAT A FULL EVALUATION IS NEEDED, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL PREPARE LEGISLATION TO EXTEND THE TERMINATION DATE UNDER SUBSECTION (C) OF THIS SECTION AND THE EVALUATION DATE UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(B) IF THE LEGISLATIVE POLICY COMMITTEE DETERMINES A FULL EVALUATION IS NECESSARY, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL, IN THE SAME MANNER AS IS REQUIRED UNDER THE MARYLAND PROGRAM EVALUATION ACT:

(1) CONDUCT A FULL EVALUATION IN THE SAME MANNER AS A FULL EVALUATION; AND

(2) ISSUE A FULL REPORT TO THE GENERAL ASSEMBLY RECOMMENDING THAT THIS SUBTITLE SHOULD BE REESTABLISHED, WITH OR WITHOUT CHANGES, OR ALLOWED TO TERMINATE.

(C) SUBJECT TO THE EVALUATION AND REESTABLISHMENT PROVISIONS OF THIS SECTION, THIS SUBTITLE AND ALL POLICIES AND STANDARDS ADOPTED UNDER THIS SUBTITLE SHALL TERMINATE AND BE OF NO FURTHER EFFECT AFTER JULY 1, 2029.".

The preceding 7 amendments were read only.

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

The motion was adopted.

RULES COMMITTEE REPORT NO. 7

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 988 – Senator King

AN ACT concerning

Video Lottery Operation License – Renewal

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 992 – Senator Klausmeier

AN ACT concerning

Prescription Monitoring Data – Health Care Facility

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1013 – Senators Serafini and Gallion

AN ACT concerning

Public Safety – Task Force on Volunteer Fire Companies and Rescue Squads

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1017 – Senators Zirkin and Miller

AN ACT concerning

Criminal Procedure – Office of the Public Defender – Definition of Serious Offense

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Budget and Taxation:

Senate Bill 1022 – Senator Guzzone

AN ACT concerning

Corporate Income Tax – Single Sales Factor Apportionment Exemption – Worldwide Headquartered Company Election

The Bill was re–referred to the Committee on Budget and Taxation.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1026 – Senator Feldman

AN ACT concerning

Business Regulation – Junkyards and Scrap Metal Processing Facilities

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1027 – Senator Klausmeier (By Request)

AN ACT concerning

Criminal Law – Abuse and Neglect of Vulnerable Adults – Notice of Report

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1028 – Senators Hershey and Eckardt

AN ACT concerning

Rural Health Care Scholarship and Grant Program – Established

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1029 – Senators Hershey and Eckardt

AN ACT concerning

Rural Public Institutions of Higher Education – Nurse Practitioner and Physician Assistant Students – Recruitment

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1031 – Senator Peters

AN ACT concerning

Environment – Maryland Oil Disaster Containment, Clean–Up and Contingency Fund and Oil Contaminated Site Environmental Cleanup Fund – Funding, Reallocation, and Reimbursements

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Education, Health, and Environmental Affairs:

Senate Bill 1032 – Senator Nathan–Pulliam

AN ACT concerning

Morgan State University – Task Force on Reconciliation and Equity – Extension

The Bill was re–referred to the Committee on Education, Health, and Environmental Affairs.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1033 – Senator Klausmeier

AN ACT concerning

Highways – Bridge Realignments – Sound Barriers

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1034 – Senator Klausmeier (By Request)

AN ACT concerning

Civil Actions – Family Caregiver Reimbursement

The Bill was re–referred to the Committee on Judicial Proceedings.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1035 – Senator Klausmeier

AN ACT concerning

Medical Laboratories – Use or Sale of Data for Research Study and Advertising or Solicitation of Business

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Finance:

Senate Bill 1041 – Senator Nathan–Pulliam

AN ACT concerning

Public Health – Care of Medically Fragile Individuals (Channing's Law)

The Bill was re–referred to the Committee on Finance.

Senator Benson, Chair, for the Committee on Rules recommended the following Bill be re–referred to the Committee on Judicial Proceedings:

Senate Bill 1043 – Senator Hough

AN ACT concerning

Children in Need of Assistance – Qualified Residential Treatment Programs (Family First Prevention Services Act)

The Bill was re–referred to the Committee on Judicial Proceedings.

SPECIAL ORDER CALENDAR NO. 23

Senate Bill 303 – Senator Kagan

AN ACT concerning

State Acupuncture Board – Practice of Acupuncture – Definition and Education Requirements

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB0303/614032/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 303
(First Reading File Bill)

On page 2, strike beginning with "**LIGHT**" in line 15 down through "**NEEDLING,**" in line 16.

The preceding amendment was read only.

Senator Ferguson moved to make the Bill and Amendment a Special Order for March 12, 2019.

The motion was adopted.

Senate Bill 946 – Senators Griffith and Serafini

EMERGENCY BILL

AN ACT concerning

State Prescription Drug Benefits – Retiree Benefits – Revisions

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0946/213820/1
BY: Senator Griffith

AMENDMENT TO SENATE BILL 946
(First Reading File Bill)

On page 1, in the sponsor line, strike "and Serafini" and substitute ", Serafini, Augustine, Bailey, Beidle, Benson, Carozza, Carter, Cassilly, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Gallion, Guzzone, Hayes, Hershey, Hester, Hough, Jennings, Kagan, Kelley, King, Kramer, Lam, Lee, McCray, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Ready, Reilly, Rosapepe, Salling, Simonaire, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0946/283826/1
BY: Senator Serafini

AMENDMENTS TO SENATE BILL 946, AS AMENDED

AMENDMENT NO. 1

On page 1 of the Budget and Taxation Committee Amendments (SB0946/929230/2), in line 18 of Amendment No. 1, after "provided;" insert "authorizing the Department to make an emergency procurement for certain services under certain circumstances;".

AMENDMENT NO. 2

On page 15 of the Budget and Taxation Committee Amendments, in line 2 of Amendment No. 3, after "**PERSON.**" insert:

"**(H) SUBJECT TO THE REQUIREMENTS OF § 13–108 OF THE STATE FINANCE AND PROCUREMENT ARTICLE, THE DEPARTMENT MAY MAKE AN EMERGENCY PROCUREMENT FOR:**

(1) STAFF REQUIRED TO CARRY OUT THE PROVISIONS OF THIS SECTION; AND

(2) A THIRD PARTY TO ADMINISTER HEALTH REIMBURSEMENT ACCOUNTS ESTABLISHED UNDER THIS SECTION.".

The preceding 2 amendments were read and adopted.

FLOOR AMENDMENT

SB0946/573521/1
BY: Senator Serafini

AMENDMENTS TO SENATE BILL 946
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 23, after "changes;" insert "providing that, notwithstanding any other provision of law, the elimination of certain State prescription drug benefits, the establishment of certain programs, and the provision of a certain notice shall begin on a certain date under certain circumstances;".

AMENDMENT NO. 2

On page 5, before line 27, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, if the final resolution of the injunction issued in the U.S. District Court for the District of Maryland in Fitch v. State of Maryland et al, Case No. 1:18 CV–0287–PM (D. Md.) occurs on a date that is:

(1) less than 9 months before the first day of the next State health benefits open enrollment period, the following shall begin on the first day of the second State health benefits plan year immediately following the resolution:

(i) the elimination of the State prescription drug benefits for Medicare–eligible retirees, Medicare–eligible spouses or surviving spouses of retirees, and Medicare–eligible dependent children or surviving dependent children of retirees under § 2–509.1(b) of the State Personnel and Pensions Article;

(ii) the establishment of the Maryland State Retiree Prescription Drug Coverage Program, the Maryland State Retiree Catastrophic Prescription Drug Assistance Program, and the State Retiree Life–Sustaining Prescription Drug Assistance Program in § 2–509.1(d), (e), and (f) of the State Personnel and Pensions Article, respectively, as enacted by Section 1 of this Act; and

(iii) the provision of written certified notice to individuals under § 2–509.1(g) of the State Personnel and Pensions Article, as enacted by Section 1 of this Act; or

(2) 9 months or more before the first day of the next State health benefits open enrollment period, the following shall begin on the first day of the State health benefits plan year immediately following the resolution following the next open enrollment period:

(i) the elimination of the State prescription drug benefits for Medicare–eligible retirees, Medicare–eligible spouses or surviving spouses of retirees, and Medicare–eligible dependent children or surviving dependent children of retirees under § 2–509.1(b) of the State Personnel and Pensions Article;

(ii) the establishment of the Maryland State Retiree Prescription Drug Coverage Program, the Maryland State Retiree Catastrophic Prescription Drug Assistance Program, and the State Retiree Life–Sustaining Prescription Drug Assistance Program in § 2–509.1(d), (e), and (f) of the State Personnel and Pensions Article, respectively, as enacted by Section 1 of this Act; and

(iii) the provision of written certified notice to individuals under § 2–509.1(g) of the State Personnel and Pensions Article, as enacted by Section 1 of this Act.";

and in line 27, strike "2." and substitute "3.".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 452)

SENATE THIRD READING CALENDAR NO. 38 (GENERAL SENATE BILLS)

Senate Bill 203 – Senators Young, Elfreth, Feldman, Hester, Lee, Pinsky, Rosapepe, Washington, ~~and West~~ West, Benson, Ellis, Guzzone, Kagan, Lam, Nathan–Pulliam, and Patterson

AN ACT concerning

Natural Resources – No Net Loss of Forest – Definition

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

Affirmative – 34 Negative – 13 (See Roll Call No. 453)

The Bill was then sent to the House of Delegates.

Senate Bill 249 – Senator Lam

AN ACT concerning

Regional Initiative to Limit or Reduce Greenhouse Gas Emissions in Transportation Sector – Authorization (Regional Transportation and Climate Protection Act of 2019)

Senator West moved to make the Bill a Special Order for March 12, 2019.

The motion was adopted.

Senate Bill 344 – Senators Zucker and Feldman

AN ACT concerning

State Agricultural Land Transfer Tax – ~~Nonagricultural Use Exemption – Repeal~~ Alteration of Nonagricultural Use Reduction and Exemptions

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

Affirmative – 45 Negative – 2 (See Roll Call No. 454)

The Bill was then sent to the House of Delegates.

Senate Bill 421 – Senators Benson, Carter, Ferguson, Hayes, Lam, Lee, Patterson, and Peters

AN ACT concerning

Video Lottery Terminals – Minority Business Participation Goals – Enforcement and Reporting

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

Affirmative – 47 Negative – 0 (See Roll Call No. 455)

The Bill was then sent to the House of Delegates.

Senate Bill 422 – Senators Benson, Feldman, Klausmeier, and Zucker

AN ACT concerning

State Department of Education – Employment Categories and Practices

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

Affirmative – 47 Negative – 0 (See Roll Call No. 456)

The Bill was then sent to the House of Delegates.

Senate Bill 458 – Senators Guzzone, King, Peters, and Zucker

AN ACT concerning

Corporate Income Tax – Single Sales Factor Apportionment – Deferred Tax Relief

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

Affirmative – 43 Negative – 3 (See Roll Call No. 457)

The Bill was then sent to the House of Delegates.

Senate Bill 662 – Senators Miller, King, and Pinsky

AN ACT concerning

Maryland Association of Environmental and Outdoor Education Grant (Maryland Green Schools Act of 2019)

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

Affirmative – 47 Negative – 0 (See Roll Call No. 458)

The Bill was then sent to the House of Delegates.

Senate Bill 726 – Senator Guzzone

AN ACT concerning

Income Tax Credit – Purchase of Cybersecurity Technology or Service

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

Affirmative – 46 Negative – 0 (See Roll Call No. 459)

The Bill was then sent to the House of Delegates.

Senate Bill 744 – Senators Pinsky, Eckardt, Edwards, Feldman, Ferguson, Guzzone, Hershey, Hester, Jennings, King, Lam, Lee, Rosapepe, West, Young, and Zucker

EMERGENCY BILL

AN ACT concerning

Protecting Natural Resources and Preserving Productive Farms – Commission on the Development of a Blueprint for Solar Energy in Maryland

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

Affirmative – 47 Negative – 0 (See Roll Call No. 460)

The Bill was then sent to the House of Delegates.

Senate Bill 777 – Senators Waldstreicher ~~and Smith~~, Smith, Eckardt, Edwards, Elfreth, Ferguson, Griffith, Guzzone, King, McCray, Peters, Rosapepe, Salling, Serafini, and Zucker

AN ACT concerning

Property Tax – Exemption for Dwelling House Owned by Disabled Active Duty Service Member

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

Affirmative – 47 Negative – 0 (See Roll Call No. 461)

The Bill was then sent to the House of Delegates.

Senate Bill 870 – Senators King, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Kagan, Kelley, Klausmeier, Kramer, Lam, Lee, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker

AN ACT concerning

Income Tax – Child and Dependent Care Tax Credit – Alterations

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

Affirmative – 47 Negative – 0 (See Roll Call No. 462)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 2 (GENERAL HOUSE BILLS)

House Bill 336 – Delegates Feldmark, Acevero, Attar, Atterbeary, Bagnall, Bartlett, Barve, Bhandari, Boyce, Branch, Bridges, Brooks, Busch, Cain, Cardin, Carey, Chang, Charkoudian, Charles, Clippinger, Conaway, Crosby, Crutchfield, Cullison, D.M. Davis, D.E. Davis, Dumais, Ebersole, Fennell, W. Fisher, Fraser–Hidalgo, Gilchrist, Glenn, Guyton, Harrison, Healey, Hettleman, Hill, Jackson, Johnson, Jones, Kaiser, Kelly, Kerr, Korman, Krimm, Lafferty, Lehman, J. Lewis, R. Lewis, Lierman, Lopez, Love, Luedtke, McIntosh, Moon, Mosby, PalakovichCarr, Patterson, Pena–Melnyk, Pendergrass, Qi, Queen, Reznik, Rogers, Rosenberg, Sample–Hughes, Shetty, Smith, Solomon, Stein, Stewart, Sydnor, Terrasa, Turner, Valderrama, Walker, C. Watson, R. Watson, Wells, Wilkins, Wilson, ~~and K. Young~~ K. Young, Lisanti, and P. Young

EMERGENCY BILL

AN ACT concerning

~~Unemployment Insurance –~~ Civilian Federal Employees – Unemployment Insurance Benefits and Federal Government Shutdown Employee Assistance Loan Fund
(Federal Shutdown Paycheck Protection Act)

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

Affirmative – 46 Negative – 1 (See Roll Call No. 463)

The Bill was then returned to the House of Delegates.

SPECIAL ORDERS

Senate Bill 165 – The President (By Request – Administration) and Senators Bailey, Carozza, Cassilly, Eckardt, Edwards, Gallion, Hershey, Hough, Jennings, Ready, Salling, Serafini, Simonaire, and West

AN ACT concerning

Safe Schools Maryland Act of 2019

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (5) AND THE FAVORABLE REPORT.

SB0165/294735/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 165
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "systems" insert "and certain schools"; in line 7, after "system" insert "or school"; in line 11, after "Act;" insert "authorizing certain documents and information to be provided to certain persons under certain circumstances;"; in line 20, strike the second "a"; and in line 21, strike "term" and substitute "terms".

AMENDMENT NO. 2

On page 2, in line 4, after "**(A)**" insert "**(1)**"; in the same line, strike the comma and substitute "**THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(2)";

in the same line, strike "**PROGRAM**" and substitute "**PROGRAM**"; and after line 5, insert:

"**(3) "SCHOOL" INCLUDES A PUBLIC SCHOOL AND A NONPUBLIC SCHOOL.**".

AMENDMENT NO. 3

On page 2, in lines 11 and 15, in each instance, after "**SYSTEMS**" insert "**OR SCHOOLS**"; in line 16, after "**SYSTEM**" insert "**OR SCHOOL**"; in line 19, strike "**INDIVIDUAL**"; and in line 24, after "**SYSTEMS**" insert "**AND SCHOOLS**".

AMENDMENT NO. 4

On page 2, in line 30, strike "**A**" and substitute "**THIS SUBSECTION APPLIES TO A DOCUMENT SENT TO, OR INFORMATION REPORTED UNDER, THE PROGRAM THAT IS IN POSSESSION OF:**

(I) THE CENTER, A LOCAL SCHOOL SYSTEM, OR A SCHOOL UNDER THE PROGRAM;

(II) A PERSON DESCRIBED UNDER PARAGRAPH (3) OF THIS SUBSECTION; OR

(III) A PERSON AUTHORIZED TO POSSESS THE DOCUMENT OR INFORMATION UNDER REGULATIONS ADOPTED BY THE SUBCABINET.

(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A".

On page 3, in line 1, strike "**OR**" and substitute a comma; in the same line, after "**SYSTEM**" insert "**, OR A SCHOOL**"; after line 5, insert:

"**(3) IF THERE ARE REASONABLE GROUNDS TO BELIEVE THAT AN INDIVIDUAL IS A DANGER TO THE INDIVIDUAL, ANOTHER INDIVIDUAL, OR PUBLIC SAFETY, THE CENTER, A LOCAL SCHOOL SYSTEM, OR A SCHOOL MAY PROVIDE A DOCUMENT SENT TO, OR INFORMATION REPORTED UNDER, THE PROGRAM TO THE FOLLOWING PERSONS IN THE PERFORMANCE OF THE PERSON'S DUTIES:**

(I) A FEDERAL, STATE, OR LOCAL LAW ENFORCEMENT AGENCY;

(II) THE MARYLAND EMERGENCY MANAGEMENT AGENCY OR LOCAL ORGANIZATIONS FOR EMERGENCY MANAGEMENT; AND

(III) A HEALTH CARE PROFESSIONAL FOR PURPOSES OF PROVIDING TREATMENT TO THE INDIVIDUAL.";

and in lines 6 and 22, strike "**(2)**" and "**(3)**", respectively, and substitute "**(4)**" and "**(5)**", respectively.

AMENDMENT NO. 5

On page 3, in line 26, after "**PERSON**" insert "**WHO ACTS WITH REASONABLE CARE AND IN ACCORDANCE WITH ALL APPLICABLE REGULATIONS, PROCEDURES, AND PROGRAM GUIDANCE**".

On page 4, in line 6, strike "**OR**" and substitute a comma; and in line 7, after "**SYSTEM**" insert "**, OR SCHOOL**".

The preceding 5 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

INTRODUCTION OF BILLS

Senator Lam 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.

The motion was adopted.

Senate Bill 1047 – Senators Lam and Guzzone

EMERGENCY BILL

AN ACT concerning

Public Service Commission – Recapture and Redirection of Funds

FOR the purpose of requiring the Public Service Commission to recapture certain money expended from a certain quasi–endowment Energy Assistance Fund that was granted in accordance with a certain order of the Commission; requiring the Commission to redirect certain money granted to a certain entity in accordance with a certain order of the Commission to an entity to administer the funds in a certain manner; requiring the entity selected by the Commission to administer certain funds to meet certain qualifications; making this Act an emergency measure; and generally relating to the recapture and redirection of certain funds awarded by the Public Service Commission.

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

Senator Waldstreicher 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.

The motion was adopted.

Senate Bill 1048 – Senator Waldstreicher

AN ACT concerning

Real Property – Recorded Covenants – Substantially Changed Circumstances

FOR the purpose of requiring that a recorded covenant affecting property owned by a certain cemetery company be rendered invalid by substantially changed circumstances if, since the execution of the covenant, a certain period of time has elapsed and a State highway has been constructed on adjoining property; and generally relating to recorded covenants affecting cemetery property.

BY adding to
Article – Real Property
Section 3–113
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

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

PETITIONS, MEMORIALS AND OTHER PAPERS

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

WOMEN'S HISTORY MONTH PRESENTATION

By Senator Washington

(See Exhibit F of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 464)

ADJOURNMENT

At 10:07 P.M. on motion of Senator Guzzone the Senate adjourned until 2:00 P.M. on Tuesday, March 12, 2019 in memory of Andrew Kline and Tripp Johnson.

Annapolis, Maryland
Tuesday, March 12, 2019
2:00 P.M. Session

The Senate met at 2:08 P.M.

Prayer by Reverend Cleo Walker, Cherry Hill Community Presbyterian Church, guest of Senator Ferguson.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 37 Members present.

(See Roll Call No. 466)

The Journal of March 11, 2019 was read and approved.

MESSAGE FROM THE HOUSE
INTRODUCTORY HOUSE BILLS NO. 12

House Bill 20 – Delegate Luedtke

AN ACT concerning

State Agricultural Land Transfer Tax – ~~Nonagricultural Use Exemption – Repeal~~ Alteration of Nonagricultural Use Reduction and Exemptions

FOR the purpose of ~~repealing an exemption from the State agricultural land transfer tax for an instrument of writing that transfers land on which the property tax has been paid for a certain number of taxable years on the basis of certain assessments; and generally relating to exemptions from the State agricultural land transfer tax~~ altering the method of calculating a certain reduction in the State agricultural land transfer tax for an instrument of writing that transfers title to agricultural land on which property tax was paid on the basis of an assessment other than farm or agricultural use in certain years before the transfer; repealing an exemption from the State agricultural land transfer tax for an instrument of writing that transfers title to agricultural land on which property tax was paid on the basis of an assessment other than farm or agricultural use for a certain number of years before the transfer; exempting an instrument of writing from the agricultural land transfer tax if the instrument of writing transfers title to agricultural land that was previously transferred by an instrument of writing that was subject to the

agricultural land transfer tax; and generally relating to the nonagricultural use reduction to the State agricultural land transfer tax and exemptions from the State agricultural land transfer tax.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 13–301(a) and (b) and 13–302(a) and (b)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section ~~13–303(c)~~ 13–303 and 13–305
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 79 – Delegate Luedtke

AN ACT concerning

Election Law – Early Voting Centers – Establishment ~~and Hours~~

FOR the purpose of ~~increasing the number of early voting centers that certain counties are required to establish; altering the hours that early voting centers are required to be open during gubernatorial general elections; requiring that the location of early voting centers be designated in a certain manner in certain counties;~~ authorizing all counties, rather than only counties with fewer than a certain number of registered voters to establish one early voting center in addition to the number of early voting centers the county is required to establish if the State Board of Elections, in collaboration with the local board of elections, and the governing body of the county agree to establish an additional early voting center; and generally relating to early voting centers.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 10–301.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 109 – Delegates Lierman, Anderson, Bagnall, D. Barnes, Barron, Bartlett, Bridges, Brooks, Cain, Charkoudian, Clippinger, Conaway, Cullison, Ebersole, Feldmark, Fraser–Hidalgo, Gilchrist, Guyton, Haynes,

Healey, Hettleman, Hill, Kelly, Korman, Lafferty, Lehman, R. Lewis, Love, Luedtke, Moon, Mosby, Palakovich Carr, Reznik, Shetty, Smith, Solomon, Stein, Stewart, Terrasa, Washington, Wells, ~~and K. Young~~ K. Young, and Cardin

AN ACT concerning

Environment – Expanded Polystyrene Food Service Products – ~~Prohibition~~ Prohibitions

FOR the purpose of establishing that this Act does not affect the authority of a county, municipality, or other local government to enact standards that are at least as stringent as the standards established in this Act; prohibiting a person from selling in the State a certain expanded polystyrene food service product on or after a certain date; prohibiting a certain food service business or certain school from selling or providing food or beverages in a certain expanded polystyrene food service product on or after a certain date; providing that certain provisions of this Act do not prohibit a person from storing a food service product for later distribution outside the State; requiring the Department of the Environment to conduct a certain public education and outreach campaign in a certain manner; requiring the Department to conduct a public education and outreach antilittering campaign; authorizing the Department to provide a certain waiver to a certain food service business or certain school under certain circumstances; requiring a ~~county health department~~ unit of county government to enforce certain provisions of this Act; authorizing a ~~county health department~~ unit of county government to impose a certain penalty for certain violations; prohibiting the imposition of a certain penalty unless certain conditions are met; requiring a ~~county health department~~ unit of county government to notify the Department of certain violations; authorizing the Department to adopt certain regulations; defining certain terms; and generally relating to expanded polystyrene food service products.

BY adding to
Article – Environment
Section 9–2201 through 9–2207 to be under the new subtitle "Subtitle 22. Expanded Polystyrene"
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 172 – Chair, Ways and Means Committee (By Request – Departmental – State Board of Elections)

AN ACT concerning

Election Law – Voter Registration Deadlines and Security of Voter Registration Information

FOR the purpose of altering the period during which voter registration is closed before an election; requiring the State Board of Elections to adopt regulations that describe the best practices for storage and security of voter registration information received by certain persons; requiring certain persons who receive voter registration information to notify the State Administrator of Elections as soon as possible but not later than a certain number of days after becoming aware of a breach in the secure storage of the voter registration information; ~~providing that certain persons who fail to report a breach in the secure storage of voter registration information in accordance with a certain provision of this Act are guilty of a misdemeanor and are subject to certain penalties on conviction;~~ authorizing the State Board to impose a civil penalty not exceeding a certain amount on a person who fails to report a breach in the secure storage of voter registration information in accordance with a certain provision of this Act; requiring that the civil penalty be assessed in a certain manner and distributed to the Fair Campaign Financing Fund; and generally relating to voter registration deadlines and the security of voter registration information.

BY repealing and reenacting, with amendments,
Article – Election Law
Section 3–302 and 3–506
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 195 – Prince George's County Delegation

AN ACT concerning

Prince George's County Board of Education – Financial Literacy ~~Curriculum – Graduation Requirement~~ Pilot Program Course

PG 504–19

FOR the purpose of ~~requiring the Prince George's County Board of Education to develop curriculum content for a certain course in financial literacy to be offered to all students in high school; requiring the county board to implement the financial literacy curriculum content in every high school in Prince George's County beginning in a certain school year; requiring students to complete a course in financial literacy in order to graduate from high school in Prince George's County; and generally relating to the development and implementation of a course in financial literacy that is required for graduation from a public high school in Prince George's County.~~ requiring the Prince George's County Board of Education to develop and implement a certain pilot program that includes an elective course on financial literacy as a part

of the county board's high school curriculum; requiring the county board to develop the curriculum content for a certain course in financial literacy as a part of the pilot program; requiring the county board to select a certain number of high schools in the county to participate in the pilot program; requiring the county board to submit a certain report to the Prince George's County Senate and House Delegations on or before a certain date each year; providing for a delayed effective date; providing for the termination of this Act; and generally relating to a pilot program course in financial literacy in Prince George's County.

~~BY repealing and reenacting, with amendments,~~
BY adding to
Article – Education
Section ~~3–1008~~ 3–1008.1
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 214 – Delegates Pena–Melnyk, Acevero, Atterbeary, B. Barnes, D. Barnes, Barron, Bartlett, Boyce, Chang, Charkoudian, Conaway, Crutchfield, Cullison, Dumais, Fennell, W. Fisher, Fraser–Hidalgo, Glenn, Healey, Hill, Ivey, Kelly, Korman, Lafferty, Lehman, J. Lewis, R. Lewis, Lopez, Love, McIntosh, Moon, Mosby, Palakovich Carr, Pendergrass, Proctor, Reznik, Rosenberg, Shetty, Stewart, Sydnor, Turner, Valderrama, Valentino–Smith, Walker, Washington, and Wilkins

SECOND PRINTING

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~~ parent, guardian, or next friend 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 purposes of this Act, a victim or the victim's parent, guardian, or next friend 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 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~~ information relating to a victim who is seeking or has obtained U Nonimmigrant Status only

under certain circumstances; providing that a certifying entity or certifying official is immune from certain criminal or civil liability for a certain action or failure to act, except under certain circumstances; clarifying that a certain provision of law does not limit a court's authority to grant injunctive relief; prohibiting a certain award of attorney's fees or costs in a certain action seeking enforcement of this Act, except under certain circumstances; defining certain terms; and generally relating to certain certifications of victim helpfulness for U Nonimmigrant Status certification.

BY adding to
Article – Courts and Judicial Proceedings
Section 5–643
Annotated Code of Maryland
(2013 Replacement Volume and 2018 Supplement)

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
(2018 Replacement Volume)

Read the first time and referred to the Committee on Judicial Proceedings.

House Bill 238 – Delegates Atterbeary, Ebersole, Hill, Miller, Pendergrass, Shetty, and Terrasa

AN ACT concerning

Education – Removal of County Superintendents – Procedures

FOR the purpose of requiring the State Superintendent of Schools to provide a county superintendent of schools with certain information if the State Superintendent intends to remove the county superintendent; authorizing a county board of education to ~~file a complaint with the State Superintendent of Schools requesting the removal of~~ remove a county superintendent ~~of schools~~ in a certain manner; ~~specifying the manner in which a county board may file a certain complaint; requiring the State Superintendent to make a decision to remove or retain a county superintendent within a certain period of time; requiring the State Superintendent to provide a county board with a written explanation of a certain decision; altering the period of time within which a county superintendent may request a hearing after being removed; establishing a period of time during which the State Superintendent may hold a certain hearing under certain circumstances; authorizing a county superintendent to request arbitration under certain circumstances;~~ authorizing the county superintendent to appeal a certain decision to the State Board of Education or an arbitrator; specifying the procedures for arbitration; assigning responsibility for certain costs; providing that an arbitrator's decision and award is final and binding on the parties, subject to review by a circuit court; ~~authorizing the county~~

~~superintendent or, under certain circumstances, the county board to appeal a certain decision to the State Board of Education;~~ making stylistic changes; and generally relating to the procedures for removing a county superintendent of schools.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–201
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 243 – Allegany County Delegation

AN ACT concerning

Allegany County – Property Tax Credit – Cumberland Economic Development Corporation

FOR the purpose of authorizing the governing body of Allegany County and of a municipal corporation in Allegany County to grant, by law, a property tax credit against the county or municipal corporation property tax imposed on property owned by the Cumberland Economic Development Corporation; providing for the application of this Act; and generally relating to property tax credits in Allegany County.

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 9–302(b)(15) and (16)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY adding to
Article – Tax – Property
Section 9–302(b)(17)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 330 – Delegates Miller, Atterbeary, Cox, Ebersole, Feldmark, Fennell, Hill, Kittleman, Luedtke, Pendergrass, Rose, Shoemaker, Terrasa, Washington, and C. Watson

AN ACT concerning

Education – County Boards of Education – County Superintendent Contracts

FOR the purpose of requiring a certain contract of a county superintendent of schools or a certain chief executive officer, executed on or after a certain date, to include a certain provision regarding a certain cash settlement; prohibiting a certain settlement from including certain compensation, subject to a certain exception; prohibiting a certain county superintendent or a certain chief executive officer who is removed under certain circumstances from being compensated in a certain manner; making stylistic changes; and generally relating to contracts for county superintendents of schools.

BY repealing and reenacting, with amendments,
Article – Education
Section 4–201 and 4–304
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 387 – Delegates Hornberger, Buckel, Cassilly, Cox, Kittleman, McComas, Metzgar, Miller, and Shoemaker

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 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(cc)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 432 – Delegates Dumais, Fraser–Hidalgo, and Qi

AN ACT concerning

Property Tax – Exemptions – Nonprofit Charitable Museums

FOR the purpose of providing that certain property owned by a certain nonprofit charitable museum is not subject to a certain limitation concerning an exemption of certain charitable or educational properties from the property tax; providing for the application of this Act; and generally relating to the property tax and certain exemptions for charitable or educational property.

BY repealing and reenacting, without amendments,
Article – Tax – Property
Section 7–202(b)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – Property
Section 7–202(c)
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 513 – Delegates Ghrist, Arentz, Jacobs, ~~and Mautz~~ Mautz, and Rose

AN ACT concerning

County Boards of Education – Establishing Regional Career and ~~Technical~~ Technology Education Schools – Authority ~~and Funding~~

FOR the purpose of authorizing certain county boards of education to establish a regional Career and ~~Technical~~ Technology Education (CTE) school subject to certain requirements; ~~requiring the State to distribute a certain amount of funds to the regional CTE school each year; requiring the State to distribute 100% of a certain amount to certain county boards for a certain purpose under a certain circumstance; requiring certain county boards to use certain funds only for a certain purpose; requiring certain funds to revert to the State in a certain circumstance;~~ requiring a regional CTE school to comply with certain provisions of law and regulation; requiring a regional CTE school to operate under the terms of a certain collective bargaining agreement; requiring the Interagency Commission on School Construction to study and develop a certain cost–share formula for certain county boards of education; requiring the Commission to submit a report with its findings and recommendations to the Governor and the General Assembly on or before a certain date; defining certain terms; and generally relating to establishing a regional

CTE school for public high school students in Caroline County, Dorchester County, Kent County, Queen Anne's County, and Talbot County.

BY adding to
Article – Education
Section 21–207
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 590 – Howard County Delegation

AN ACT concerning

Howard County Board of Education – Election of Members

Ho. Co. 01–19

FOR the purpose of requiring that certain members of the Howard County Board of Education be elected by the voters of certain districts and certain members be elected at large by the voters of the county; providing for the application of this Act; and generally relating to the election of the members of the Howard County Board of Education.

BY repealing and reenacting, with amendments,
Article – Education
Section 3–701(a) and (c)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – Education
Section 3–701(b) and (d)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 684 – Delegates Wilson ~~and Patterson~~, Patterson, Kaiser, D. Barnes, Boteler, Buckel, Cain, Ebersole, Feldmark, Guyton, Hornberger, Howard, Ivey, Long, Luedtke, Mosby, Palakovich Carr, Reilly, Rose, Shoemaker, Turner, Walker, Washington, and Wilkins

AN ACT concerning

Income Tax Checkoff – Maryland Veterans Trust Fund

FOR the purpose of establishing a certain income tax checkoff for voluntary contributions to the Maryland Veterans Trust Fund; requiring the Comptroller to include a checkoff on the individual income tax return; providing that the income tax checkoff include a certain statement; requiring the Comptroller to include certain information in each individual income tax return package; requiring the Comptroller to collect and account for contributions made through the checkoff and to credit the proceeds to the Fund after deducting the amount necessary to administer the checkoff; providing that the Fund may consist of certain contributions from the income tax checkoff and certain other money; providing for the application of this Act; and generally relating to an income tax checkoff for contributions to the Maryland Veterans Trust Fund.

BY adding to
Article – Tax – General
Section 2–115 and 10–804(l)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,
Article – State Government
Section 9–913(e), (f), (h), and (i)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–913(g)
Annotated Code of Maryland
(2014 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 830 – Delegate Washington

AN ACT concerning

County Public Campaign Financing – ~~Late Fees, Civil Penalties, and~~ Administration

FOR the purpose of ~~providing that a candidate who accepts public campaign financing and the responsible officers of the candidate's authorized candidate campaign committee are jointly and severally liable for payment of certain late fees and certain civil penalties, instead of the candidate's authorized candidate campaign committee being liable;~~ requiring the governing body of a county that exercises its authority to

establish a system of public campaign financing for elective offices in the executive and legislative branches of county government to provide the funding and staff necessary for the operation, administration, and auditing of the system of public campaign financing; and generally relating to county public campaign financing.

BY repealing and reenacting, with amendments,
Article – Election Law
Section ~~13–331,~~ 13–505~~, and 13–604.1(f)~~
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

~~BY repealing and reenacting, without amendments,~~
~~Article – Election Law~~
~~Section 13–604.1(a) through (e)~~
~~Annotated Code of Maryland~~
~~(2017 Replacement Volume and 2018 Supplement)~~

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 844 – Delegates Reilly, Anderton, Arikan, Buckel, Cassilly, Guyton, Hornberger, Kaiser, Luedtke, McComas, Rose, ~~and Walker~~ Walker, and Washington

AN ACT concerning

Public Schools – School Psychologists – Reports

FOR the purpose of requiring each local school system in the State to submit a report on certain information regarding school psychologists to the State Board of Education, the Governor, and certain legislative committees on or before a certain date; requiring each local school system in the State to submit an interim report on school psychologists to the State Board of Education, the Governor, and certain legislative committees on or before a certain date; providing for the termination of this Act; and generally relating to school psychologists in public schools.

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 878 – Delegates Kaiser, Barve, Cain, Ebersole, Feldmark, Gaines, Haynes, Krebs, Mosby, and K. Young

AN ACT concerning

Election Law – Campaign Finance Reports – Late Fees and Certificates of Nomination

FOR the purpose of altering the fees that are due for failure to file a campaign finance report, an affidavit, or an amended campaign finance report; altering the maximum fee payable for a campaign finance report, an affidavit, or an amended campaign finance report; prohibiting an individual from being issued a certificate of nomination if, on or before a certain date, the individual has failed to file a campaign finance report, an affidavit, or an amended campaign finance report or pay a certain late filing fee; requiring the State Board of Elections to send a certain notice by a certain date to certain candidates; requiring that a vacancy in nomination that occurs as a result of this Act be filled in a certain manner; making conforming changes; and generally relating to sanctions for failure to file campaign finance reports.

BY repealing and reenacting, without amendments,
Article – Election Law
Section 5–705(a)
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Election Law
Section 5–705(b)(1) and (2) and 13–331
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

BY adding to
Article – Election Law
Section 13–332.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Education, Health, and Environmental Affairs.

House Bill 997 – Cecil County Delegation

AN ACT concerning

Cecil County – Special Taxing Districts – Internet Service

FOR the purpose of authorizing Cecil County, for the purpose of providing Internet service, to exercise certain authority in the entirety of the unincorporated area of the county, establish a special taxing district if property owners in the proposed district petition the county in a certain manner, impose ad valorem or special taxes, and issue bonds in accordance with certain provisions of law; and generally relating to authorizing special taxing districts in Cecil County for the purpose of providing Internet service.

BY repealing and reenacting, without amendments,

Article – Local Government
Section 21–503(c)
Annotated Code of Maryland
(2013 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Local Government
Section 21–520
Annotated Code of Maryland
(2013 Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

House Bill 1093 – Delegates P. Young ~~and Lisanti~~, Lisanti, Kaiser, Walker, D. Barnes, Boteler, Buckel, Cain, Ebersole, Feldmark, Guyton, Hornberger, Ivey, Long, Luedtke, Mosby, Palakovich Carr, Patterson, Reilly, Rose, Shoemaker, Turner, Washington, and Wilkins

AN ACT concerning

Income Tax – Subtraction Modification – Retirement Income

FOR the purpose of including income from certain death benefits within a certain subtraction modification allowed under the Maryland income tax for certain military retirement income; providing for the application of this Act; and generally relating to subtraction modifications under the Maryland income tax 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 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 10–207(q)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)

Read the first time and referred to the Committee on Budget and Taxation.

MESSAGE FROM THE CHIEF EXECUTIVE

March 12, 2019

The Honorable Thomas V. Mike Miller, Jr.
President of the Senate
H–107 State House
Annapolis, Maryland 21401

Dear President Miller:

In accordance with Article II, §13 of the Constitution of Maryland, I am pleased to submit the following appointment nominations for confirmation by the Maryland State Senate. These individuals bring exceptional knowledge and ability to the offices for which they have been nominated. I am confident they will provide the strength of experience and leadership to instill confidence among our citizens and ensure we succeed in our goals for Marylanders.

I look forward to your favorable approval of these nominees. Thank you for your assistance and support.

Sincerely,

Lawrence J. Hogan, Jr.
Governor

GUBERNATORIAL APPOINTMENTS
REQUIRING SENATE CONFIRMATION
2019 SESSION OF THE MARYLAND GENERAL ASSEMBLY

APPEALS, MARYLAND COURT OF	
Brynja McDivitt Booth, Esq. 361 Rowe Boulevard Annapolis, Maryland 21401 Talbot/37	Appointment Judge – 1st Appellate Circuit Term of 10 years
APPEALS, MARYLAND COURT OF SPECIAL	
Steven Bennett Gould, Esq. 361 Rowe Boulevard Annapolis, Maryland 21401 Montgomery/16	Appointment Judge – 7th Appellate Circuit Term of 10 years
Hon. Edward Gregory Wells 361 Rowe Boulevard Annapolis, Maryland 21401 Calvert/27	Appointment Judge – At Large Term of 10 years

The Message from the Executive, being of an Executive nature, was referred to the Committee on Executive Nominations.

SPECIAL ORDER CALENDAR NO. 24

Senate Bill 448 – Senators Pinsky, Augustine, Beidle, Benson, Carter, Elfreth, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Nathan–Pulliam, Patterson, Rosapepe, Smith, Waldstreicher, Washington, West, Young, and Zucker

AN ACT concerning

Oysters – Tributary–Scale Sanctuaries – Protection and Restoration

STATUS OF BILL: BILL IS ON SECOND READING AND OPEN TO AMENDMENT.

FLOOR AMENDMENT

SB0448/883322/1
BY: Senator Eckardt

AMENDMENTS TO SENATE BILL 448
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Restoration" and substitute "Management"; and strike beginning with "develop" in line 7 down through "date;" in line 13 and substitute "practice adaptive management in coordination with the Chesapeake Bay Program Sustainable Fisheries Goal Implementation Team;".

AMENDMENT NO. 2

On page 4, in line 14, after "**SHALL**" insert "**PRACTICE ADAPTIVE MANAGEMENT IN COORDINATION WITH THE CHESAPEAKE BAY PROGRAM SUSTAINABLE FISHERIES GOAL IMPLEMENTATION TEAM.**".

On pages 4 and 5, strike beginning with "**DEVELOP**" in line 14 on page 4 down through "sanctuaries." in line 24 on page 5.

On page 5, in line 25, strike "4." and substitute "3.".

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

Affirmative – 14 Negative – 32 (See Roll Call No. 467)

FLOOR AMENDMENT

SB0448/203224/1
BY: Senator Eckardt

AMENDMENTS TO SENATE BILL 448
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after "date;" insert "requiring the Department to conduct certain reviews in accordance with certain guidance on the implementation of restoration plans and report to the Governor and General Assembly on or before certain dates;".

AMENDMENT NO. 2

On page 5, in line 18, after "(b)" insert "(1)"; after line 21, insert:

"(2) On or before July 1, 2023, the Department of Natural Resources shall conduct a 3–year review in accordance with Chesapeake Bay Program guidance on the implementation of the restoration plans, and report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

(3) On or before July 1, 2026, the Department of Natural Resources shall conduct a 6–year review in accordance with Chesapeake Bay Program guidance on the implementation of the restoration plans, and report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.";

in line 22, after "(c)" insert "(1)"; and after line 24, insert:

"(2) On or before December 1, 2024, the Department of Natural Resources shall conduct a 3–year review in accordance with Chesapeake Bay Program guidance on the implementation of the restoration plans, and report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.

(3) On or before December 1, 2027, the Department of Natural Resources shall conduct a 6–year review in accordance with Chesapeake Bay Program guidance on the implementation of the restoration plans, and report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.".

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

Affirmative – 15 Negative – 31 (See Roll Call No. 468)

FLOOR AMENDMENT

SB0448/223722/1
BY: Senator Hershey

AMENDMENT TO SENATE BILL 448
(First Reading File Bill)

On page 3, after line 9, insert "**AND SOUTH OF A LINE ACROSS THE MOUTH OF BROOKS CREEK BEGINNING A POINT DEFINED BY LATITUDE 38 DEGREES 32.530 MINUTES NORTH, LONGITUDE 76 DEGREES 16.028 MINUTES WEST; THEN RUNNING 88 DEGREES TRUE TO A POINT DEFINED BY LATITUDE 38 DEGREES 32.548 MINUTES NORTH, LONGITUDE 76 DEGREES 15.305 MINUTES WEST; AND SOUTH OF A LINE ACROSS THE MOUTH OF HUDSON CREEK BEGINNING AT A POINT DEFINED BY LATITUDE 38 DEGREES 32.744 MINUTES NORTH, LONGITUDE 76 DEGREES 15.019 MINUTES WEST; THEN RUNNING 83 DEGREES TRUE TO A POINT DEFINED BY LATITUDE 38 DEGREES 32.796 MINUTES NORTH, LONGITUDE 76 DEGREES 14.498 MINUTES WEST; AND SOUTH OF A LINE ACROSS THE MOUTH OF BECKWITH CREEK BEGINNING AT A POINT DEFINED BY LATITUDE 38 DEGREES 33.784 MINUTES NORTH, LONGITUDE 76 DEGREES 13.240 MINUTES WEST; THEN RUNNING 115 DEGREES TRUE TO A POINT DEFINED BY LATITUDE 38 DEGREES 33.535 MINUTES NORTH, LONGITUDE 76 DEGREES 12.566 MINUTES WEST; AND WEST OF A LINE ACROSS THE MOUTH OF THE UPPER LITTLE CHOPTANK RIVER BEGINNING AT A POINT DEFINED BY LATITUDE 38 DEGREES 33.527 MINUTES NORTH, LONGITUDE 76 DEGREES 12.308 MINUTES WEST; THEN RUNNING 142 DEGREES TRUE TO A POINT DEFINED BY LATITUDE 38 DEGREES 33.255 MINUTES NORTH, LONGITUDE 76 DEGREES 12.037 MINUTES WEST; AND NORTH OF A LINE ACROSS THE MOUTH OF FISHING CREEK BEGINNING AT A POINT DEFINED BY LATITUDE 38 DEGREES 32.193 MINUTES NORTH, LONGITUDE 76 DEGREES 12.398 MINUTES WEST; THEN RUNNING 251 DEGREES TRUE TO A POINT DEFINED BY LATITUDE 38 DEGREES 32.035 MINUTES NORTH, LONGITUDE 76 DEGREES 12.987 MINUTES WEST; AND NORTH OF A LINE ACROSS THE MOUTH OF MADISON BAY BEGINNING AT A POINT DEFINED BY LATITUDE 38 DEGREES 31.904 MINUTES NORTH, LONGITUDE 76 DEGREES 13.181 MINUTES WEST; THEN RUNNING 242 DEGREES TRUE TO A POINT DEFINED BY LATITUDE 38 DEGREES 31.553 MINUTES NORTH, LONGITUDE 76 DEGREES 14.00**

MINUTES WEST; AND NORTH OF A LINE ACROSS THE MOUTH OF WOOLFORD CREEK BEGINNING AT A POINT DEFINED BY LATITUDE 38 DEGREES 31.553 MINUTES NORTH, LONGITUDE 76 DEGREES 14.007 MINUTES WEST; THEN RUNNING 255 DEGREES TRUE TO A POINT DEFINED BY LATITUDE 38 DEGREES 31.425 MINUTES NORTH, LONGITUDE 76 DEGREES 14.619 MINUTES WEST;".

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

Affirmative – 15 Negative – 32 (See Roll Call No. 469)

FLOOR AMENDMENT

SB0448/243729/1
BY: Senator Bailey

AMENDMENTS TO SENATE BILL 448
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike "a certain exception" and substitute "certain exceptions"; in the same line, after the semicolon insert "requiring the Department of Natural Resources to designate a certain area within a certain oyster sanctuary where a person may remove oyster seed;"; and in lines 6 and 7, strike "of Natural Resources".

AMENDMENT NO. 2

On page 4, in line 8, strike "**A**" and substitute "**EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A**"; and after line 11, insert:

"**(3) (I) A PERSON MAY REMOVE OYSTER SEED FROM THE OYSTER SANCTUARY DESCRIBED IN SUBSECTION (B)(4) OF THIS SECTION WITHIN THE AREA DESIGNATED BY THE DEPARTMENT UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH.**

(II) THE DEPARTMENT SHALL DESIGNATE A 20–ACRE AREA IN THE OYSTER SANCTUARY DESCRIBED IN SUBSECTION (B)(4) OF THIS SECTION WHERE A PERSON MAY REMOVE OYSTER SEED.".

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

Affirmative – 15 Negative – 31 (See Roll Call No. 470)

FLOOR AMENDMENT

SB0448/343726/1
BY: Senator Bailey

AMENDMENTS TO SENATE BILL 448
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike "sanctuary, subject to a certain exception" and substitute "sanctuary".

AMENDMENT NO. 2

On page 4, strike beginning with "**(1)**" in line 5 down through "**(2)**" in line 8; and in lines 10 and 11, strike "**(I)**" and "**(II)**", respectively, and substitute "**(1)**" and "**(2)**", respectively.

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

Affirmative – 14 Negative – 33 (See Roll Call No. 471)

FLOOR AMENDMENT

SB0448/413529/1
BY: Senator Bailey

AMENDMENT TO SENATE BILL 448
(First Reading File Bill)

On page 4, in line 6, after "**ACTIVITIES**" insert "**, USING ONLY WILD NATIVE OYSTERS AND NOT USING TRIPLOID OYSTERS WITH NO CAPACITY TO REPRODUCE,**".

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

Affirmative – 16 Negative – 31 (See Roll Call No. 472)

FLOOR AMENDMENT

SB0448/553820/1
BY: Senator Carozza

AMENDMENT TO SENATE BILL 448
(First Reading File Bill)

On page 3, in lines 26 and 27, in each instance, strike "**MANOKIN**" and substitute "**SEVERN**"; on pages 3 and 4, strike beginning with "**ON**" in line 28 on page 3 down through "**WEST**" in line 4 on page 4 and substitute "**AT THE SOUTHERLY TIP OF GREENBURY POINT DEFINED BY LATITUDE 38 DEGREES 58.470 MINUTES NORTH, LONGITUDE 76 DEGREES 27.225 MINUTES WEST; THEN RUNNING 180 DEGREES TRUE TO THE OLD GREENBURY POINT LIGHTHOUSE DEFINED BY LATITUDE 38 DEGREES 58.087 MINUTES NORTH, LONGITUDE 76 DEGREES 27.253 MINUTES WEST; THEN RUNNING 157 DEGREES TRUE TO A "NO SHELLFISHING" BUOY DEFINED BY LATITUDE 38 DEGREES 57.692 MINUTES NORTH, LONGITUDE 76 DEGREES 27.038 MINUTES WEST; THEN RUNNING 136 DEGREES TRUE TO A "NO SHELLFISHING" BUOY DEFINED BY LATITUDE 38 DEGREES 57.118 MINUTES NORTH, LONGITUDE 76 DEGREES 26.320 MINUTES WEST; THEN RUNNING 222 DEGREES TRUE TO TOLLEY POINT DEFINED BY LATITUDE 38 DEGREES 56.497 MINUTES NORTH, LONGITUDE 76 DEGREES 27.040 MINUTES WEST**".

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

Affirmative – 14 Negative – 32 (See Roll Call No. 473)

FLOOR AMENDMENT

SB0448/573222/1
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 448
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "sanctuaries;" insert "requiring the Department of Natural Resources to establish coordinates for certain oyster sanctuaries after consultation with and consensus from certain organizations; requiring the Department to ensure that certain

oyster sanctuaries advance certain goals and objectives;"; and in lines 6 and 7, strike "of Natural Resources".

AMENDMENT NO. 2

On page 3, strike beginning with "**THERE**" in line 3 down through "**(3)**" in line 10.

On pages 3 and 4, strike in their entirety the lines beginning with line 19 on page 3 through line 4 on page 4, inclusive, and substitute "**(3) (I) THERE IS AN OYSTER SANCTUARY IN THE:**

1. LITTLE CHOPTANK RIVER;

2. ST. MARY'S RIVER; AND

3. MANOKIN RIVER.

(II) THE DEPARTMENT SHALL ESTABLISH THE COORDINATES FOR THE OYSTER SANCTUARIES IN SUBPARAGRAPH (I) OF THIS PARAGRAPH AFTER CONSULTATION WITH AND CONSENSUS FROM THE:

1. OYSTER ADVISORY COMMISSION;

2. NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION;

3. U.S. ARMY CORPS OF ENGINEERS; AND

4. OYSTER FUTURES WORKGROUP.

(III) THE DEPARTMENT SHALL ENSURE THAT THE OYSTER SANCTUARIES ESTABLISHED BY THE PROCESS UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH ADVANCE THE GOALS AND OBJECTIVES OF THE CHESAPEAKE BAY PROGRAM AND THE 2014 CHESAPEAKE BAY WATERSHED AGREEMENT, RESTORE THE NATIVE OYSTER HABITAT AND POPULATION, AND ENHANCE THE OYSTER RESOURCE INDUSTRY.".

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

Affirmative – 16 Negative – 31 (See Roll Call No. 474)

Read the second time and ordered prepared for Third Reading.

LAID OVER CALENDAR NO. 14

Senate Bill 830 – Senator Elfreth

AN ACT concerning

Natural Resources – Fishery Management Plans – Oysters

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (4) AND THE FAVORABLE REPORT.

SB0830/854236/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 830
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the first "of" insert "requiring the Department of Natural Resources to convene the Oyster Advisory Commission, in coordination with the University of Maryland Center for Environmental Science, on or before a certain date; providing for the membership of the Commission; requiring certain persons to provide information to the Commission under certain circumstances but prohibiting certain persons from participating as voting members; establishing certain requirements for the fishery management plan for oysters;"; in the same line, strike "of Natural Resources"; in lines 4 and 5, strike "Science, to convene a certain stakeholder workgroup" and substitute "Science and the Commission,"; in lines 6 and 7, strike "providing for the membership of the stakeholder workgroup;"; in lines 7 and 8, strike "stakeholder workgroup" and substitute "Commission"; in line 9, strike "review certain oyster management actions and"; in line 11, after "actions;" insert "authorizing the Commission to meet and deliberate in closed session for a certain purpose, notwithstanding a certain provision of law;"; in line 14, after "actions;" insert "providing for the termination of the terms of certain members of the Commission; requiring the Secretary of Natural Resources to convene the Commission in a

certain manner; requiring the Department to implement a certain Fishery Management Plan for Oysters subject to certain requirements;"; after line 15, insert:

"BY repealing and reenacting, with amendments,
Article – Natural Resources
Section 4–204(c) and 4–215(e)(4)
Annotated Code of Maryland
(2018 Replacement Volume)";

and strike in their entirety lines 21 through 25, inclusive.

On page 2, in lines 20 and 21, strike "now, therefore," and substitute "and"; and after line 21, insert:

"WHEREAS, It is the intent of the General Assembly that the recommendations of this Commission be the fishery management plan for oysters; now, therefore,".

AMENDMENT NO. 2

On page 2, in lines 8 and 9, strike "1% of historic populations" and substitute "a historic low"; in line 18, after "process" insert ", as demonstrated by the OysterFutures model which utilizes a 60–40 balance of stakeholders,"; after line 24, insert:

"4–204.

(c) (1) There is an Oyster Advisory Commission in the Department.

(2) **(I)** **[**The Commission consists of members appointed by the Secretary**] ON OR BEFORE JUNE 1, 2019, AND SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE DEPARTMENT SHALL, IN COORDINATION WITH THE UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE, CONVENE THE MEMBERS OF THE COMMISSION**.

(II) THE COMMISSION SHALL ONLY INCLUDE:

1. A REPRESENTATIVE FROM EACH COUNTY OYSTER COMMITTEE ESTABLISHED UNDER § 4–1106(B) OF THIS TITLE DESIGNATED BY THE COMMITTEE;

2. A REPRESENTATIVE FROM THE MARYLAND WATERMEN'S ASSOCIATION DESIGNATED BY THE ASSOCIATION;

3. A REPRESENTATIVE FROM THE MARYLAND OYSTERMEN'S ASSOCIATION DESIGNATED BY THE ASSOCIATION;

4. A REPRESENTATIVE FROM THE AQUACULTURE INDUSTRY DESIGNATED BY THE AQUACULTURE COORDINATING COUNCIL;

5. A REPRESENTATIVE FROM THE COMMERCIAL SEAFOOD BUYER INDUSTRY DESIGNATED BY THE SECRETARY;

6. A REPRESENTATIVE FROM THE COASTAL CONSERVATION ASSOCIATION OF MARYLAND DESIGNATED BY THE ASSOCIATION;

7. A REPRESENTATIVE FROM THE CHESAPEAKE BAY FOUNDATION DESIGNATED BY THE FOUNDATION;

8. A REPRESENTATIVE FROM THE NATURE CONSERVANCY DESIGNATED BY THE CONSERVANCY;

9. A REPRESENTATIVE FROM THE SHORERIVERS RIVERKEEPER ASSOCIATION DESIGNATED BY THE ASSOCIATION;

10. A REPRESENTATIVE FROM THE ARUNDEL RIVERS FEDERATION DESIGNATED BY THE FEDERATION;

11. A REPRESENTATIVE FROM THE OYSTER RECOVERY PARTNERSHIP, DESIGNATED BY THE PARTNERSHIP;

12. A REPRESENTATIVE FROM THE CHESAPEAKE BAY COMMISSION DESIGNATED BY THE CHESAPEAKE BAY COMMISSION;

13. A REPRESENTATIVE FROM BLUE OYSTER ENVIRONMENTAL DESIGNATED BY BLUE OYSTER ENVIRONMENTAL;

14. A REPRESENTATIVE FROM THE NATIONAL AQUARIUM DESIGNATED BY THE NATIONAL AQUARIUM; AND

15. A REPRESENTATIVE FROM THE UNIVERSITY OF MARYLAND CENTER FOR ENVIRONMENTAL SCIENCE DESIGNATED BY THE CENTER.

(3) THE FOLLOWING PERSONS SHALL PROVIDE INFORMATION TO THE COMMISSION AT THE REQUEST OF THE COMMISSION BUT MAY NOT PARTICIPATE AS VOTING MEMBERS:

(I) STATE AND FEDERAL AGENCIES TASKED WITH OYSTER MANAGEMENT AND RESTORATION RESPONSIBILITIES, INCLUDING THE DEPARTMENT, THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, AND THE U.S. ARMY CORPS OF ENGINEERS;

(II) TWO MEMBERS OF THE SENATE, ONE FROM EACH POLITICAL PARTY, APPOINTED BY THE PRESIDENT OF THE SENATE; AND

(III) TWO MEMBERS OF THE HOUSE OF DELEGATES, ONE FROM EACH POLITICAL PARTY, APPOINTED BY THE SPEAKER OF THE HOUSE.

[(3)**] (4)** The Commission shall:

(i) Provide the Department with advice on matters related to oysters in the Chesapeake Bay;

(ii) Review the best possible science and recommend changes to the framework and strategies for rebuilding and managing the oyster population in the Chesapeake Bay under the Chesapeake Bay Oyster Management Plan;

(iii) Review the latest findings relevant to the Environmental Impact Statement evaluating oyster restoration alternatives for the Chesapeake Bay;

(iv) Review any other scientific, economic, or cultural information relevant to oysters in the Chesapeake Bay; **[**and**]**

(V) DEVELOP A PACKAGE OF CONSENSUS RECOMMENDATIONS, IN COORDINATION WITH THE DEPARTMENT, FOR ENHANCING AND IMPLEMENTING THE FISHERY MANAGEMENT PLAN FOR OYSTERS UNDER § 4–215 OF THIS SUBTITLE; AND

[(v)**] (VI)** By December 31, 2007 and to the extent reasonably appropriate, report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on:

1. Strategies to minimize the impact of oyster disease, including the State repletion program and bar cleaning;

2. The framework and effectiveness of the oyster sanctuary, harvest reserve, and repletion programs, and the overall management of natural oyster bars, after performing a cost–benefit analysis that considers biological, ecological, economic, and cultural issues;

3. Strategies to maximize the ecological benefits of natural oyster bars; and

4. Strategies to improve enforcement of closed oyster areas.".

AMENDMENT NO. 3

On page 3, in line 1, after "**MEASUREMENTS**" insert "**RECOMMENDED BY THE OYSTER ADVISORY COMMISSION UNDER PARAGRAPH (5) OF THIS SUBSECTION AND**"; in line 3, after "(ii)" insert "**THE FISHERY MANAGEMENT PLAN DEVELOPED IN ACCORDANCE WITH PARAGRAPH (5) OF THIS SUBSECTION SHALL:**

1. END THE OVERFISHING OF OYSTERS IN ALL AREAS AND REGIONS OF THE CHESAPEAKE BAY AND ITS TRIBUTARIES WHERE OVERFISHING HAS OCCURRED ACCORDING TO BIOLOGICAL REFERENCE POINTS ESTABLISHED BY THE MOST RECENT OYSTER STOCK ASSESSMENT WHILE MAINTAINING A HARVEST IN THE FISHERY;

2. ACHIEVE FISHING MORTALITY RATES AT TARGET LEVELS;

3. INCREASE OYSTER ABUNDANCE;

4. INCREASE OYSTER HABITAT; AND

5. FACILITATE THE LONG–TERM SUSTAINABLE HARVEST OF OYSTERS.

(III)";

in line 12, after "**SCIENCE**" insert "**AND THE OYSTER ADVISORY COMMISSION**"; and in lines 12 and 13, strike "**CONVENE A STAKEHOLDER WORKGROUP TO**".

On pages 3 and 4, strike in their entirety the lines beginning with line 27 on page 3 through line 14 on page 4, inclusive.

On page 4, in line 15, strike "**(III)**" and substitute "**(II)**"; in the same line, strike "**STAKEHOLDER WORKGROUP**" and substitute "**OYSTER ADVISORY COMMISSION**"; strike beginning with "**REVIEW**" in line 20 down through "**ADDITIONAL**" in line 21 and substitute "**RECOMMEND**"; in lines 26 and 27, strike "**STAKEHOLDER WORKGROUP**" and substitute "**ITS**"; and after line 27, insert:

"**(III) NOTWITHSTANDING § 3–305 OF THE GENERAL PROVISIONS ARTICLE, THE OYSTER ADVISORY COMMISSION MAY MEET AND DELIBERATE IN CLOSED SESSION TO DEVELOP THE PACKAGE OF CONSENSUS RECOMMENDATIONS FOR ENHANCING AND IMPLEMENTING THE FISHERY MANAGEMENT PLAN FOR OYSTERS UNDER THIS PARAGRAPH.**".

AMENDMENT NO. 4

On page 5, after line 13, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That:

(a) The terms of the members serving on the Oyster Advisory Commission established under § 4–204(c) of the Natural Resources Article before the effective date of this Act shall terminate on the effective date of this Act.

(b) The Secretary of Natural Resources shall convene the new members of the Oyster Advisory Commission in accordance with the provisions of Section 1 of this Act.

(c) The terms of the new members convened under subsection (b) of this section shall begin on the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That the Department shall implement the 2019 Fishery Management Plan for Oysters pending the development of consensus recommendations in accordance with this Act.";

and in line 14, strike "2." and substitute "4.".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0830/663929/1
BY: Senator Elfreth

AMENDMENTS TO SENATE BILL 830, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

On page 1 of the bill, in line 11, after "actions;" insert "prohibiting the Department from using certain funds for a certain purpose;".

AMENDMENT NO. 2

On page 6 of the Education, Health, and Environmental Affairs Committee Amendments (SB0830/854236/1), in line 2 of Amendment No. 2, after "areas." insert:

"**(5) THE DEPARTMENT MAY NOT USE FUNDS ALLOCATED TO A COUNTY OYSTER COMMITTEE FOR THE COMMISSION ESTABLISHED UNDER THIS SUBSECTION.**".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

LAID OVER CALENDAR NO. 15

Senate Bill 280 – Senators McCray, Beidle, Benson, Carter, Ellis, Feldman, Guzzone, Hayes, Kagan, Lam, Lee, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, and Zucker

AN ACT concerning

Labor and Employment – Payment of Wages – Minimum Wage and Enforcement (Fight for Fifteen)

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (5) AND THE FAVORABLE REPORT.

SB0280/577171/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 280
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Augustine"; in line 2, strike "and Enforcement"; in line 5, after "periods" insert "and for certain employers except under certain circumstances"; strike beginning with "increasing" in line 5 down through "rate;" in line 9; and in line 9, after "repealing" insert "and altering".

On pages 1 and 2, strike beginning with "specifying" in line 12 on page 1 down through "rate" in line 16 on page 2 and substitute "requiring the Board of Public Works to make a certain determination on or before certain dates, subject to a certain exception and a certain limitation; authorizing the Board to consider certain other information under certain circumstances when making a certain determination; authorizing the Board to temporarily suspend an increase in the minimum wage rate for a certain period of time under certain circumstances, subject to a certain limitation; specifying the minimum wage rate in effect for a certain period if the Board temporarily suspends an increase to the minimum wage rate; requiring certain minimum wage rates to take effect at a certain time; requiring the Board to notify the Commissioner of Labor and Industry if the Board has temporarily suspended a certain increase in the minimum wage rate; prohibiting a rate increase for certain providers from going into effect if the Board has temporarily suspended a certain increase in the minimum wage rate; requiring the Commissioner to adopt certain regulations; requiring the Commissioner to provide a certain notification on a certain website".

On page 2, in line 18, after "providers;" insert "requiring that the Governor's proposed budget for certain fiscal years include certain rate increases for certain providers over the funding provided in certain legislative appropriations; requiring that the Governor's proposed budget for fiscal year 2021 and each fiscal year thereafter for certain providers be presented in the same manner as in a certain fiscal year budget; making conforming changes;"; in line 19, strike "altering a certain definition;"; in line 23, after "7–307" insert "and 16–201.3"; after line 25, insert:

"BY adding to
Article – Health – General
Section 16–201.4
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)";

in line 28, strike "3–103, 3–403, 3–413, 3–419, 3–423, 3–428, and 3–508" and substitute "3–413"; and after line 30, insert:

"BY adding to
Article – Labor and Employment
Section 3–413.1 and 3–419(d)
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 2

On page 3, strike in their entirety lines 25 through 29, inclusive; in lines 30 and 35, strike "**(3)**" and "**(4)**", respectively, and substitute "**(2)**" and "**(3)**", respectively; and in lines 31 and 36, in each instance, strike "**5.5%**" and substitute "**5%**".

On page 4, in line 4, strike "**(5)**" and substitute "**(4)**"; in line 5, strike "**5.5%**" and substitute "**4.5%**"; strike lines 9 through 16, inclusive, and substitute:

"**(5) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2024 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2023.**

(6) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2025 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2024.

(7) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2026 SHALL INCLUDE A 3% RATE INCREASE FOR COMMUNITY SERVICE PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00M01.02 COMMUNITY SERVICES FOR FISCAL YEAR 2025.";

and after line 23, insert:

"16–201.3.

(a) (1) In this section the following words have the meanings indicated.

(2) "Community provider" means a community–based agency or program funded by the Behavioral Health Administration or the Medical Care Programs Administration to serve individuals with mental disorders, substance–related disorders, or a combination of these disorders.

(3) "Rate" means the reimbursement rate paid by the Department to a community provider from the State General Fund, Maryland Medical Assistance Program funds, other State or federal funds, or a combination of these funds.

(b) This section does not apply to reimbursement for any service provided by a community provider whose rates are regulated by the Health Services Cost Review Commission.

(c) It is the intent of the General Assembly that a substantial portion of the rate adjustment provided under subsection (d) of this section be used to:

(1) Compensate direct care staff and licensed clinicians employed by community providers; and

(2) Improve the quality of programming provided by community providers.

(d) (1) The Governor's proposed budget for fiscal year 2019 and fiscal year 2020 shall include a 3.5% rate increase for community providers over the funding provided in the legislative appropriation for the immediately preceding fiscal year for each of the following:

(i) Object 08 Contractual Services in Program M00Q01.10 Medicaid Behavioral Health Provider Reimbursement – Medical Care Programs Administration;

(ii) Object 08 Contractual Services in Program M00L01.02 Community Services – Behavioral Health Administration; and

(iii) Object 08 Contractual Services in Program M00L01.03 Community Services for Medicaid State Fund Recipients – Behavioral Health Administration.

[(2) If the Behavioral Health Administration does not implement the payment system required under subsection (e) of this section for use in fiscal year 2021, the Governor's proposed budget for fiscal year 2021 shall include a 3% rate increase for community providers over the funding provided in the legislative appropriation for the immediately preceding fiscal year for each of the following:

(i) Object 08 Contractual Services in Program M00Q01.10 Medicaid Behavioral Health Provider Reimbursement – Medical Care Programs Administration;

(ii) Object 08 Contractual Services in Program M00L01.02 Community Services – Behavioral Health Administration; and

(iii) Object 08 Contractual Services in Program M00L01.03 Community Services for Medicaid State Fund Recipients – Behavioral Health Administration.**]**

(2) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2021 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(3) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2022 SHALL INCLUDE A 3.5% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(4) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2023 SHALL INCLUDE A 3.25% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(5) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2024 SHALL INCLUDE A 3% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(6) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2025 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

(7) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2026 SHALL INCLUDE A 4% RATE INCREASE FOR COMMUNITY PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR FOR EACH OF THE FOLLOWING:

(I) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00Q01.10 MEDICAID BEHAVIORAL HEALTH PROVIDER REIMBURSEMENT – MEDICAL CARE PROGRAMS ADMINISTRATION;

(II) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.02 COMMUNITY SERVICES – BEHAVIORAL HEALTH ADMINISTRATION; AND

(III) OBJECT 08 CONTRACTUAL SERVICES IN PROGRAM M00L01.03 COMMUNITY SERVICES FOR MEDICAID STATE FUND RECIPIENTS – BEHAVIORAL HEALTH ADMINISTRATION.

[(3)**] (8)** The Governor's proposed budget for fiscal **[**years**] YEAR** 2019 **[**through 2021**] AND EACH FISCAL YEAR THEREAFTER** for community providers shall be presented in the same manner, including object and program information, as in the fiscal year 2018 budget.

(e) (1) The Behavioral Health Administration and the Medical Care Programs Administration jointly shall:

(i) Conduct an independent cost–driven, rate–setting study to set community provider rates for community–based behavioral health services that includes a rate analysis and an impact study that considers the actual cost of providing community–based behavioral health services;

(ii) Develop and implement a payment system incorporating the findings of the rate–setting study conducted under item (i) of this paragraph, including projected costs of implementation and recommendations to address any potential shortfall in funding; and

(iii) Consult with stakeholders, including community providers and individuals receiving services, in conducting the rate–setting study and developing the payment system required by this paragraph.

(2) The Administration, on or before September 30, 2019, shall complete the study required under paragraph (1)(i) of this subsection.

(3) The Administration shall adopt regulations to implement the payment system required by paragraph (1) of this subsection.

(f) If services of community providers are provided through managed care organizations, the managed care organizations shall:

(1) Pay the rate in effect during the immediately preceding fiscal year for the first fiscal year the managed care organizations provide the services; and

(2) Adjust the rate for community providers each fiscal year by at least the same amount that otherwise would have been required under subsection (d) of this section.

(g) Increased funding provided under subsection (d) of this section may be used only to increase the rates paid to:

(1) Community providers accredited by a State–approved accrediting body and licensed by the State; and

(2) Health care providers who are acting within the scopes of practice of the health care providers' licenses or certificates as specified under the Health Occupations Article.

(h) (1) On or before December 1, 2018, the Department shall submit an interim report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the delivery system through which community–based behavioral health services should be provided and any preliminary recommendations regarding the payment system required under this section.

(2) On or before December 1, 2019, and on or before December 1 each year thereafter, the Department shall submit a report to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly on the impact of the rate

adjustments and the payment system required under this section on community providers, including the impact on:

(i) The wages and salaries paid and the benefits provided to direct care staff and licensed clinicians employed by community providers;

(ii) The tenure and turnover of direct care staff and licensed clinicians employed by community providers; and

(iii) The ability of community providers to recruit qualified direct care staff and licensed clinicians.

(3) The Department may require a community provider to submit, in the form and manner required by the Department, information that the Department considers necessary for completion of the report required under paragraph (2) of this subsection.

16–201.4.

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

(2) "PROVIDER" MEANS A PROVIDER OF:

(I) NURSING HOME SERVICES;

(II) MEDICAL DAY CARE SERVICES;

(III) PRIVATE DUTY NURSING SERVICES;

(IV) PERSONAL CARE SERVICES;

(V) HOME– AND COMMUNITY–BASED SERVICES; AND

(VI) SERVICES PROVIDED THROUGH THE COMMUNITY FIRST CHOICE PROGRAM.

(3) "RATE" MEANS THE REIMBURSEMENT RATE PAID BY THE DEPARTMENT TO PROVIDERS OF NURSING HOME, MEDICAL DAY CARE, PRIVATE DUTY NURSING, PERSONAL CARE, AND HOME– AND COMMUNITY–BASED SERVICES AND SERVICES PROVIDED THROUGH THE COMMUNITY FIRST CHOICE PROGRAM FROM THE STATE GENERAL FUND, MARYLAND MEDICAL ASSISTANCE PROGRAM FUNDS, OTHER STATE OR FEDERAL FUNDS, OR A COMBINATION OF THESE FUNDS.

(B) (1) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2021 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(2) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2022 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(3) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2023 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(4) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2024 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM

M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(5) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2025 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(6) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2026 SHALL INCLUDE A 4% RATE INCREASE FOR PROVIDERS OVER THE FUNDING PROVIDED IN THE LEGISLATIVE APPROPRIATION FOR THE IMMEDIATELY PRECEDING FISCAL YEAR IN PROGRAM M00Q01.03 MEDICAL CARE PROVIDER REIMBURSEMENTS – MEDICAL CARE PROGRAMS ADMINISTRATION AND PROGRAM M00Q01.07 MARYLAND CHILDREN'S HEALTH PROGRAM – MEDICAL CARE PROGRAMS ADMINISTRATION.

(7) THE GOVERNOR'S PROPOSED BUDGET FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER SHALL BE PRESENTED IN THE SAME MANNER, INCLUDING OBJECT AND PROGRAM INFORMATION, AS IN THE FISCAL YEAR 2020 BUDGET.".

AMENDMENT NO. 3

On pages 4 through 7, strike in their entirety the lines beginning with line 25 on page 4 through line 23 on page 7, inclusive.

AMENDMENT NO. 4

On pages 7 and 8, strike in their entirety the lines beginning with line 27 on page 7 through line 2 on page 8, inclusive.

On page 8, in line 3, strike "**(3)**" and substitute "**(2)**"; after line 3, insert:

"**(3) "SMALL EMPLOYER" MEANS AN EMPLOYER THAT EMPLOYS 14 OR FEWER EMPLOYEES.**";

in line 4, strike the brackets; in the same line, strike "§ 3–414" and substitute "**§§ 3–413.1 AND 3–414**"; in line 20, strike "The" and substitute "**SUBJECT TO § 3–413.1 OF THIS SUBTITLE AND EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE**"; in line 26, strike "**12–MONTH**" and substitute "**18–MONTH**"; and in line 28, strike "**JULY 1, 2019,**" and substitute "**JANUARY 1, 2020,**".

On page 9, in line 2, strike "**JULY 1, 2020,**" and substitute "**JANUARY 1, 2021,**"; in line 3, strike "**$12.00**" and substitute "**$11.75**"; in line 4, strike "**JULY 1, 2021,**" and substitute "**JANUARY 1, 2022,**"; in line 5, strike "**$13.00**" and substitute "**$12.50**"; in line 6, strike "**JULY 1, 2022,**" and substitute "**JANUARY 1, 2023,**"; in line 7, strike "**$14.00**" and substitute "**$13.25**"; in line 8, strike "**JULY 1, 2023,**" and substitute "**JANUARY 1, 2024,**"; in line 9, strike "**$15.00**" and substitute "**$14.00**"; and after line 9, insert:

"**(VIII) BEGINNING JANUARY 1, 2025, $15.00 PER HOUR.**

(2) SUBJECT TO § 3–413.1 OF THIS SUBTITLE, THE STATE MINIMUM WAGE RATE FOR A SMALL EMPLOYER IS:

(I) FOR THE 18–MONTH PERIOD BEGINNING JULY 1, 2018, $10.10 PER HOUR;

(II) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2020, $11.00 PER HOUR;

(III) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2021, $11.50 PER HOUR;

(IV) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2022, $12.00 PER HOUR;

(V) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2023, $12.50 PER HOUR;

(VI) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2024, $13.00 PER HOUR;

(VII) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2025, $13.50 PER HOUR;

(VIII) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2026, $14.00 PER HOUR;

(IX) FOR THE 12–MONTH PERIOD BEGINNING JANUARY 1, 2027, $14.50 PER HOUR; AND

(X) BEGINNING JANUARY 1, 2028, $15.00 PER HOUR.".

On pages 9 and 10, strike in their entirety the lines beginning with line 10 on page 9 through line 3 on page 10, inclusive.

On page 10, in line 4, strike the bracket; strike beginning with "(1)" in line 4 down through the first "an" in line 5 and substitute "**AN**"; in line 7, strike "20" and substitute "**18**"; and strike in their entirety lines 8 through 20, inclusive, and substitute:

"**3–413.1.**

(A) IN THIS SECTION, "BOARD" MEANS THE BOARD OF PUBLIC WORKS.

(B) (1) SUBJECT TO SUBSECTION (D) OF THIS SECTION AND EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, ON OR BEFORE OCTOBER 1, 2020, AND OCTOBER 1 EACH YEAR THEREAFTER UNTIL OCTOBER 1, 2024, THE BOARD SHALL DETERMINE WHETHER THE SEASONALLY ADJUSTED TOTAL EMPLOYMENT FROM THE CURRENT EMPLOYMENT STATISTICS SERIES AS REPORTED BY THE U.S. BUREAU OF LABOR STATISTICS FOR THE MOST RECENT 6–MONTH PERIOD IS NEGATIVE AS COMPARED WITH THE IMMEDIATELY PRECEDING 6–MONTH PERIOD.

(2) THE BOARD IS NOT REQUIRED TO MAKE A DETERMINATION UNDER PARAGRAPH (1) OF THIS SUBSECTION IF THE BOARD HAS PREVIOUSLY TEMPORARILY SUSPENDED AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE.

(C) (1) SUBJECT TO SUBSECTION (D) OF THIS SECTION, THE BOARD MAY TEMPORARILY SUSPEND AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE IF THE BOARD DETERMINED UNDER SUBSECTION (B)(1) OF THIS SECTION THAT THE SEASONALLY ADJUSTED TOTAL EMPLOYMENT IS NEGATIVE.

(2) IF THE SEASONALLY ADJUSTED TOTAL EMPLOYMENT IS NEGATIVE, THE BOARD MAY CONSIDER THE PERFORMANCE OF STATE REVENUES IN THE PREVIOUS 6 MONTHS, AS REPORTED BY THE OFFICE OF THE COMPTROLLER, IN DETERMINING WHETHER TO TEMPORARILY SUSPEND AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE.

(D) THE BOARD MAY TEMPORARILY SUSPEND AN INCREASE TO THE MINIMUM WAGE RATE UNDER SUBSECTION (C)(1) OF THIS SECTION ONLY ONE TIME.

(E) IF THE BOARD TEMPORARILY SUSPENDS AN INCREASE TO THE MINIMUM WAGE RATE SPECIFIED UNDER § 3–413(C) OF THIS SUBTITLE:

(1) THE MINIMUM WAGE RATE IN EFFECT FOR THE PERIOD BEGINNING THE FOLLOWING JANUARY 1 SHALL REMAIN THE SAME AS THE RATE THAT WAS IN EFFECT FOR THE IMMEDIATELY PRECEDING 12–MONTH PERIOD;

(2) THE REMAINING MINIMUM WAGE RATES SPECIFIED IN § 3–413 OF THIS SUBTITLE SHALL TAKE EFFECT 1 YEAR LATER THAN THE DATE SPECIFIED;

(3) THE BOARD SHALL NOTIFY THE COMMISSIONER THAT THE MINIMUM WAGE RATE INCREASE FOR THE PERIOD BEGINNING THE FOLLOWING JANUARY 1 IS SUSPENDED FOR 1 YEAR; AND

(4) A RATE INCREASE UNDER §§ 7–307, 16–201.3, AND 16–201.4 OF THE HEALTH – GENERAL ARTICLE FOR THE IMMEDIATELY FOLLOWING FISCAL YEAR MAY NOT GO INTO EFFECT.

3–419.

(D) (1) THE COMMISSIONER SHALL ADOPT REGULATIONS, IN CONSULTATION WITH PAYROLL SERVICE PROVIDERS AND RESTAURANT INDUSTRY TRADE GROUP REPRESENTATIVES, TO REQUIRE RESTAURANT EMPLOYERS THAT INCLUDE A TIP CREDIT AS PART OF THE WAGE OF AN EMPLOYEE TO PROVIDE TIPPED EMPLOYEES WITH A WRITTEN OR ELECTRONIC WAGE STATEMENT FOR EACH PAY PERIOD THAT SHOWS THE EFFECTIVE HOURLY TIP RATE AS DERIVED FROM EMPLOYER–PAID CASH WAGES PLUS ALL REPORTED TIPS FOR TIP CREDIT HOURS WORKED EACH WORKWEEK OF THE PAY PERIOD.

(2) THE COMMISSIONER SHALL PROVIDE NOTIFICATION OF THE TIP CREDIT WAGE STATEMENT REGULATIONS ON THE DEPARTMENT'S WEBSITE.".

AMENDMENT NO. 5

On pages 10 through 18, strike in their entirety the lines beginning with line 21 on page 10 through line 11 on page 18, inclusive.

The preceding 5 amendments were read only.

Senator Kelley moved to make the Bill and Amendments a Special Order for March 13, 2019.

The motion was adopted.

Senate Bill 793 – Senator Hayes (By Request)

SECOND PRINTING

AN ACT concerning

Community Safety and Strengthening Act

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (7) AND THE FAVORABLE REPORT.

SB0793/408976/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 793
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 27, after "circumstances;" insert "requiring the University to maintain a police department in which a certain percentage of the workforce are residents of Baltimore City under certain circumstances; requiring the University to employ not more than a certain number of employees within the police department under certain circumstances; requiring the University to host a certain number of job events, at certain sites in Baltimore City, at which individuals are interviewed for the police department workforce;"; and in line 28, after "circumstances;" insert "requiring the University to require University police officers to wear body–worn cameras in a certain manner under certain circumstances;".

On page 2, in line 8, after "bargaining;" insert "requiring the University to allow a person or a governmental unit to access certain information in a certain manner under certain circumstances; providing that the University, the police department, and the officers, employees, and agents of the University or police department are not entitled to certain immunities and may not raise a certain defense under certain circumstances; providing that no action may be maintained against the State under certain circumstances; requiring the Department of Legislative Services to conduct a certain evaluation on or before a certain date in a certain manner, under certain circumstances; requiring the Department of Legislative Services to prepare certain legislation under certain circumstances; requiring the Department of Legislative Services to issue a certain report relating to the modification or termination of certain provisions of this Act under certain circumstances;"; and in line 18, after "terms;" insert "providing for the construction of certain provisions of this Act; providing for the termination of certain provisions of this Act, under certain circumstances;".

On page 3, in line 14, strike "24–1209" and substitute "24–1212".

AMENDMENT NO. 2

On page 5, in line 17, after "**$3,500,000**" insert "**TO THE LOCAL MANAGEMENT BOARD FOR BALTIMORE CITY**".

AMENDMENT NO. 3

On page 8, strike beginning with "**IN**" in line 27 down through "**UNIVERSITY**" in line 28; in line 28, strike "**AND**"; and after line 28, insert:

"**(II) LOCATED ON:**

1. THE HOMEWOOD CAMPUS, MEANING THE AREA BOUNDED BY WEST UNIVERSITY PARKWAY AND EAST UNIVERSITY PARKWAY ON

THE NORTH, EAST 28TH STREET AND WEST 28TH STREET ON THE SOUTH, REMINGTON AVENUE AND STONY RUN STREAM ON THE WEST, AND NORTH CALVERT STREET ON THE EAST;

2. THE EAST BALTIMORE CAMPUS, MEANING THE AREA BOUNDED BY EAST EAGER STREET ON THE NORTH, EAST BALTIMORE STREET ON THE SOUTH, NORTH CAROLINE STREET ON THE WEST, AND NORTH CASTLE STREET ON THE EAST; OR

3. THE PEABODY CAMPUS, MEANING THE AREA BOUNDED BY WEST MADISON STREET AND EAST MADISON STREET ON THE NORTH, EAST HAMILTON STREET AND WEST HAMILTON STREET ON THE SOUTH, CATHEDRAL STREET ON THE WEST, AND SAINT PAUL STREET ON THE EAST; AND".

On page 9, in line 1, strike "**(II)**" and substitute "**(III)**"; and in lines 12 and 15, in each instance, strike "**SECTION**" and substitute "**SUBTITLE**".

On page 10, strike beginning with "**CONCURRENTLY**" in line 11 down through "**WITHIN**" in line 12 and substitute "**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, WITHIN**"; in line 13, strike "**AN**" and substitute "**THE**"; in line 15, after "**(II)**" insert "**A UNIVERSITY POLICE OFFICER MAY EXERCISE THESE POWERS WITHIN AREAS ADJACENT TO THE CAMPUS AREA ONLY IF:**

1. THE UNIVERSITY RECEIVES A MAJORITY OF SUPPORT FROM THE MEMBERS OF THE RELEVANT CAMPUS–ADJACENT COMMUNITIES FOR THE POLICE DEPARTMENT TO OPERATE IN THEIR COMMUNITIES; AND

2. THE BALTIMORE CITY COUNCIL APPROVES A RESOLUTION AFFIRMING THAT THE UNIVERSITY HAS RECEIVED THE SUPPORT REQUIRED UNDER ITEM 1 OF THIS SUBPARAGRAPH AND SPECIFYING THE CAMPUS–ADJACENT COMMUNITY AREAS IN WHICH THE POLICE DEPARTMENT IS AUTHORIZED TO OPERATE.

(III)";

strike beginning with "**PROPERTY**" in line 20 down through "**UNIVERSITY**" in line 21 and substitute "**A CAMPUS AREA**"; and in line 23, after the second "**CITY**" insert "**IF:**

A. THERE IS A SUDDEN AND UNFORESEEN EMERGENCY OF SUCH PUBLIC GRAVITY AND URGENCY THAT IT REQUIRES AN IMMEDIATE RESPONSE TO PROTECT THE PUBLIC WELFARE; AND

B. THE MAYOR ISSUES AN ORDER DECLARING AN EMERGENCY THAT SPECIFIES THE MANNER IN WHICH THE POLICE OFFICER'S POWERS WILL BE EXERCISED".

AMENDMENT NO. 4

On page 10, in line 28, before "**IF**" insert "**(A)**".

On page 11, strike beginning with the comma in line 27 down through "**DEVICES**" in line 28.

On page 12, in line 19, strike the second "**AND**"; in line 20, after "**(4)**" insert "**SUBJECT TO SUBSECTION (B) OF THIS SECTION, WITHIN 5 YEARS AFTER THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING UNDER § 24–1202 OF THIS SUBTITLE, MAINTAIN A POLICE DEPARTMENT IN WHICH AT LEAST 25% OF THE POLICE DEPARTMENT'S WORKFORCE ARE RESIDENTS OF BALTIMORE CITY;**

(5) REQUIRE UNIVERSITY POLICE OFFICERS TO WEAR BODY–WORN CAMERAS IN ACCORDANCE WITH:

(I) PROCEDURES ADOPTED BY THE UNIVERSITY; AND

(II) THE BODY–WORN CAMERA POLICY ESTABLISHED BY THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION UNDER § 3–511 OF THE PUBLIC SAFETY ARTICLE;

(6) EMPLOY NOT MORE THAN 100 EMPLOYEES WITHIN THE POLICE DEPARTMENT; AND

(7)";

and after line 22, insert:

"**(B) SUBSECTION (A)(4) OF THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THE UNIVERSITY TO HIRE AN OFFICER WHO:**

(1) DOES NOT MEET THE POLICE OFFICER CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION SPECIFIED UNDER § 3–209 OF THE PUBLIC SAFETY ARTICLE; OR

(2) FAILS AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER SUBSECTION (A)(2) OF THIS SECTION.

(C) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY SHALL HOST OR PARTICIPATE IN AT LEAST FOUR JOB EVENTS IN EACH CALENDAR YEAR, LOCATED IN DIFFERENT SITES IN BALTIMORE CITY, REPRESENTATIVE OF THE BALTIMORE CITY COMMUNITY, AT WHICH INDIVIDUALS ARE INTERVIEWED FOR POSITIONS IN THE POLICE DEPARTMENT WORKFORCE.".

AMENDMENT NO. 5

On page 13, in line 29, after "**BOARD**" insert "**WITH THE ADVICE AND CONSENT OF THE SENATE**".

On page 14, in line 6, after "**SUBSECTION**" insert "**WITH THE ADVICE AND CONSENT OF THE SENATE**".

AMENDMENT NO. 6

On page 15, after line 6, insert:

"**(2) THE FOLLOWING INFORMATION RELATING TO INDIVIDUALS WHO APPLIED TO JOIN THE UNIVERSITY POLICE DEPARTMENT WORKFORCE:**

(I) THE TOTAL NUMBER OF INDIVIDUALS WHO APPLIED, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(II) THE TOTAL NUMBER OF INDIVIDUALS WHO WERE HIRED AS MEMBERS OF THE WORKFORCE, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(III) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED DURING THE APPLICATION PROCESS FOR FAILING TO MEET THE CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION;

(IV) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED BY FAILING AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER § 24–1203(A)(2) OF THIS SUBTITLE; AND

(V) THE NUMBER OF BALTIMORE CITY RESIDENTS, REPORTED BY ZIP CODE OF RESIDENCE, WHO WERE HIRED AS MEMBERS OF THE WORKFORCE;

(3) THE FOLLOWING INFORMATION, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, FOR THE JOHNS HOPKINS UNIVERSITY CAMPUS SECURITY WORKFORCE:

(I) THE NUMBER OF APPLICANTS TO THE WORKFORCE; AND

(II) THE NUMBER OF INDIVIDUALS HIRED TO THE WORKFORCE;";

and in lines 7, 9, 11, 13, 14, 16, 20, 23, 25, and 27, strike "**(2)**", "**(3)**", "**(4)**", "**(5)**", "**(6)**", "**(2)**", "**(7)**", "**(8)**", "**(9)**", and "**(10)**", respectively, and substitute "**(4)**", "**(5)**", "**(6)**", "**(7)**", "**(8)**", "**(II)**", "**(9)**", "**(10)**", "**(11)**", and "**(12)**", respectively.

On page 16, in line 2, after "**AND**" insert "**, WHEN APPLICABLE,**"; and after line 13, insert:

"**(D) THE UNIVERSITY SHALL SUBMIT ALL INCIDENT REPORTS TO THE BALTIMORE POLICE DEPARTMENT USING THE STANDARD REPORTING POLICIES AND SYSTEMS OF THE BALTIMORE POLICE DEPARTMENT.**".

AMENDMENT NO. 7

On page 16, after line 18, insert:

"**24–1210.**

(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE POLICE DEPARTMENT SHALL ALLOW A PERSON OR GOVERNMENTAL UNIT TO ACCESS INFORMATION IN THE SAME MANNER AS A PERSON OR GOVERNMENTAL UNIT WOULD BE ABLE TO ACCESS A PUBLIC RECORD OF A LAW ENFORCEMENT AGENCY UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION IS:

(1) INCLUDED IN RECORDS THAT ARE:

(I) CREATED SOLELY FOR LAW ENFORCEMENT PURPOSES; OR

(II) RELATED TO AN ARREST FOR A CRIMINAL OFFENSE; AND

(2) WOULD BE SUBJECT TO DISCLOSURE UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION WERE IN A RECORD CREATED BY A LAW ENFORCEMENT AGENCY.

(B) THIS SECTION MAY NOT BE CONSTRUED TO MAKE AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10–101 OF THIS ARTICLE, SUBJECT TO THE PUBLIC INFORMATION ACT.

24–1211.

(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY, THE POLICE DEPARTMENT, AND THE OFFICERS, EMPLOYEES, AND AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT:

(1) ARE NOT ENTITLED TO IMMUNITY UNDER TITLE 5, SUBTITLE 3 OF THE COURTS ARTICLE (LOCAL GOVERNMENT TORT CLAIMS ACT), TITLE 12, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE (MARYLAND TORT CLAIMS ACT), OR COMMON LAW PUBLIC OFFICIAL IMMUNITY; AND

(2) MAY NOT RAISE THE DEFENSE OF SOVEREIGN IMMUNITY.

(B) NO ACTION MAY BE MAINTAINED AGAINST THE STATE FOR THE CONDUCT OR OTHER ACTS OF THE UNIVERSITY, THE POLICE DEPARTMENT, OR THE OFFICERS, EMPLOYEES, OR AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT.

24–1212.

(A) (1) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL CONDUCT A PRELIMINARY EVALUATION OF THE POLICE DEPARTMENT ON OR BEFORE DECEMBER 15, 2027, IN THE SAME MANNER AS A PRELIMINARY EVALUATION IS CONDUCTED UNDER THE MARYLAND PROGRAM EVALUATION ACT.

(2) IF THE LEGISLATIVE POLICY COMMITTEE DOES NOT DETERMINE THAT A FULL EVALUATION IS NEEDED, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL PREPARE LEGISLATION TO EXTEND THE TERMINATION DATE UNDER SUBSECTION (C) OF THIS SECTION AND THE EVALUATION DATE UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(B) IF THE LEGISLATIVE POLICY COMMITTEE DETERMINES A FULL EVALUATION IS NECESSARY, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL, IN THE SAME MANNER AS IS REQUIRED UNDER THE MARYLAND PROGRAM EVALUATION ACT:

(1) CONDUCT A FULL EVALUATION IN THE SAME MANNER AS A FULL EVALUATION; AND

(2) ISSUE A FULL REPORT TO THE GENERAL ASSEMBLY RECOMMENDING THAT THIS SUBTITLE SHOULD BE REESTABLISHED, WITH OR WITHOUT CHANGES, OR ALLOWED TO TERMINATE.

(C) SUBJECT TO THE EVALUATION AND REESTABLISHMENT PROVISIONS OF THIS SECTION, THIS SUBTITLE AND ALL POLICIES AND STANDARDS ADOPTED UNDER

THIS SUBTITLE SHALL TERMINATE AND BE OF NO FURTHER EFFECT AFTER JULY 1, 2029.".

The preceding 7 amendments were read only.

Senator Carter moved to make the Bill and Amendments a Special Order for March 13, 2019.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 20

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

Senate Bill 52 – Chair, Finance Committee (By Request – Departmental – Maryland Energy Administration)

AN ACT concerning

State Government – Strategic Energy Investment Program – Reporting

Senator Ferguson moved to make the Bill and Report a Special Order for March 13, 2019.

The motion was adopted.

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

Senate Bill 299 – Senators Benson, Kagan, Lam, and Nathan–Pulliam

AN ACT concerning

Tanning Devices – Use by Minors

SB0299/957176/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 299
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, in each instance, strike "physician" and substitute "certain health care practitioner"; in line 11, strike "physician to prescribe to" and substitute "prescription to be written for"; and in the same line, after "minor" insert "for".

AMENDMENT NO. 2

On page 2, in line 7, in each instance, strike "**PHYSICIAN**" and substitute "**HEALTH CARE PRACTITIONER ACTING WITHIN THE SCOPE OF THE LICENSE OF THE HEALTH CARE PRACTITIONER**"; and in line 9, strike "**PHYSICIAN TO PRESCRIBE TO A MINOR**" and substitute "**PRESCRIPTION TO BE WRITTEN FOR A MINOR FOR**".

The preceding 2 amendments were read only.

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

The motion was adopted.

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

Senate Bill 483 – Senators Guzzone and Hester

AN ACT concerning

Maryland Farms and Families Fund – Purpose, Use, Funding, and Grant Qualifications – Alterations

SB0483/747571/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 483
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "year;" insert "providing that the appropriation is in addition to certain other funding for a certain division in the Department of Agriculture;".

AMENDMENT NO. 2

On page 3, in line 30, strike "**$500,000**" and substitute "**$100,000**".

On page 4, in line 4, after "(a)" insert "**(1)**"; in lines 7, 10, 11, 12, and 14, strike "(1)", "**(2)**", "**(3)**", "**(4)**", and "**(5)**", respectively, and substitute "**(I)**", "**(II)**", "**(III)**", "**(IV)**", and "**(V)**", respectively; and after line 15, insert:

"**(2) IN ADDITION TO THE REQUIREMENTS UNDER PARAGRAPH (1) OF THIS SUBSECTION, IN AWARDING A GRANT IN ACCORDANCE WITH THIS SUBTITLE, THE DEPARTMENT MAY CONSIDER WHETHER THE NONPROFIT ORGANIZATION HAS A DEMONSTRATED RECORD OF PROVIDING SERVICES IN FOOD DESERTS.**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 695 – Senator Kramer

AN ACT concerning

Maryland Commercial Receivership Act

SB0695/127673/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 695
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 21, after "circumstances;" insert "prohibiting a court from ordering a certain stay under certain circumstances;"; and strike beginning with "authorizing" in line 40 down through "manner" in line 41 and substitute "authorizing a court to direct an entry of a final order under certain circumstances".

AMENDMENT NO. 2

On page 13, in line 24, strike "**OR**" and substitute a comma; in line 25, after "**UNIT**" insert "**, OR A PERSON APPOINTED AS RECEIVER AT THE REQUEST OF THE GOVERNMENTAL UNIT,**"; in line 26, strike "**OR**" and substitute a comma; and in line 27, after "**UNIT**" insert "**, OR THE PERSON APPOINTED AS RECEIVER AT THE REQUEST OF THE GOVERNMENTAL UNIT**".

On page 14, in line 24, after "**CORPORATION**" insert "**UNDER § 3–411 OR § 3–415 OF THE CORPORATIONS AND ASSOCIATIONS ARTICLE**".

On page 34, in line 17, after "**(B)**" insert "**(1)**"; in the same line, strike "**A**" and substitute "**EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A**"; in line 19, strike "**(1)**" and substitute "**(I)**"; in line 20, strike "**(2)**" and substitute "**(II)**"; and after line 20, insert:

"**(2) A COURT MAY NOT ORDER A STAY UNDER PARAGRAPH (1) OF THIS SUBSECTION, WITH RESPECT TO A GOVERNMENTAL UNIT COMMENCING OR CONTINUING AN ACTION OR PROCEEDING TO ENFORCE ITS POLICE OR REGULATORY POWER, THAT INCLUDES ENFORCING A NONMONETARY JUDGMENT.**".

AMENDMENT NO. 3

On page 40, strike in their entirety lines 3 through 18, inclusive, and substitute:

"**IF AN ORDER ENTERED IN A PROCEEDING UNDER THIS TITLE IS NOT A FINAL ORDER AND THE COURT DETERMINES IN A WRITTEN ORDER THAT THERE IS NO JUST REASON FOR DELAY, THE COURT MAY DIRECT THE ENTRY OF A FINAL ORDER AS SET FORTH IN MARYLAND RULE 2–602(B).**".

The preceding 3 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 Kelley, Chair, for the Committee on Finance reported favorably with amendments:

Senate Bill 195 – Senators Kelley, Feldman, Ferguson, Guzzone, Hayes, Kramer, Lam, Peters, Pinsky, Rosapepe, Washington, and Young

AN ACT concerning

Public Health – Prescription Drug Monitoring Program – Revisions

SB0195/777272/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 195

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "prohibiting" in line 19 down through "circumstances;" in line 22 and substitute "authorizing the Program to refer a certain violation of law or a certain breach of professional standards to the Office of Controlled Substances Administration for a certain investigation under certain circumstances and under certain conditions;"; in line 24, after "action;" insert "altering a certain reporting requirement; specifying the intent of the General Assembly; defining a certain term;"; in the same line, strike the second "a"; in the same line, strike "change" and substitute "changes"; and after line 25, insert:

"BY repealing and reenacting, with amendments,
Article – Health – General
Section 21–2A–01, 21–2A–05(f), and 21–2A–06(c) and (d)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)".

On page 2, strike in their entirety lines 2 through 6, inclusive.

AMENDMENT NO. 2

On page 2, after line 9, insert:

"21–2A–01.

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

(b) "Board" means the Advisory Board on Prescription Drug Monitoring.

(c) (1) "Dispense" has the meaning stated in § 12–101 of the Health Occupations Article.

(2) "Dispense" does not include:

(i) Directly administering a monitored prescription drug to a patient; or

(ii) Giving out prescription drug samples.

(d) (1) "Dispenser" means a person authorized by law to dispense a monitored prescription drug to a patient or the patient's agent in the State.

(2) "Dispenser" includes a nonresident pharmacy.

(3) "Dispenser" does not include:

(i) A licensed hospital pharmacy that only dispenses a monitored prescription drug for direct administration to an inpatient of the hospital;

(ii) An opioid treatment services program;

(iii) A veterinarian licensed under Title 2, Subtitle 3 of the Agriculture Article when prescribing controlled substances for animals in the usual course of providing professional services;

(iv) A pharmacy issued a waiver permit under COMAR 10.34.17.03 that provides pharmaceutical specialty services exclusively to persons living in assisted living facilities, comprehensive care facilities, and developmental disabilities facilities; and

(v) A pharmacy that:

1. Dispenses medications to an inpatient hospice; and

2. Has been granted a waiver under § 21–2A–03(f) of this subtitle.

(e) "Licensing entity" means an entity authorized under the Health Occupations Article to license, regulate, or discipline a prescriber or dispenser.

(f) "Monitored prescription drug" means a prescription drug that contains a Schedule II, Schedule III, Schedule IV, or Schedule V controlled dangerous substance designated under Title 5, Subtitle 4 of the Criminal Law Article.

(G) "OFFICE" MEANS THE OFFICE OF CONTROLLED SUBSTANCES ADMINISTRATION IN THE DEPARTMENT.

[(g)**] (H)** "Opioid treatment services program" means a program that:

(1) Is certified in accordance with § 8–401 of this article or licensed by the State under § 7.5–401 of this article;

(2) Is authorized to treat patients with opioid dependence with a medication approved by the federal Food and Drug Administration for opioid dependence;

(3) Complies with:

(i) The Code of Federal Regulations 42, Part 8;

(ii) COMAR 10.47.02.11; and

(iii) Requirements for the secure storage and accounting of opioid medication imposed by the federal Drug Enforcement Administration and the **[**State**]** Office **[**of Controlled Substances Administration**]**; and

(4) Has been granted a certification for operation by the Department, the federal Substance Abuse and Mental Health Services Administration, and the federal Center for Substance Abuse Treatment.

[(h)**] (I)** "Pharmacist" means an individual who is licensed under Title 12 of the Health Occupations Article to dispense a monitored prescription drug.

[(i)**] (J)** "Pharmacist delegate" means an individual who is:

(1) Authorized by a registered pharmacist to request or access prescription monitoring data; and

(2) Employed by or under contract with the same professional practice as the registered pharmacist.

[(j)**] (K)** "Prescriber" means a licensed health care professional authorized by law to prescribe a monitored prescription drug.

[(k)**] (L)** "Prescriber delegate" means an individual who is:

(1) Authorized by a registered prescriber to request or access prescription monitoring data; and

(2) Employed by or under contract with the same professional practice as the prescriber.

[(l)**] (M)** "Prescription drug" has the meaning stated in § 21–201 of this title.

[(m)**] (N)** "Prescription monitoring data" means the information submitted to the Program for a monitored prescription drug.

[(n)**] (O)** "Program" means the Prescription Drug Monitoring Program established under this subtitle.

[(o)**] (P)** "Registered" means registered with the Program to request or access prescription monitoring data for clinical use.

[(p)**] (Q)** "Terminal illness" means a medical condition that, within reasonable medical judgment, involves a prognosis for a patient that likely will result in the patient's death within 6 months.".

On page 3, after line 19, insert:

"21–2A–05.

(f) The Board shall:

(1) Meet not fewer than three times annually;

(2) Make recommendations to the Secretary relating to the design and implementation of the Program, including recommendations relating to:

(i) Regulations;

(ii) Legislation; and

(iii) Sources of funding, including grant funds under the Harold Rogers Prescription Drug Monitoring Program and other sources of federal, private, or State funds;

(3) Provide annually to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly a report that includes:

(i) The number of prescribers and prescriber delegates registered with and using the Program;

(ii) The number of pharmacists and pharmacist delegates registered with and using the Program;

(iii) The number of disclosures made to federal law enforcement agencies or State or local law enforcement agencies;

(iv) An analysis of the impact of the Program on patient access to pharmaceutical care and on curbing prescription drug diversion in the State; **[**and**]**

(V) 1. THE NUMBER OF PROVIDERS, BY PROVIDER TYPE, WHO RECEIVED OUTREACH AND EDUCATION FROM THE PROGRAM; AND

2. THE NUMBER OF CASES FOR WHICH THE PROVIDERS RECEIVED OUTREACH AND EDUCATION FROM THE PROGRAM;

(VI) 1. THE NUMBER OF CASES THAT WERE IDENTIFIED FOR TECHNICAL ADVISORY COMMITTEE REVIEW BEFORE REFERRAL TO THE OFFICE; AND

2. THE NUMBER OF PROVIDERS, BY PROVIDER TYPE, INVOLVED IN THE CASES;

(VII) 1. THE NUMBER OF CASES THAT WERE REFERRED TO THE OFFICE FOR FURTHER EVALUATION AND THE OUTCOMES OF THE OFFICE EVALUATIONS; AND

2. THE NUMBER OF PROVIDERS, BY PROVIDER TYPE, INVOLVED IN THE CASES; AND

[(v)**]** **(VIII)** Any recommendations related to modification or continuation of the Program; and

(4) Provide ongoing advice and consultation on the implementation and operation of the Program, including recommendations relating to:

(i) Changes in the Program to reflect advances in technology and best practices in the field of electronic health records and electronic prescription monitoring;

(ii) Changes to statutory requirements; and

(iii) The design and implementation of an ongoing evaluation component of the Program.".

On page 4, in line 24, strike "of Controlled Substances Administration".

AMENDMENT NO. 3

On page 6, in line 3, strike "**1.**"; in the same line, strike "**MAY**" and substitute "**SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, MAY**"; in line 4, strike "**OF CONTROLLED SUBSTANCES ADMINISTRATION**"; strike beginning with the semicolon in line 5 down through "**INVESTIGATION**" in line 10; in line 14, strike "indications of" and substitute "**METHODS USED TO IDENTIFY**"; in line 17, strike "**SUFFICIENT TO ADVISE ON**" and substitute "**ADVISING**"; in line 22, after "**ACCOUNT**" insert "**TO THE EXTENT PRACTICABLE**"; strike in their entirety lines 24 through 29, inclusive, and substitute:

"**(4) (I) IF METHODS DEVELOPED UNDER PARAGRAPH (3)(I) OF THIS SUBSECTION INDICATE A POSSIBLE VIOLATION OF LAW OR A POSSIBLE BREACH OF PROFESSIONAL STANDARDS AND THE PROGRAM DETERMINES THAT OUTREACH AND EDUCATION TO THE PRESCRIBER OR DISPENSER IS INADEQUATE TO ADDRESS THE POSSIBLE BREACH OR VIOLATION, THE PROGRAM MAY REFER THE POSSIBLE VIOLATION OF LAW OR A POSSIBLE BREACH OF PROFESSIONAL STANDARDS ALONG WITH PRESCRIPTION MONITORING DATA TO THE OFFICE FOR FURTHER INVESTIGATION, PROVIDED THAT THE PROGRAM:**

1. PROVIDES NOTICE AND AN OPPORTUNITY TO THE TECHNICAL ADVISORY COMMITTEE TO MAKE RECOMMENDATIONS WITHIN 10 BUSINESS DAYS REGARDING INTERPRETATION OF THE DATA;

2. PROVIDES THE RECOMMENDATIONS OF THE TECHNICAL ADVISORY COMMITTEE, IF ANY, TO THE OFFICE; AND

3. NOTIFIES THE PRESCRIBER OR THE DISPENSER THAT THE PRESCRIPTION MONITORING DATA WILL BE PROVIDED TO THE OFFICE FOR FURTHER INVESTIGATION.";

in line 30, strike "**(4)**" and substitute "**(II)**"; in line 33, strike "**(I)**" and substitute "**1.**"; in lines 31 and 32, strike "**OF CONTROLLED SUBSTANCES ADMINISTRATION**"; and in lines 34 and 35, strike "**OF CONTROLLED SUBSTANCES ADMINISTRATION**".

On page 7, in line 2, strike "**(II)**" and substitute "**2.**".

AMENDMENT NO. 4

On page 7, after line 15, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General Assembly that the Prescription Drug Monitoring Program shall continue to work with the Program's technical advisory committee to further refine and enhance the quality of the algorithms and other data tools to identify possible or probable violations of law and breaches of professional standards.";

and in line 16, strike "2." and substitute "3.".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0195/143927/1
BY: Senator Kelley

AMENDMENT TO SENATE BILL 195, AS AMENDED

On page 9 of the Finance Committee Amendments (SB0195/777272/1), in line 5 of Amendment No. 4, strike "or probable".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 496 – Senators Hayes, Benson, Edwards, Feldman, Guzzone, King, Klausmeier, Peters, Rosapepe, Waldstreicher, Washington, and Zucker

AN ACT concerning

Payroll Recovery Act – Sunset Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 532 – Senators Klausmeier, Beidle, Benson, Feldman, Hayes, and Reilly

AN ACT concerning

Insurance – Formation of Domestic Insurers – Number of Directors

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 573 – Senator Feldman

AN ACT concerning

Energy Storage Pilot Project Act

SB0573/187077/2

BY: Finance Committee

AMENDMENTS TO SENATE BILL 573
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike "an application" and substitute "applications"; in line 18, after "program;" insert "requiring an investor–owned electric company to solicit proposals and apply for Commission approval of certain projects on or before certain dates; requiring the Commission to make a certain determination on or before a certain date; requiring the Commission to solicit comments from certain stakeholders and hold a hearing on certain applications; requiring the Commission to approve, approve with modification, or reject a certain application; requiring an investor–owned electric company to submit a certain amended application within a certain time period; requiring the Commission to approve, approve with modifications, or reject a certain amended application within a certain period of time; authorizing the Commission to establish certain interim deadlines;"; in line 19, strike "a certain date;" and substitute "certain dates;"; strike beginning with "authorizing" in line 21 down through "date;" in line 23 and substitute "requiring the Commission to determine which data related to the projects may be made available only to certain persons and which data related to the projects may be made available to the public; authorizing the Commission to extend the pilot program and delay by a corresponding amount of time a certain evaluation and report under certain circumstances; requiring the Commission to submit a certain interim report to the General Assembly on or before a certain date;"; in line 24, after "date" insert "under certain circumstances"; and in line 26, after "company;" insert "providing that the termination of the pilot program does not affect certain cost recovery by an investor–owned electric company;".

AMENDMENT NO. 2

On page 2, in line 11, strike "**DISPATCHING**" and substitute "**DELIVERING**".

On page 3, in line 5, after "**WOULD**" insert "**:**

(I)";

after line 6, insert:

"**(II) ALLOW THE THIRD PARTY TO OPERATE THE PROJECT IN WHOLESALE MARKETS OR OTHER APPLICATIONS WHEN THE PROJECT IS NOT PROVIDING GRID SERVICES; AND**";

in lines 14 and 15, strike "**AN APPLICATION**" and substitute "**APPLICATIONS**"; in line 17, after "**SECTION**" insert "**, ONE OF WHICH MUST BE FROM A MODEL DESCRIBED IN SUBSECTION (C)(3) OR (4) OF THIS SECTION**"; and in lines 29 and 30, strike "**OR OTHERWISE OFFERS NET SOCIETAL BENEFITS**".

On page 4, in line 1, strike "**EACH**" and substitute "**THE**"; in line 11, strike "**AND**"; and in line 14, after "**BENEFITS;**" insert "**AND**

(VI) THE ESTIMATED IMPACT OF EACH PROJECT ON THE INVESTOR–OWNED ELECTRIC COMPANY'S RATES FOR EACH CLASS OF CUSTOMER;".

On page 5, in lines 24 and 25, strike "**FEBRUARY 28, 2020**" and substitute "**JUNE 1, 2019**"; in line 26, after "**(2)**" insert "**(I)**"; in lines 26 and 27, strike "**FEBRUARY 28, 2021: (I)**" and substitute "**APRIL 15, 2020,**"; in line 28, strike the semicolon and substitute "**FOR THE FIRST ENERGY STORAGE PROJECT REQUIRED UNDER SUBSECTION (D)(1) OF THIS SECTION.**

(II) ON OR BEFORE SEPTEMBER 15, 2020, EACH INVESTOR–OWNED ELECTRIC COMPANY SHALL SOLICIT PROPOSALS AND APPLY FOR COMMISSION APPROVAL FOR THE SECOND ENERGY STORAGE PROJECT REQUIRED UNDER SUBSECTION (D)(1) OF THIS SECTION.";

in line 29, strike "**(II)**" and substitute "**(3) ON OR BEFORE APRIL 15, 2021: (I)**";

and in line 31, strike "**(III)**" and substitute "**(II)**".

On page 6, after line 1, insert:

"**(4) (I) THE COMMISSION SHALL SOLICIT COMMENTS FROM THE MARYLAND ENERGY ADMINISTRATION, THE OFFICE OF PEOPLE'S COUNSEL, AND OTHER STAKEHOLDERS AND HOLD A HEARING ON EACH APPLICATION SUBMITTED UNDER SUBSECTION (D) OF THIS SECTION.**

(II) THE COMMISSION SHALL APPROVE, APPROVE WITH MODIFICATIONS, OR REJECT AN APPLICATION SUBMITTED UNDER SUBSECTION (D) OF THIS SECTION AFTER:

1. RECEIVING COMMENTS FROM THE MARYLAND ENERGY ADMINISTRATION, THE OFFICE OF PEOPLE'S COUNSEL, AND OTHER STAKEHOLDERS AND HOLDING A HEARING;

2. CONSIDERING THE PROJECTED COSTS AND BENEFITS OF THE PROJECTS PROPOSED FOR INCLUSION IN THE PILOT PROGRAM; AND

3. DETERMINING WHETHER THE PROJECT IS IN THE PUBLIC AND RATEPAYER INTEREST.

(5) (I) IF THE COMMISSION REJECTS AN APPLICATION, WITHIN 3 MONTHS AFTER RECEIVING NOTICE OF THE REJECTION OF AN APPLICATION, THE INVESTOR–OWNED ELECTRIC COMPANY SHALL SUBMIT AN AMENDED APPLICATION FOR COMMISSION APPROVAL.

(II) THE COMMISSION SHALL APPROVE, APPROVE WITH MODIFICATIONS, OR REJECT AN AMENDED APPLICATION WITHIN 3 MONTHS AFTER RECEIPT OF THE AMENDED APPLICATION.";

in line 2, strike "**(3)**" and substitute "**(6)**"; after line 7, insert:

"**(III) THE COMMISSION MAY ESTABLISH ADDITIONAL INTERIM DEADLINES.**";

in line 8, strike "**(4)**" and substitute "**(7)**"; in the same line, strike "**FEBRUARY 28, 2023,**" and substitute "**JULY 1 OF 2023, 2024, AND 2025,**"; and in line 9, after "**COMMISSION**" insert "**, THE MARYLAND ENERGY ADMINISTRATION, AND THE OFFICE OF PEOPLE'S COUNSEL**".

On page 9, in line 14, strike "**AN**" and substitute "**SUBJECT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH, AN**"; after line 19, insert:

"**(IV) AFTER RECEIVING COMMENTS FROM ALL PARTIES, THE COMMISSION SHALL DETERMINE:**

1. WHICH DATA RELATED TO THE PROJECTS SHALL BE MADE AVAILABLE ONLY TO THE TECHNICAL STAFF OF THE COMMISSION AND THE OFFICE OF PEOPLE'S COUNSEL; AND

2. WHICH DATA RELATED TO THE PROJECTS SHALL BE MADE AVAILABLE TO THE PUBLIC.";

in line 20, strike "**2023**" and substitute "**2026**"; strike in their entirety lines 23 and 24 and substitute "**PROGRAM, THE COMMISSION MAY EXTEND THE PILOT PROGRAM AND DELAY BY A CORRESPONDING AMOUNT OF TIME THE EVALUATION AND REPORT REQUIRED UNDER SUBSECTION (K) OF THIS SECTION.**"; in line 25, strike "**ON OR BEFORE DECEMBER 31, 2023,**" and substitute "**ON OR BEFORE JULY 1, 2024, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE COMMISSION SHALL SUBMIT AN INTERIM REPORT TO THE GENERAL ASSEMBLY THAT PROVIDES AN INITIAL EVALUATION OF THE PROJECTS APPROVED UNDER THIS SECTION BASED ON:**

(1) PROJECT COSTS;

(2) VALUE STREAMS;

(3) ANY REDUCTION IN SYSTEM COSTS;

(4) ANY ISSUES ENCOUNTERED IN THE EARLY IMPLEMENTATION PHASE; AND

(5) AN ANALYSIS OF ANY FUNDS GENERATED FROM THE WHOLE MARKET.

(K) (1) EXCEPT AS PROVIDED IN SUBSECTION (I) OF THIS SECTION, ON OR BEFORE JULY 1, 2026, IN CONSULTATION WITH THE MARYLAND ENERGY ADMINISTRATION AND THE OFFICE OF PEOPLE'S COUNSEL,";

and in lines 27, 28, and 30, strike "**(1)**", "**(2)**", and "**(3)**", respectively, and substitute "**(I)**", "**(II)**", and "**(III)**", respectively.

On page 10, in lines 2, 3, 6, 8, 9, and 11, strike "**(4)**", "**(5)**", "**(6)**", "**(7)**", "**(8)**", and "**(9)**", respectively, and substitute "**(IV)**", "**(V)**", "**(VI)**", "**(VII)**", "**(VIII)**", and "**(IX)**", respectively; in line 13, strike "**(K)**" and substitute "**(2)**"; in the same line, strike "**2023**" and substitute "**2026**"; in line 15, strike "**SUBSECTION (J) OF THIS SECTION**" and substitute "**PARAGRAPH (1) OF THIS SUBSECTION**"; after line 19, insert:

"**(M) (1) UNLESS THE COMMISSION EXTENDS THE PILOT PROGRAM IN ACCORDANCE WITH SUBSECTION (I) OF THIS SECTION, THE PILOT PROGRAM SHALL TERMINATE ON DECEMBER 31, 2026.**

(2) THE TERMINATION OF THE PILOT PROGRAM MAY NOT AFFECT THE COST RECOVERY BY AN INVESTOR–OWNED ELECTRIC COMPANY FOR THE LIFETIME OF AN ENERGY STORAGE PROJECT.";

and in line 21, strike "October" and substitute "June".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 574 – Senator Feldman

AN ACT concerning

Maryland Small Business Innovation Research and Technology Transfer Incentive Program

SB0574/167774/1

BY: Finance Committee

AMENDMENT TO SENATE BILL 574
(First Reading File Bill)

On page 3, in line 29, after "**HEALTH**" insert "**, OR A SIMILAR PROGRAM ADMINISTERED BY ANOTHER AGENCY OF THE FEDERAL GOVERNMENT,**".

On page 4, in line 3, after "**HEALTH**" insert "**, OR A SIMILAR PROGRAM ADMINISTERED BY ANOTHER AGENCY OF THE FEDERAL GOVERNMENT,**"; and in line 25, after "**GRANT**" insert "**, OR A SIMILAR GRANT UNDER A SIMILAR PROGRAM ADMINISTERED BY AN AGENCY OF THE FEDERAL GOVERNMENT,**".

On page 5, in lines 17 and 24, in each instance, after the first "**GRANT**" insert "**, OR A SIMILAR GRANT UNDER A SIMILAR PROGRAM ADMINISTERED BY AN AGENCY OF THE FEDERAL GOVERNMENT,**"; in line 20, after the second "**GRANT**" insert "**, OR A SIMILAR GRANT UNDER A SIMILAR PROGRAM ADMINISTERED BY AN AGENCY OF THE FEDERAL GOVERNMENT**"; in line 26, strike "**A**" and substitute "**THE**"; and in line 27, after the second "**GRANT**" insert "**, OR A SIMILAR GRANT UNDER A SIMILAR PROGRAM ADMINISTERED BY AN AGENCY OF THE FEDERAL GOVERNMENT**".

The preceding amendment was read only.

Senator Kagan moved to make the Bill and Amendment a Special Order for March 14, 2019.

The motion was adopted.

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

Senate Bill 634 – Senator Eckardt

AN ACT concerning

Electric Cooperatives – Powers – Conducting or Communications Facilities

SB0634/167677/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 634
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator" and substitute "Senators"; and in the same line, after "Eckardt" insert "and Hershey".

AMENDMENT NO. 2

On page 1, in line 6, after the semicolon insert "requiring an electric cooperative to allocate certain costs in a certain manner and for a certain purpose;".

AMENDMENT NO. 3

On page 4, after line 3, insert:

"**(C) TO ENSURE THAT ELECTRIC CUSTOMERS DO NOT SUBSIDIZE THE COST OF BROADBAND SERVICES, AN ELECTRIC COOPERATIVE SHALL ALLOCATE PROPERLY ALL COSTS INCURRED UNDER SUBSECTION (A)(12) OF THIS SECTION BETWEEN ELECTRICITY–RELATED SERVICES AND BROADBAND SERVICES.**".

The preceding 3 amendments were read only.

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

The motion was adopted.

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

Senate Bill 705 – Senators Feldman, Augustine, Guzzone, Peters, and Rosapepe

AN ACT concerning

Organ Donation – Prohibition on Discrimination by Insurer and Unpaid Leave

SB0705/377879/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 705
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "based" insert "solely"; and in line 6, after "insurance;" insert "providing that, with respect to all other medical conditions, a certain applicant or individual is subject to certain standards as an applicant or individual who is not an organ donor;".

AMENDMENT NO. 2

On page 2, in line 16, after "**BASED**" insert "**SOLELY**"; after line 25, insert:

"**(3) WITH RESPECT TO ALL OTHER MEDICAL CONDITIONS, AN APPLICANT OR INDIVIDUAL WHO IS AN ORGAN DONOR SHALL BE SUBJECT TO THE SAME STANDARDS OF SOUND ACTUARIAL PRINCIPLES OR ACTUAL OR REASONABLY ANTICIPATED EXPERIENCE AS AN APPLICANT OR INDIVIDUAL WHO IS NOT AN ORGAN DONOR.**";

and in line 26, 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.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 20

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

Senate Bill 134 – Senators Nathan–Pulliam, Augustine, Carter, Eckardt, Elfreth, Ellis, Feldman, Griffith, Guzzone, Kelley, and Lee

AN ACT concerning

State Board of Nursing – Criminal History Records Checks – Certified Nursing Assistants and Certified Medication Technicians

SB0134/814733/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 134
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "Certified" in line 2 down through "Technicians" in line 3 and substitute "Revised Statement"; strike beginning with "requiring" in line 4 down through "check;" in line 5; strike beginning with "requiring" in line 8 down through "Act;" in line 13; in line 14, strike "certified" and substitute "nurses and"; in lines 14 and 15, strike "and certified medication technicians"; and in line 18, strike ", 8–6A–05(c), 8–6A–07(h), and 8–6A–08(k)(1)".

AMENDMENT NO. 2

On pages 3 through 5, strike in their entirety the lines beginning with line 7 on page 3 through line 20 on page 5, inclusive.

On page 5, in line 21, strike "4." and substitute "2.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 371 – Senators West, Nathan–Pulliam, Carozza, Eckardt, Salling, and Serafini

AN ACT concerning

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

SB0371/654536/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 371
(First Reading File Bill)

On page 2, in line 28, after "**STANDARDS**" insert "**OF CARE**".

On page 4, in line 7, strike "**OR**" and substitute a comma; in the same line, after "**LEASE**" insert "**, OR OTHERWISE PROVIDE**"; in line 18, strike "**RECRUIT**" and substitute "**PROVIDE SERVICES TO ASSIST IN THE RECRUITMENT OF**"; in line 26, strike "**FUNCTIONS**"; and in the same line, after "**RELATED**" insert "**SERVICES**".

On page 5, in line 4, strike the second "**AND**"; and in line 8, after "**PROFITS**" insert "**; AND**

(15) CONTRACT WITH A THIRD PARTY TO PROVIDE ANY OF THE SERVICES SPECIFIED UNDER THIS SUBSECTION".

On page 6, in line 7, strike "**75%**" and substitute "**60%**".

The preceding amendment was read only.

Senator Jennings moved that the Bill and Amendment be laid over under the Rule.

The motion was adopted.

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

Senate Bill 733 – Senators Zucker, Guzzone, Lam, and Nathan–Pulliam

AN ACT concerning

State Board of Physicians – Registered Cardiovascular Invasive Specialists

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 21

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

Senate Bill 104 – Washington County Senators

AN ACT concerning

Washington County – Alcoholic Beverages – Wineries – Special Event Permits

SB0104/624236/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 104
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "increasing" in line 6 down through "repealing" in line 8 and substitute "extending"; and in line 10, after "Board;" insert "providing for the termination of this Act;".

AMENDMENT NO. 2

On page 3, in line 21, strike "**(1)**"; in the same line, strike the brackets; strike beginning with "**EXCEPT**" in line 21 down through "**THE**" in line 22; in line 22, strike the brackets; in the same line, strike "**85**"; strike in their entirety lines 24 and 25; in lines 29 and 31, in each instance, strike the bracket; in line 29, strike "2" and substitute "**4**"; and in the same line, strike "2019" and substitute "**2021**".

On page 4, in line 2, after the period insert "It shall remain effective for a period of 2 years and 1 month and, at the end of June 30, 2021, 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 Pinsky, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 286 – The President (By Request – Department of Legislative Services)

AN ACT concerning

Department of Legislative Services – Publication of Municipal Charter Amendments and Local Laws of Charter and Code Counties

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 390 – Senators Bailey, Carozza, Eckardt, Edwards, Hershey, Hough, Ready, Salling, and Serafini

AN ACT concerning

Natural Resources – Sunday Hunting – Deer

SB0390/534932/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 390
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Deer" and substitute "St. Mary's County"; strike beginning with the first "deer" in line 4 down through "limitations;" in line 6 and substitute "game birds or mammals on a Sunday during the open season for that game bird or mammal on private property or certain public land in St. Mary's County under certain circumstances;"; in line 6, strike "deer"; and in the same line, after "hunting" insert "in St. Mary's County".

AMENDMENT NO. 2

On page 2, in line 18, strike "St. Mary's,"; in line 23, after "Dorchester County," insert "**AND**"; in the same line, strike "and St. Mary's County,"; and in lines 31 and 32, strike "St. Mary's County,".

On page 3, in line 20, after the second "County," insert "**ST. MARY'S COUNTY,**".

On page 5, strike in their entirety lines 3 through 6, 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 Pinsky, Chair, for the Committee on Education, Health, and Environmental Affairs reported favorably:

Senate Bill 590 – Washington County Senators

AN ACT concerning

Washington County – Code of Public Local Laws – Legalization

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 741 – Senator Hester

AN ACT concerning

Maryland Historical Trust – Properties Subject to Historic Preservation Easements – Waiver Process

SB0741/944531/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 741

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike lines 2 and 3 in their entirety and substitute "Secretary of Planning – Adaptive Reuse of Historic Properties – Study"; strike beginning with "requiring" in line 4 down through "Trust" in line 9 and substitute "requiring the Secretary of Planning to contract with a certain consultant to conduct a certain study on the adaptive reuse of certain historic properties; authorizing the Secretary to use up to a certain amount to pay for the costs of the study; requiring that the work of the consultant be guided by a certain steering committee; requiring that the study focus on certain complexes and campuses; prohibiting the study from including certain properties; requiring that the study identify certain factors and obstacles, develop a certain historic resource package, develop certain case studies, and provide certain recommendations; requiring that certain reports be submitted to certain persons on or before certain dates; and generally relating to a study of the adaptive reuse of historic properties"; and strike in their entirety lines 10 through 19, inclusive, and substitute:

"Preamble

WHEREAS, Preservation of Maryland's irreplaceable heritage is intrinsically valuable; and

WHEREAS, Historic preservation can result in substantial economic benefit, as well as significant economic cost; and

WHEREAS, The disposal of excess and underutilized historic real property by state and federal government agencies is often challenged by competing stakeholder interests, regulatory constraints, costly environmental requirements, geographical location, and design; and

WHEREAS, It is in the public interest to identify solutions in support of the redevelopment and adaptive reuse of excess historic real property in a manner that is economically feasible, results in positive preservation outcomes, supports local community development goals, and takes into account exceptional circumstances; now, therefore,".

AMENDMENT NO. 2

On page 1, in line 21, strike "the Laws of Maryland read as follows"; and after line 21, insert:

"(a) (1) Subject to paragraph (2) of this subsection, the Secretary of Planning shall contract with a consultant to conduct a study on the adaptive reuse of historic properties located within the State that are or were owned by the State or the federal government.

(2) The consultant contracted to conduct the study under paragraph (1) of this subsection must be an independent, nongovernmental party with multidiscipline experience and knowledge in the areas of historic preservation, construction and development, economic development, and stakeholder engagement.

(b) The Secretary of Planning may use up to $75,000 to pay for the costs of the study required under subsection (a)(1) of this section.

(c) The work of the consultant contracted to conduct the study under subsection (a)(1) of this section shall be guided by a steering committee that includes:

(1) the Secretary of Planning, or the Secretary's designees;

(2) one member of the Senate, designated by the President of the Senate;

(3) one member of the House of Delegates, designated by the Speaker of the House;

(4) one representative of the private sector with experience in historic preservation, designated by the Secretary of Planning; and

(5) one representative of a nonprofit organization who has experience in historic preservation, designated by the Secretary of Planning.

(d) Subject to the discretion of the Secretary of Planning, the study conducted under subsection (a)(1) of this section:

(1) shall focus on complexes or campuses consisting of multiple buildings that:

(i) are or were owned by the federal government or the State; and

(ii) consist of at least three discrete buildings, which may be interconnected, that encompass at least 50,000 square feet in total gross floor area located on at least 3 acres of land; and

(2) may not include farms and other properties that are primarily used for agricultural purposes.

(e) The study conducted under subsection (a)(1) of this section shall:

(1) identify key success factors and primary obstacles to the preservation and redevelopment of historic properties, including how major components contribute to the delicate cost–value balance of a project, including:

(i) structural conditions;

(ii) environmental and health considerations;

(iii) local community economic development goals;

(iv) prevailing market real estate conditions;

(v) material, labor, and other regulatory requirements; and

(vi) available tax credits and other incentives;

(2) develop a historic resource package of existing, new, and altered enticements, programs, and resources that could be applied to support projects, such as the preservation of campuses and complexes described under subsection (d)(1) of this section, including:

(i) existing federal, state, and local governmental and private programs and resources that have been used or can be used to support projects, such as the preservation of campuses and complexes described under subsection (d)(1) of this section;

(ii) potential new support programs that could be created to help support projects, such as the preservation of campuses and complexes described under subsection (d)(1) of this section; and

(iii) regulatory changes that might be effective in balancing financial, fiscal, economic development, preservation, and local community development goals;

(3) develop three case studies of historic complexes or campuses that are not yet preserved or redeveloped that:

(i) exemplify how the major components outlined under item (1) of this subsection contribute to the delicate cost–value balance of the project; and

(ii) demonstrate how the historic resource package developed under item (2) of this subsection could positively impact the redevelopment of the historic complexes or campuses; and

(4) provide recommendations, based on items (1) through (3) of this subsection, for a historic resource package to be considered by the Secretary of Planning and the General Assembly for the 2020 legislative session.

(f) (1) On or before September 15, 2019, the consultant contracted to conduct the study under subsection (a)(1) of this section shall submit a draft report of its findings and recommendations to the Secretary of Planning and the steering committee described under subsection (c) of this section.

(2) On or before October 31, 2019:

(i) the consultant contracted to conduct the study under subsection (a)(1) of this section shall submit a final report of its findings and recommendations to the Secretary of Planning; and

(ii) the Secretary of Planning shall forward the report submitted under item (i) of this paragraph to the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly.".

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 22 on page 2, inclusive.

On page 2, in line 24, strike "October" and substitute "June".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 23 CONSENT NO. 2

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

BILL NO.	REPORT	SPONSOR	CONTENT
FAVORABLE			
SB 920	FAV	Sen. Eckardt	Talbot County – Alcoholic Beverages – Election Days
SB 927	FAV	Carroll County Senators	Carroll County – Alcoholic Beverages Licenses – Class D Beer License
SB 943	FAV	Sen. Eckardt	Talbot County – Alcoholic Beverages – Substitute Member for Board of License Commissioners
SB 952	FAV	Sen. Young	Frederick County – Alcoholic Beverages – Theater Licenses – Seating Capacity
SB 955	FAV	Sen. Hershey	Kent County Alcoholic Beverages Act of 2019

Favorable report adopted on all of the preceding bills.

The preceding bills were read the second time and ordered prepared for Third Reading.

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

Senate Bill 960 – Senator Jennings

AN ACT concerning

Harford County – Alcoholic Beverages – Seasonal Closing

Favorable report adopted.

FLOOR AMENDMENT

SB0960/703823/1
BY: Senator Jennings

AMENDMENT TO SENATE BILL 960
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Jennings" and substitute "Senators Jennings, Gallion, and Cassilly".

The preceding amendment was read and adopted.

Read the second time and ordered prepared for Third Reading.

EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE REPORT NO. 24

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

Senate Bill 386 – Senator Zirkin

AN ACT concerning

Baltimore County – Alcoholic Beverages – Sunday Sales

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 535 – Senators Lam and Guzzone

AN ACT concerning

Election Law – Local Public Campaign Financing – Boards of Education

SB0535/994335/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 535
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "education;" insert "prohibiting a certain system of public campaign financing from including public campaign financing for the election of a student member of a county board of education; requiring a system of public campaign financing to provide certain funds and staffing for certain purposes; requiring the governing body of a county that establishes a certain system of public campaign financing to implement public campaign financing for certain elective offices for one full election cycle before implementing public campaign financing for an elected member of the county board of education;".

AMENDMENT NO. 2

On page 2, after line 5, insert:

"**(3) A SYSTEM OF PUBLIC CAMPAIGN FINANCING FOR THE OFFICE OF AN ELECTED MEMBER OF THE COUNTY BOARD OF EDUCATION MAY NOT INCLUDE PUBLIC CAMPAIGN FINANCING FOR THE ELECTION OF A STUDENT MEMBER OF THE COUNTY BOARD OF EDUCATION.**";

in line 27, strike "and"; after line 27, insert:

"**(7) SHALL PROVIDE THE FUNDS AND STAFFING ESSENTIAL FOR THE OPERATION, ADMINISTRATION, AND AUDITING OF THE SYSTEM OF PUBLIC CAMPAIGN FINANCING; AND**";

in line 28, strike "(7)" and substitute "**(8)**"; after line 29, insert:

"**(C) IF THE GOVERNING BODY OF A COUNTY ESTABLISHES A SYSTEM OF PUBLIC CAMPAIGN FINANCING UNDER SUBSECTION (A) OF THIS SECTION THAT INCLUDES PUBLIC CAMPAIGN FINANCING FOR ALL ELECTIVE OFFICES SPECIFIED IN SUBSECTION (A) OF THIS SECTION, THE GOVERNING BODY OF THE COUNTY SHALL IMPLEMENT PUBLIC CAMPAIGN FINANCING FOR ONLY THE ELECTIVE OFFICES IN THE EXECUTIVE AND LEGISLATIVE BRANCHES OF THE COUNTY GOVERNMENT FOR ONE FULL ELECTION CYCLE BEFORE IMPLEMENTING PUBLIC CAMPAIGN FINANCING FOR AN ELECTED MEMBER OF THE COUNTY BOARD OF EDUCATION.**";

and in line 30, strike "(c)" and substitute "**(D)**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 546 – Senators Pinsky, Ellis, Kagan, Lam, Lee, Nathan–Pulliam, Patterson, Smith, and Young

AN ACT concerning

Agriculture – Nutrient Management – Monitoring and Enforcement

SB0546/604032/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 546
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after "of" insert "authorizing the Department of Agriculture to require a certain summary to take the form of an annual implementation report; requiring a certain person to include certain information in an annual implementation report under certain circumstances; requiring a manure broker to provide certain information to a certain person;"; in line 4, after "deadlines" insert ", including deadlines"; in line 6, strike

"State"; strike beginning with "requiring" in line 8 down through "certificate;" in line 21 and substitute "requiring the Department of Agriculture, beginning in a certain year, to include certain information on the production and use of animal manure by farm operations in a certain annual report;"; strike beginning with the comma in line 22 down through the comma in line 23; in line 26, after "minimum" insert "one–time permit"; in line 27, strike "proposed new"; in line 28, strike "a certain existing CAFO" and substitute "continued coverage of a certain CAFO under a CAFO General Discharge permit"; in line 29, strike "permit"; and in line 30, strike "user" and substitute "permit".

On pages 1 and 2, strike beginning with "requiring" in line 30 on page 1 down through the semicolon in line 1 on page 2.

On page 2, in line 3, strike "continuous"; in line 5, strike "deploy continuous water quality monitoring stations" and substitute "conduct long–term sample collection"; strike beginning with "continuous" in line 6 down through the first "at" in line 7 and substitute "the Department of Natural Resources to regularly collect samples from"; strike beginning with the second "certain" in line 7 down through "existed" in line 9 and substitute "certain water quality monitoring to be done in certain locations"; in line 10, after the second semicolon insert "requiring the Department of the Environment to study and make recommendations regarding certain matters and to make a certain report on or before a certain date;"; after line 12, insert:

"BY repealing and reenacting, with amendments,
Article – Agriculture
Section 8–801.1(b), 8–803.1, and 8–807
Annotated Code of Maryland
(2016 Replacement Volume and 2018 Supplement)";

in line 15, strike "and 8–805"; in line 20, strike "8–803.10" and substitute "8–801.1(c)"; strike in their entirety lines 23 through 27, inclusive; in line 30, after the second comma insert "and"; and in the same line, strike ", and 9–326".

AMENDMENT NO. 2

On page 3, after line 9, insert:

"8–801.1.

(b) (1) **[**A**]** **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A** summary of each nutrient management plan shall be filed and updated with the Department at a time and in a form that the Department requires by regulation.

(2) (I) THE DEPARTMENT MAY REQUIRE AN UPDATED SUMMARY UNDER THIS SUBSECTION TO TAKE THE FORM OF AN ANNUAL IMPLEMENTATION REPORT.

(II) IF A PERSON, IN OPERATING A FARM, USES OR PRODUCES ANIMAL MANURE, THE PERSON'S ANNUAL IMPLEMENTATION REPORT SHALL INCLUDE:

1. THE AMOUNT OF ANIMAL MANURE IMPORTED TO OR EXPORTED FROM THE PERSON'S FARM;

2. FOR ANY ANIMAL MANURE THAT WAS IMPORTED, THE NAME AND LOCATION OF THE SENDING FARM; AND

3. FOR ANY ANIMAL MANURE THAT WAS EXPORTED, THE NAME AND LOCATION OF THE FARM, ALTERNATIVE USE FACILITY, OR MANURE BROKER THAT RECEIVED THE MANURE.

(III) IF A PERSON RECEIVES ANIMAL MANURE THROUGH A MANURE BROKER, THE BROKER SHALL PROVIDE THE PERSON WITH THE NAME AND LOCATION OF THE SENDING FARM.

[(2)**]** **(3)** The Department shall maintain a copy of each summary for 3 years in a manner that protects the identity of the individual for whom the nutrient management plan was prepared.

(C) (1) IF A PERSON FAILS TO FILE A SUMMARY OR ANNUAL IMPLEMENTATION REPORT AS REQUIRED BY THE DEPARTMENT UNDER SUBSECTION (B) OF THIS SECTION, THE DEPARTMENT SHALL NOTIFY THE PERSON THAT:

(I) THE PERSON IS IN VIOLATION OF THE REQUIREMENT TO FILE A SUMMARY OR ANNUAL IMPLEMENTATION REPORT; AND

(II) THE PERSON IS SUBJECT TO:

1. AFTER 30 DAYS FROM ISSUANCE OF THE NOTICE, AN ADMINISTRATIVE PENALTY OF NOT LESS THAN $100 AND NOT MORE THAN $250;

2. AFTER 90 DAYS FROM ISSUANCE OF THE NOTICE, AN ADMINISTRATIVE PENALTY OF NOT LESS THAN $250 AND NOT MORE THAN $1,000; AND

3. AFTER 90 DAYS FROM ISSUANCE OF THE NOTICE, AN ADMINISTRATIVE PENALTY OF NOT MORE THAN $1,000.

(2) A PENALTY IMPOSED ON A PERSON UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE ASSESSED WITH CONSIDERATION GIVEN TO:

(I) THE WILLFULNESS OF THE VIOLATION; AND

(II) THE EXTENT TO WHICH THE CURRENT VIOLATION IS PART OF A RECURRENT PATTERN OF THE SAME OR SIMILAR TYPE OF VIOLATION COMMITTED BY THE VIOLATOR.".

On page 4, in line 1, strike "**PERMIT**" and substitute "**CERTIFICATE**"; and in line 3, after "**DEPARTMENT**" insert "**, INCLUDING DEADLINES**".

On page 6, in line 5, strike "**NOT LESS THAN $100 AND**".

AMENDMENT NO. 3

On pages 7 through 11, strike in their entirety the lines beginning with line 24 on page 7 through line 2 on page 11, inclusive.

On page 11, after line 2, insert:

"8–807.

(A) On or before December 31 of each year, the Department of Agriculture shall report to the Governor, and, in accordance with § 2–1246 of the State Government Article,

the General Assembly, on the farm acreage covered by nutrient management plans and the implementation and evaluation of those plans.

(B) (1) BEGINNING IN 2020, THE REPORT REQUIRED UNDER THIS SECTION SHALL INCLUDE INFORMATION ON THE PRODUCTION AND USE OF ANIMAL MANURE BY FARM OPERATIONS COVERED BY NUTRIENT MANAGEMENT PLANS DURING THE PREVIOUS YEAR, INCLUDING:

(I) THE AMOUNT OF ANIMAL MANURE EXPORTED BY FARM OPERATIONS TO ALTERNATIVE USE FACILITIES OR OTHER FARM OPERATIONS IN THE STATE;

(II) THE AMOUNT OF ANIMAL MANURE EXPORTED OUT OF THE STATE BY FARM OPERATIONS; AND

(III) THE AMOUNT OF ANIMAL MANURE LAND APPLIED BY FARM OPERATIONS IN THE STATE AND THE SOURCE OF THAT MANURE.

(2) THE INFORMATION REQUIRED UNDER THIS SUBSECTION SHALL BE REPORTED:

(I) BY GEOGRAPHIC AREA, INCLUDING BY COUNTY OR LOCAL WATERSHED; AND

(II) IN A MANNER THAT PROTECTS THE IDENTITY OF INDIVIDUAL FARM OPERATION.".

AMENDMENT NO. 4

On page 12, in line 12, strike "**DISCHARGE**" and substitute "**CAFO GENERAL DISCHARGE**"; strike beginning with the comma in line 13 down through the comma in line 14; and in line 17, strike "**DISCHARGE**" and substitute "**CAFO GENERAL DISCHARGE**".

On page 13, strike in their entirety lines 4 through 13, inclusive; after line 13, insert:

"**(2) (I) THE DEPARTMENT SHALL CHARGE A ONE–TIME PERMIT APPLICATION FEE OF AT LEAST $2,000 ON RECEIPT OF A NOTICE OF INTENT TO SEEK COVERAGE UNDER A CAFO GENERAL DISCHARGE PERMIT FOR:**

1. A PROPOSED NEW CAFO THAT WILL HAVE A HOUSE CAPACITY OF 350,000 SQUARE FEET OR MORE; OR

2. MODIFICATION OF AN EXISTING CAFO TO EXPAND THE HOUSE CAPACITY TO 350,000 SQUARE FEET OR MORE.

(II) THE DEPARTMENT SHALL CHARGE AN ANNUAL FEE OF AT LEAST $1,200 FOR THE CONTINUED COVERAGE UNDER A CAFO GENERAL DISCHARGE PERMIT OF A CAFO WITH A HOUSE CAPACITY OF 350,000 SQUARE FEET OR MORE.";

in line 17, strike "**PERMIT**"; and strike beginning with "**USER**" in line 17 down through "**CAFO**" in line 18 and substitute "**CAFO GENERAL DISCHARGE PERMIT**".

AMENDMENT NO. 5

On pages 13 and 14, strike in their entirety the lines beginning with line 19 on page 13 through line 14 on page 14, inclusive.

On page 16, after line 11, insert:

"SECTION 2. AND BE IT FURTHER ENACTED, That:

(1) the Department of the Environment shall study and make recommendations regarding the feasibility of requiring the installation and use of on–site water quality monitoring equipment at certain concentrated animal feeding operation (CAFO) sites as a condition for issuance of a CAFO General Discharge permit; and

(2) on or before December 1, 2021, the Department shall report its findings and recommendations to the Senate Education, Health, and Environmental Affairs Committee and the House Environment and Transportation Committee, in accordance with § 2–1246 of the State Government Article.";

and in line 12, strike "2." and substitute "3.".

AMENDMENT NO. 6

On page 15, in line 7, strike "**CONTINUOUS WATER**" and substitute "**WATER**"; in line 14, strike "**SHALLOW**" and substitute "**MAINSTEM AND TIDAL**"; strike beginning with

"**DEPLOY**" in line 15 down through "**STATIONS**" in line 16 and substitute "**CONDUCT LONG–TERM SAMPLE COLLECTION**"; strike beginning with "**CONTINUOUS**" in line 18 down through "**IN**" in line 19 and substitute "**THE DEPARTMENT SHALL REGULARLY COLLECT SAMPLES FROM**"; and after line 19, insert:

"**(1) STATIONS TRQ008 AND TRQ0146, LOCATED IN THE TRANSQUAKING RIVER;**

(2) STATION CCM0069, LOCATED IN THE CHICAMACOMICO RIVER;

(3) STATION XDJ9007, LOCATED IN THE NANTICOKE RIVER;

(4) STATION XCI4078, LOCATED IN THE WICOMICO RIVER;

(5) STATIONS BXK0031 AND MNK0146, LOCATED IN THE MANOKIN RIVER; AND

(6) STATIONS POK0087 AND XAK7810, LOCATED IN THE POCOMOKE RIVER.".

On pages 15 and 16, strike in their entirety the lines beginning with line 20 on page 15 through line 6 on page 16, inclusive.

On page 16, strike beginning with "**CONTINUOUS**" in line 7 down through "**EXISTED**" in line 10 and substitute "**WATER QUALITY MONITORING CARRIED OUT UNDER THIS SECTION SHALL BE DONE IN LOCATIONS WHERE WATER QUALITY MONITORING WAS CONDUCTED PRIOR TO DECEMBER 1, 2013**".

The preceding 6 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 563 – Senators Patterson and Benson

AN ACT concerning

Zoning – Special Exceptions – Construction or Operation of Landfills

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 651 – Senator Young

AN ACT concerning

Election Law – Local Boards of Elections – Membership

SB0651/894534/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 651
(First Reading File Bill)

On page 6, in line 5, strike "October 1" and substitute "June 1".

The preceding amendment was read only.

Senator Reilly moved that the Bill and Amendment be laid over under the Rule.

The motion was adopted.

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

Senate Bill 710 – Anne Arundel County Senators (By Request – County Executive)

AN ACT concerning

Anne Arundel County – Ethics – Prohibitions and Requirements Regarding Qualifying Contributions During Pendency of Zoning Applications

SB0710/754038/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 710
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "Prohibitions" in line 2 down through "Zoning" in line 3 and substitute "Contributions and Participation in Development"; in line 4, after the first "of" insert "specifying that certain provisions of law may apply to certain campaign contributions; authorizing the County Council of Anne Arundel County to enact a local law to regulate the participation of a member of the County Council or the County Executive of Anne Arundel County in any legislative action relevant to a zoning change or amendment or to a certain application if the member of the County Council or the County Executive accepts or has accepted, or as a candidate accepted, a campaign contribution from a certain individual or business entity; authorizing the County Council to enact a local law to prohibit or otherwise regulate certain campaign contributions; requiring the Anne Arundel County Ethics Commission to administer and implement a certain law; defining certain terms;".

On pages 1 and 2, strike beginning with "prohibiting" in line 4 on page 1 down through "severable;" in line 2 on page 2.

On page 2, in line 5, strike "1–101(a), (c), (o), (ff), (oo), and (tt) and 13–306(a)(1) and (2)" and substitute "1–101(a) and (o)"; and after line 7, insert:

"BY adding to
Article – Election Law
Section 13–504.1
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 25 through 27, inclusive.

On pages 3 and 4, strike in their entirety the lines beginning with line 10 on page 3 through line 3 on page 4, inclusive, and substitute:

"**13–504.1.**

AS TO CONTRIBUTIONS TO THE COUNTY EXECUTIVE OF ANNE ARUNDEL COUNTY OR TO A MEMBER OF THE ANNE ARUNDEL COUNTY COUNCIL OR A CANDIDATE FOR ELECTION AS THE COUNTY EXECUTIVE OF ANNE ARUNDEL

COUNTY OR AS A MEMBER OF THE ANNE ARUNDEL COUNTY COUNCIL, TITLE 5, SUBTITLE 8, PART XI OF THE GENERAL PROVISIONS ARTICLE MAY APPLY.".

On page 4, in line 6, strike "**SECTION**"; and after line 12, insert:

"**(A) IN THIS PART THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(B) (1) "CANDIDATE" MEANS AN INDIVIDUAL WHO FILES A CERTIFICATE OF CANDIDACY FOR:

(I) ELECTION TO THE COUNTY COUNCIL; OR

(II) COUNTY EXECUTIVE.

(2) "CANDIDATE" INCLUDES AN INCUMBENT MEMBER OF THE COUNTY COUNCIL AND AN INCUMBENT COUNTY EXECUTIVE.

(C) "COUNTY COUNCIL" MEANS THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.

(D) "COUNTY EXECUTIVE" MEANS THE COUNTY EXECUTIVE OF ANNE ARUNDEL COUNTY.

5–870.

(A) THE COUNTY COUNCIL MAY ENACT A LOCAL LAW TO REGULATE THE PARTICIPATION OF A MEMBER OF THE COUNTY COUNCIL OR THE COUNTY EXECUTIVE IN ANY LEGISLATIVE ACTION RELEVANT TO A ZONING CHANGE OR AMENDMENT, OR TO A LAND USE APPLICATION THAT IS BEFORE THE OFFICE OF PLANNING AND ZONING OR THE DEPARTMENT OF INSPECTIONS AND PERMITS, IF THE MEMBER OF THE COUNTY COUNCIL OR THE COUNTY EXECUTIVE ACCEPTS OR HAS ACCEPTED, OR AS A CANDIDATE ACCEPTED, A CAMPAIGN CONTRIBUTION FROM AN INDIVIDUAL OR A BUSINESS ENTITY INVOLVED WITH THE ACTION OR APPLICATION.

(B) THE COUNTY COUNCIL MAY ENACT A LOCAL LAW TO PROHIBIT OR OTHERWISE REGULATE CAMPAIGN CONTRIBUTIONS MADE TO, OR FOR THE BENEFIT OF, A MEMBER OF THE COUNTY COUNCIL, THE COUNTY EXECUTIVE, OR A CANDIDATE FOR ELECTION TO THE COUNTY COUNCIL OR COUNTY EXECUTIVE BY AN INDIVIDUAL OR A BUSINESS ENTITY INVOLVED WITH A LEGISLATIVE ACTION RELEVANT TO A ZONING CHANGE OR AMENDMENT, OR TO A LAND USE APPLICATION THAT IS BEFORE THE OFFICE OF PLANNING AND ZONING OR THE DEPARTMENT OF INSPECTIONS AND PERMITS.

5–871.

IF THE COUNTY COUNCIL ENACTS A LOCAL LAW UNDER § 5–870 OF THIS SUBTITLE, THE ANNE ARUNDEL COUNTY ETHICS COMMISSION SHALL ADMINISTER AND IMPLEMENT THE PROVISIONS OF THE LOCAL LAW.".

On pages 4 through 15, strike in their entirety the lines beginning with line 13 on page 4 through line 11 on page 15, inclusive.

On page 15, in line 12, strike "4." and substitute "2.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

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

Senate Bill 541 – Senators Lam and Nathan–Pulliam

AN ACT concerning

Education – Personnel Matters – Child Sexual Abuse and Sexual Misconduct Prevention

SB0541/304337/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 541
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Nathan–Pulliam" and substitute ", Nathan–Pulliam, Pinsky, Bailey, Carozza, Ellis, Gallion, Kagan, Patterson, Simonaire, and Young"; in line 11, after "period" insert "to certain parties"; and strike beginning with "authorizing" in line 12 down through "circumstances;" in line 13.

AMENDMENT NO. 2

On page 2, strike beginning with "**MEANS**" in line 15 down through "**MINOR**" in line 17 and substitute "**HAS THE MEANING STATED IN § 6–113.1 OF THIS SUBTITLE**"; strike in their entirety lines 24 through 27, inclusive; and in lines 28 and 29, strike "**(6)**" and "**(7)**", respectively, and substitute "**(5)**" and "**(6)**", respectively.

On pages 2 and 3, strike beginning with "**MEANS**" in line 29 on page 2 down through "**MINOR**" in line 9 on page 3 and substitute "**HAS THE MEANING STATED IN § 6–113.1 OF THIS SUBTITLE**".

On page 3, in line 21, strike "**THE APPLICANT'S JOB PERFORMANCE**" and substitute "**CHILD SEXUAL ABUSE OR SEXUAL MISCONDUCT**"; in line 24, after the comma, insert "**ARBITRATOR, COUNTY BOARD,**"; and strike beginning with "**THAT**" in line 26 down through "**FALSE**" in line 27 and substitute "**BY:**

1. THE EMPLOYER THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN SEXUAL MISCONDUCT LACKED SUFFICIENT EVIDENCE ACCORDING TO THE POLICIES OF THE COUNTY BOARD OR NONPUBLIC SCHOOL;

2. AN ARBITRATOR OR A COUNTY BOARD TO REJECT ANY DISCIPLINARY ACTION IN RESPONSE TO ALLEGATIONS THAT THE APPLICANT ENGAGED IN SEXUAL MISCONDUCT;

3. A STATE LICENSING AGENCY THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN SEXUAL MISCONDUCT LACKED SUFFICIENT EVIDENCE ACCORDING TO:

A. STATE LAW; OR

B. THE POLICIES OF THE COUNTY BOARD OR NONPUBLIC SCHOOL;

4. A LAW ENFORCEMENT AGENCY THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN CHILD SEXUAL ABUSE WERE UNFOUNDED; OR

5. A CHILD PROTECTIVE SERVICES AGENCY THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN CHILD SEXUAL ABUSE WERE RULED OUT".

On page 4, in line 26, after "**DISCIPLINE**" insert "**RELATED TO CHILD SEXUAL ABUSE OR SEXUAL MISCONDUCT**".

On page 5, in line 5, strike "**RELATED**"; in the same line, after "**RECORDS**" insert "**RELATED TO CHILD SEXUAL ABUSE OR SEXUAL MISCONDUCT**"; in line 9, after "**REQUEST**" insert "**TO:**

(I) THE REQUESTING COUNTY BOARD, NONPUBLIC SCHOOL, OR CONTRACTING AGENCY; AND

(II) THE APPLICANT WHO IS UNDER CONSIDERATION FOR EMPLOYMENT";

strike in their entirety lines 10 through 22, inclusive; in line 27, strike "**SCHOOL'S**"; in line 28, after "**LIST**" insert "**OF THE COUNTY BOARD, NONPUBLIC SCHOOL, OR CONTRACTING AGENCY**"; in line 31, strike "**SCHOOL**" and substitute "**COUNTY BOARD**"; in the same line, strike "**SCHOOL'S**"; in line 32, after "**LIST**" insert "**OF THE NONPUBLIC SCHOOL OR CONTRACTING AGENCY**"; in line 34, strike "**ANOTHER SCHOOL'S**" and substitute "**THE**"; and in the same line, after "**LIST**" insert "**OF ANOTHER COUNTY BOARD, NONPUBLIC SCHOOL, OR CONTRACTING AGENCY**".

On page 5 in line 23, on page 6 in line 14, on page 7 in lines 8 and 22, on page 8 in lines 7, 13, and 28, and on page 9 in line 21, strike "**(F)**", "**(G)**", "**(H)**", "**(I)**", "**(J)**", "**(K)**",

"**(L)**", and "**(M)**", respectively, and substitute "**(E)**", "**(F)**", "**(G)**", "**(H)**", "**(I)**", "**(J)**", "**(K)**", and "**(L)**", respectively.

On page 6, in lines 2 and 3, strike "**ONE SCHOOL'S**" and substitute "**THE**"; in line 3, after "**LIST**" insert "**OF ONE COUNTY BOARD, NONPUBLIC SCHOOL, OR CONTRACTING AGENCY**"; in the same line, strike "**SCHOOL**" and substitute "**COUNTY BOARD, NONPUBLIC SCHOOL, OR CONTRACTING AGENCY**"; in line 8, strike "**SCHOOLS**" and substitute "**A COUNTY BOARD OR A NONPUBLIC SCHOOL**"; in line 9, strike "**SCHOOLS**" and substitute "**SCHOOL ENTITIES**"; in line 12, strike "**SCHOOLS**" and substitute "**A SCHOOL ENTITY**"; and in line 20, after "**SCHOOL**" insert "**ENTITY**".

On page 7, in line 27, strike "**OF**" and substitute "**OR DISCIPLINARY ACTION IN RESPONSE TO**".

On page 8, in lines 1 and 2, strike "**AFTER INVESTIGATION THE ALLEGATIONS ARE FOUND TO BE FALSE**" and substitute "**THE INVESTIGATION RESULTED IN A FINDING BY:**

1. THE EMPLOYER THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN SEXUAL MISCONDUCT LACKED SUFFICIENT EVIDENCE ACCORDING TO THE POLICIES OF THE COUNTY BOARD OR NONPUBLIC SCHOOL;

2. AN ARBITRATOR OR A COUNTY BOARD TO REJECT ANY DISCIPLINARY ACTION IN RESPONSE TO ALLEGATIONS THAT THE APPLICANT ENGAGED IN SEXUAL MISCONDUCT;

3. A STATE LICENSING AGENCY THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN SEXUAL MISCONDUCT LACKED SUFFICIENT EVIDENCE ACCORDING TO:

A. STATE LAW; OR

B. THE POLICIES OF THE COUNTY BOARD OR NONPUBLIC SCHOOL;

4. A LAW ENFORCEMENT AGENCY THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN CHILD SEXUAL ABUSE WERE UNFOUNDED; OR

5. A CHILD PROTECTIVE SERVICES AGENCY THAT ALLEGATIONS THAT THE APPLICANT ENGAGED IN CHILD SEXUAL ABUSE WERE RULED OUT";

in line 14, after the first "**RECORDS**" insert "**RELATED TO CHILD SEXUAL ABUSE OR SEXUAL MISCONDUCT**"; in the same line, strike "**, INCLUDING PERSONNEL RECORDS,**"; in line 15, strike "**JOB PERFORMANCE,**"; and in line 16, strike the first comma.

On page 9, in line 26, strike "**REQUIRING**" and substitute "**REQUESTING**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 704 – Senators Feldman, Carter, Hershey, Hester, Hough, Reilly, Smith, Washington, West, and Young

AN ACT concerning

Alcoholic Beverages – Beer Franchise Agreements – Notice of Nonrenewal or Termination

SB0704/454637/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 704
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "limiting" in line 4 down through "franchisor;" in line 5; in line 6, strike "small" and substitute "certain"; strike beginning with "establishing" in line 7 down through "from" in line 9 and substitute "exempting certain franchisors from a prohibition against"; in line 11, strike "small" and substitute "certain"; strike beginning

with "making" in line 12 down through "terms;" in line 13; in line 17, strike "5–101,"; in the same line, after "5–108," insert "and"; and in the same line, strike ", and 5–201".

AMENDMENT NO. 2

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

On pages 3 and 4, strike in their entirety the lines beginning with line 27 on page 3 through line 6 on page 4, inclusive, and substitute:

"**(B) (1) EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, IF A FRANCHISOR INTENDS TO TERMINATE OR REFUSES TO RENEW A BEER FRANCHISE AGREEMENT, THE FRANCHISOR SHALL NOTIFY THE FRANCHISEE IN WRITING OF ITS INTENT:**

(I) AT LEAST 45 DAYS BEFORE THE TERMINATION OR REFUSAL TO RENEW TAKES EFFECT, FOR A FRANCHISOR THAT ANNUALLY PRODUCES 30,000 OR FEWER BARRELS OF BEER IN AGGREGATE, IN CONJUNCTION WITH ANY AFFILIATE; AND

(II) AT LEAST 180 DAYS BEFORE THE TERMINATION OR REFUSAL TO RENEW TAKES EFFECT, FOR ALL OTHER FRANCHISORS.".

On page 4, in line 30, after "(1)" insert:

"**(I) THIS PARAGRAPH DOES NOT APPLY TO A FRANCHISOR THAT ANNUALLY PRODUCES 30,000 OR FEWER BARRELS OF BEER IN AGGREGATE, IN CONJUNCTION WITH ANY AFFILIATE.**

(II)";

in lines 30 and 31, in each instance, strike the bracket; and in line 31, strike "**A LARGE FRANCHISOR**".

AMENDMENT NO. 3

On page 4, in line 7, strike "**(3)**" and substitute "**(2)**"; in lines 10 and 12, in each instance, strike "**(B)(1)**" and substitute "**(B)(1)(II)**"; and strike in their entirety lines 17 through 26, inclusive.

On page 5, strike beginning with "**THIS**" in line 3 down through "**(B)**" in line 4; in line 5, strike "**SMALL**"; in lines 5 and 6, strike "**AT FAIR MARKET VALUE**"; in line 7, strike "**SMALL**"; and after line 7, insert:

"**(B) THE FRANCHISOR SHALL BUY BACK THE BEER:**

(1) AT THE PRICE THE FRANCHISEE PAID WHEN PURCHASING THE BEER, IF THE FRANCHISOR ANNUALLY PRODUCES 15,000 OR FEWER BARRELS OF BEER IN AGGREGATE, IN CONJUNCTION WITH ANY AFFILIATE; OR

(2) AT FAIR MARKET VALUE, IF THE FRANCHISOR ANNUALLY PRODUCES MORE THAN 15,000 BARRELS OF BEER IN AGGREGATE, IN CONJUNCTION WITH ANY AFFILIATE.".

AMENDMENT NO. 4

On pages 5 through 7, strike in their entirety the lines beginning with line 16 on page 5 through line 1 on page 7, inclusive.

On page 7, in line 2, strike "small"; and in the same line, after "franchisor" insert "that annually produces 30,000 or fewer barrels of beer in aggregate, in conjunction with any affiliate, and".

The preceding 4 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 719 – Senators Elfreth, Augustine, Beidle, Benson, Carter, Ellis, Feldman, Ferguson, Griffith, Guzzone, Hayes, Hester, Hough, Kagan, King, Klausmeier, Kramer, Lam, Lee, Miller, Nathan–Pulliam, Patterson, Peters, Pinsky, Rosapepe, Smith, Waldstreicher, Washington, Young, Zirkin, and Zucker

AN ACT concerning

University System of Maryland – Board of Regents – Transparency and Oversight

SB0719/874030/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 719
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after "Elfreth," insert "Rosapepe,"; in the same line, strike "Rosapepe,"; in line 10, after "chairperson" insert ", except under certain circumstances,"; and strike beginning with "requiring" in line 13 down through "session;" in line 14.

AMENDMENT NO. 2

On page 4, in line 7, strike "**THE**" and substitute "**(I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE**"; after line 8, insert:

"**(II) A CHAIRPERSON WHO HAS BEEN CONFIRMED BY THE SENATE IS NOT SUBJECT AGAIN TO THE ADVICE AND CONSENT OF THE SENATE DURING THE PERIOD OF CONTINUOUS SERVICE AS CHAIRPERSON.**";

strike beginning with the colon in line 15 down through "**INCLUDE**" in line 16 and substitute "**INCLUDE**"; and strike beginning with the semicolon in line 17 down through "**SESSION**" in line 21.

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 807 – Senator Patterson

AN ACT concerning

State Real Estate Commission – Real Estate Brokerage Relationships, Continuing Education, and Disclosures

SB0807/634734/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 807
(First Reading File Bill)

On page 2, in line 18, strike "**[**an agency" and substitute "**A**"; in line 19, strike "engaged" and substitute "**AUTHORIZED**"; and strike beginning with the closing bracket in line 20 down through "**TRANSACTION**" in line 22.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 852 – Senators Griffith, Smith, Benson, Eckardt, Edwards, Ellis, Feldman, Hershey, Hester, Jennings, Miller, Peters, Reilly, Rosapepe, and Zucker

AN ACT concerning

Department of Labor, Licensing, and Regulation – Veterans and Military Service Members and Spouses – Occupational Licenses

SB0852/394530/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 852
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Zucker" and substitute "Zucker, and Simonaire"; in line 4, after the first "of" insert "altering the definition of "military spouse"

to include the surviving spouse of a service member who dies at any time before an application for a license; altering the definition of "veteran" to include former service members who have been discharged for more than 1 year before an application for a license;"; in the same line, after "requiring" insert "units of"; strike beginning with "establish" in line 5 down through "Department;" in line 8 and substitute "issue a certain license to certain applicants within a certain period of time; repealing references to the issuance of a temporary license to certain applicants;"; in line 11, strike "approve or disapprove an application for" and substitute "issue"; in the same line, strike "a temporary" and substitute "an"; after line 13, insert:

"BY repealing and reenacting, without amendments,
Article – Business Regulation
Section 2.5–101(a)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)";

in line 16, after "Section" insert "2.5–101(c) and (f),"; and in the same line, after "2.5–105" insert a comma.

AMENDMENT NO. 2

On page 1, after line 21, insert:

"2.5–101.

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

(c) (1) "Military spouse" means the spouse of a service member or veteran.

(2) "Military spouse" includes a surviving spouse of:

(i) a veteran; or

(ii) a service member who died **[**within 1 year**]** before the date on which the application for a license is submitted.

(f) **[**(1)**]** "Veteran" means a former service member who was discharged from active duty under circumstances other than dishonorable **[**within 1 year**]** before the date on which the application for a license is submitted.

[(2) "Veteran" does not include an individual who has completed active duty and has been discharged for more than 1 year before the application for a license is submitted.**]**";

and in line 23, strike "temporary".

On page 2, strike beginning with "**THE**" in line 1 down through "**PERIOD**" in line 4 and substitute "**IF A SERVICE MEMBER, VETERAN, OR MILITARY SPOUSE MEETS THE REQUIREMENTS FOR LICENSURE, A UNIT SHALL ISSUE THE LICENSE WITHIN 60 DAYS AFTER RECEIVING A COMPLETED APPLICATION**"; strike in their entirety lines 5 through 8, inclusive; in line 9, strike "(c)" and substitute "**(B)**"; in lines 9 and 24, in each instance, strike "temporary"; in line 24, strike "(d)" and substitute "**(C)**"; in line 29, strike "**TEMPORARY**"; and strike beginning with "**AND**" in line 29 down through "**LICENSE**" in line 30.

On page 3, in line 2, strike "**APPROVE OR DISAPPROVE AN APPLICATION FOR**" and substitute "**ISSUE**"; in the same line, strike "**TEMPORARY**"; in line 3, strike "**ESTABLISHED BY THE DEPARTMENT**"; in line 5, strike "**TEMPORARY**"; in line 8, strike "temporary"; in line 9, strike the brackets; strike line 10 in its entirety; in line 11, strike "**(3)**" and substitute "**(2)**"; in line 12, strike "**APPROVE OR DISAPPROVE AN APPLICATION FOR**" and substitute "**ISSUE**"; in the same line, strike "**TEMPORARY**"; and in line 13, strike "**ESTABLISHED BY THE DEPARTMENT**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 879 – Senators Griffith, Miller, Augustine, Bailey, Beidle, Benson, Carozza, Carter, Cassilly, Eckardt, Edwards, Elfreth, Ellis, Feldman, Ferguson, Gallion, Guzzone, Hayes, Hershey, Hester, Hough, Jennings, Kagan, Kelley, King, Klausmeier, Kramer, Lam, Lee, McCray, Nathan–Pulliam, Patterson, Peters, Pinsky, Ready, Reilly, Rosapepe, Salling, Serafini, Simonaire, Smith, Waldstreicher, Washington, West, Young, Zirkin, and Zucker

AN ACT concerning

Primary and Secondary Education – Black History Month – Harriet Tubman and Frederick Douglass

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 11

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 261 – Senator Ferguson

AN ACT concerning

Estates and Trusts – Administration of Estates – Waiver of Fees – Required

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 382 – Senator West

AN ACT concerning

Maryland Trust Act – Division or Consolidation of Trust

Favorable report adopted.

FLOOR AMENDMENT

SB0382/553822/1
BY: Senator West

AMENDMENT TO SENATE BILL 382
(First Reading File Bill)

On page 3, in line 2, after "**THAT**" insert "**, IN THE AGGREGATE,**".

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:

Senate Bill 594 – Senator Peters

AN ACT concerning

State Law Library – Renaming

Favorable report adopted.

FLOOR AMENDMENT

SB0594/903521/1
BY: Senator Peters

AMENDMENTS TO SENATE BILL 594
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 3 and 4, in each instance, after "Marshall" insert "State".

AMENDMENT NO. 2

On page 2, in lines 13, 15, 22, 24, and 26, in each instance, after "**MARSHALL**" insert "**STATE**".

On page 3, in lines 1, 8, 14, 19, 25, and 30, in each instance, after "**MARSHALL**" insert "**STATE**".

On page 4, in lines 5, 9, 15, 20, and 23, in each instance, after "**MARSHALL**" insert "**STATE**".

On page 5, in line 24, after "Marshall" insert "State".

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 690 – Senators Lee, Elfreth, Hough, Smith, Waldstreicher, and West

AN ACT concerning

Criminal Law – Human Trafficking and Prostitution Offenses

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 908 – Calvert County Senators

AN ACT concerning

Calvert County – State's Attorney – Annual Salary

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 957 – Calvert County Senators

AN ACT concerning

Calvert County – Office of the Sheriff – Correctional Deputies

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 12

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 205 – The President (By Request) and Senator Zirkin

AN ACT concerning

Judgeships – Circuit Court and District Court

SB0205/498972/1
BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 205
(First Reading File Bill)

On page 3, in line 9, strike the brackets; and in the same line, strike "**10**".

The preceding amendment was 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 255 – Senators Hayes and Miller

AN ACT concerning

Abandoned Property in Possession of a Museum

SB0255/938873/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 255
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in the sponsor line, strike "and Miller" and substitute ", Miller, and West"; in line 13, before "property" insert "certain"; and in line 14, strike "on loan to the museum".

AMENDMENT NO. 2
On page 2, in line 18, strike "**ADDRESS**".

On page 3, in line 22, after "**MUSEUM**" insert "**WITHIN 1 YEAR**".

On page 6, in line 15, after "**NOTICE**" insert "**IN ACCORDANCE WITH § 17–403 OF THIS SUBTITLE**"; and in line 27, strike "**A**" and substitute "**AN UNCONDITIONAL**".

On pages 6 and 7, strike in their entirety the lines beginning with line 33 on page 6 through line 6 on page 7, inclusive, and substitute:

"**(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, A MUSEUM MAY APPLY CONSERVATION MEASURES TO:**

(1) PROPERTY ON LOAN TO THE MUSEUM WITHOUT RECEIVING THE LENDER'S PERMISSION OR GIVING THE LENDER FORMAL NOTICE, UNLESS THERE IS AN AGREEMENT OTHERWISE BETWEEN THE MUSEUM AND THE LENDER;

(2) UNDOCUMENTED PROPERTY; OR

(3) AN UNSOLICITED DONATION.

(B) A MUSEUM MAY APPLY CONSERVATION MEASURES TO PROPERTY SPECIFIED UNDER SUBSECTION (A) OF THIS SECTION ONLY IF:

(1) ACTION IS REQUIRED TO PROTECT THE PROPERTY FROM IRREPARABLE HARM; OR

(2) THE PROPERTY IS A HAZARD TO THE HEALTH AND SAFETY OF THE PUBLIC OR THE MUSEUM STAFF.".

On page 7, in line 7, strike "**(B)**" and substitute "**(C)**".

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 317 – Senators Reilly, Bailey, Eckardt, Gallion, Hershey, and Salling

AN ACT concerning

Estates and Trusts – Share of Intestate Estate Inherited by Surviving Spouse (Chuck's Law)

SB0317/648577/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 317
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "(Chuck's Law)".

AMENDMENT NO. 2

On page 1, in line 21, strike "**10**" and substitute "**5**".

On page 2, in line 2, strike "**10**" and substitute "**5**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 381 – Senator West

AN ACT concerning

Trusts – Maryland Trust Act – Methods of Notice

SB0381/778275/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 381
(First Reading File Bill)

On page 3, in line 8, strike the second "or"; in line 10, after "trust" insert "**; OR**

7. THE NOTICE REQUIRED TO BE GIVEN TO A QUALIFIED BENEFICIARY UNDER § 14.5–813 OF THIS TITLE";

in line 20, strike "**OR**"; and in line 23, after "**TRANSMISSION**" insert "**; OR**

C. BY E–MAIL, ACKNOWLEDGMENT REQUESTED".

On page 4, in line 33, after "locations" insert "**OR DELIVERY ADDRESSES**".

On page 5, in line 8, after "location" insert "**OR DELIVERY ADDRESS**".

The preceding amendment was 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 426 – Senator West

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Licensed Dispensaries

SB0426/468570/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 426
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the second "the" insert "Natalie M. LaPrade Medical Cannabis"; and in line 4, after "in" insert "or control of".

AMENDMENT NO. 2

On page 2, in line 3, after "**IN**" insert "**OR CONTROL OF, INCLUDING THE POWER TO MANAGE AND OPERATE,**"; and in the same line, strike "**SIX**" and substitute "**FIVE**".

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.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 13

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 210 – Senator Lee

AN ACT concerning

Law Enforcement – Federal Military Surplus Program – Equipment Acquisition

SB0210/318979/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 210
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "requiring" in line 3 down through "agency" in line 5 and substitute "requiring the Department of State Police"; and in line 7, after "year" insert "relating to the acquisition of equipment by law enforcement agencies through surplus programs; requiring the Department of State Police to include on its public website in a certain location a link to a certain report; providing for the termination of this Act".

AMENDMENT NO. 2

On page 2, strike in their entirety lines 4 through 11, inclusive, and substitute:

"**(B) ON OR BEFORE FEBRUARY 1 EACH YEAR, THE DEPARTMENT OF STATE POLICE SHALL SUBMIT A REPORT ON THE ACQUISITION OF EQUIPMENT BY LAW ENFORCEMENT AGENCIES THROUGH SURPLUS PROGRAMS WITHIN THE PRECEDING CALENDAR YEAR TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.**

(C) THE DEPARTMENT OF STATE POLICE SHALL INCLUDE IN A PROMINENT LOCATION ON ITS PUBLIC WEBSITE A LINK TO THE DEFENSE LOGISTICS AGENCY'S REPORT LISTING EXCESS DEPARTMENT OF DEFENSE PROPERTY TRANSFERS TO

LAW ENFORCEMENT AGENCIES THROUGH THE LAW ENFORCEMENT SUPPORT OFFICE.".

AMENDMENT NO. 3

On page 2, in line 13, after the period insert "It shall remain effective for a period of 3 years and, at the end of September 30, 2022, 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 only.

Senator Jennings moved to make the Bill and Amendments a Special Order for March 14, 2019.

The motion was adopted.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 232 – Senator Zirkin

AN ACT concerning

Hate Crimes – Threats and Penalties

SB0232/828679/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 232
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Zirkin" and substitute "Senators Kramer, Zirkin, Smith, Carter, Hester, Lee, Ready, Waldstreicher, Washington, and West".

AMENDMENT NO. 2

On page 1, in line 2, strike "and Penalties"; in line 4, strike "and altering"; strike beginning with "authorizing" in line 4 down through "changes" in line 6 and substitute "repealing a certain duplicative prohibition"; in line 10, strike "through 10–306" and substitute ", 10–304, and 10–305"; strike in their entirety lines 13 through 17, inclusive; and in line 20, after "Section" insert "10–303, 10–306, and".

AMENDMENT NO. 3

On page 2, in lines 2, 3, 15, and 26, in each instance, strike the bracket; in lines 2 and 26, in each instance, after "attempt" insert "**OR THREATEN**"; strike in their entirety lines 9 through 13, inclusive; and strike in their entirety lines 17 through 21, inclusive.

On page 3, in line 1, strike the second bracket; in lines 1, 3, 15, and 16, in each instance, after "attempt" insert "**OR THREATEN**"; in lines 2, 15, and 16, in each instance, strike the bracket; in line 3, strike the second set of brackets; strike in their entirety lines 9 through 13, inclusive; and strike in their entirety lines 25 through 29, inclusive.

AMENDMENT NO. 4

On page 4, in lines 2 and 9, in each instance, strike the bracket; in line 2, strike "**SUBSECTIONS (B) AND (C)**"; strike in their entirety lines 5 through 8, inclusive; in line 9, strike "**(C)**"; and strike in their entirety lines 15 through 20, 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 Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 242 – Senators Lee, Feldman, and West

AN ACT concerning

Criminal Procedure – Incompetency and Criminal Responsibility – Dismissal of Charges

SB0242/828573/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 242
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and West" and substitute "West, and Hough".

AMENDMENT NO. 2

On page 2, in line 18, strike "October" and substitute "June".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 568 – Senator Lee

AN ACT concerning

Crimes – Child Abuse and Neglect – Failure to Report

SB0568/438172/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 568
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 3, after "**HAS**" insert "**ACTUAL**"; strike in their entirety lines 4 through 7, inclusive; and in lines 8 and 11, strike "**(C)**" and "**(D)**", respectively, and substitute "**(B)**" and "**(C)**", respectively.

AMENDMENT NO. 2

On page 2, strike beginning with "**PROVIDE**" in line 11 down through "**MAJORITY**" in line 13 and substitute "**REPORT CHILD ABUSE OR NEGLECT THAT OCCURS DURING THE TIME THE CHILD IS A MINOR**".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

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

(See Roll Call No. 475)

ADJOURNMENT

At 5:25 P.M. on motion of Senator Guzzone the Senate adjourned until 10:00 A.M. on Wednesday, March 13, 2019.

Annapolis, Maryland
Wednesday, March 13, 2019
10:00 A.M. Session

The Senate met at 10:12 A.M.

Prayer by Reverend Howard Travers, Ayers United Methodist Church, guest of Senator Carozza.

(See Exhibit A of Appendix III)

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 477)

The Journal of March 12, 2019 was read and approved.

JUDICIAL PROCEEDINGS COMMITTEE REPORT NO. 14

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 389 – Senators Cassilly, Gallion, and Jennings

AN ACT concerning

Motor Vehicle Registration – Exception for Low Speed Electric Vehicles – City of Havre de Grace

SB0389/518779/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 389
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "Grace" insert "that are owned and operated by the City of Havre de Grace".

AMENDMENT NO. 2

On page 3, in line 32, after "**IS**" insert "**OWNED AND OPERATED BY THE CITY OF HAVRE DE GRACE, HARFORD COUNTY, AND**".

On page 4, in line 1, strike "**, HARFORD COUNTY,**".

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 707 – Senator Ready

AN ACT concerning

Motor Vehicles – Temporary In–Transit Registration

SB0707/848071/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 707
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 16, after "regulations;" insert "providing for a delayed effective date;".

AMENDMENT NO. 2

On page 2, in line 25, strike "October 1, 2019" and substitute "June 1, 2020".

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. 15

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 330 – Senators Smith, Guzzone, King, Lee, Patterson, Waldstreicher, West, and Zucker

AN ACT concerning

Public Buildings and Places of Public Accommodation – Diaper–Changing Facilities

SB0330/488672/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 330
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "and Places of Public Accommodation"; in lines 5 and 6, strike "and certain public restrooms in places of public accommodation"; and in line 15, strike "and places of public accommodation".

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 through line 4 on page 2, inclusive.

AMENDMENT NO. 2

On page 3, strike beginning with "**OF**" in line 20 down through "**A**" in line 21 and substitute "**THAT HAS JURISDICTION OVER THE**"; in line 21, strike "**IS LOCATED**"; and in line 23, strike "**FEASIBLE**" and substitute "**PRACTICABLE**".

On pages 4 through 6, strike in their entirety the lines beginning with line 9 on page 4 through line 1 on page 6, inclusive.

The preceding 2 amendments were read only.

Senator Simonaire 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 346 – Senators Ferguson, Elfreth, Ellis, Feldman, Guzzone, Kelley, Rosapepe, Smith, Washington, West, and Young

AN ACT concerning

Public Safety – Regulated Firearms – Transfer

SB0346/888374/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 346
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Transfer" and substitute "Sell, Rent, Transfer, or Loan"; strike beginning with "providing" in line 3 down through "circumstances" in line 5 and substitute "providing that a firearms dealer or other person may not loan a regulated firearm to a certain person under certain circumstances; providing that a dealer or other person may not sell, rent, transfer, or loan a regulated firearm to a certain person who the dealer or other person knows or has reason to believe intends to commit a certain crime or cause certain harm; providing that a person who is the recipient of a loan of a regulated firearm is not required to take a certain safety course"; and in line 8, strike "5–124" and substitute "5–134".

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 14 on page 1 through line 24 on page 2, inclusive, and substitute:

"5–134.

(a) This section supersedes any restriction that a local jurisdiction in the State imposes on the transfer by a private party of a regulated firearm, and the State preempts the right of any local jurisdiction to regulate the transfer of a regulated firearm.

(b) **IN THIS SECTION, "LOAN" INCLUDES A TEMPORARY GRATUITOUS EXCHANGE OF A REGULATED FIREARM BETWEEN TWO INDIVIDUALS.**

(C) A dealer or other person may not sell, rent, **[**or**]** transfer**, OR LOAN** a regulated firearm to a purchaser, lessee, **[**or**]** transferee**, OR RECIPIENT** who the dealer or other person knows or has reasonable cause to believe:

(1) is under the age of 21 years**, UNLESS THE REGULATED FIREARM IS LOANED TO A RECIPIENT WHO MAY POSSESS THE REGULATED FIREARM UNDER § 5–133(D) OF THIS SUBTITLE**;

(2) has been convicted of a disqualifying crime;

(3) has been convicted of a conspiracy to commit a felony;

(4) has been convicted of a violation classified as a common law crime and received a term of imprisonment of more than 2 years;

(5) is a fugitive from justice;

(6) is a habitual drunkard;

(7) is addicted to a controlled dangerous substance or is a habitual user;

(8) suffers from a mental disorder as defined in § 10–101(i)(2) of the Health – General Article, and has a history of violent behavior against the purchaser, lessee, **[**or**]** transferee**, OR RECIPIENT** or another, unless the purchaser, lessee, **[**or**]** transferee**, OR RECIPIENT** possesses a physician's certificate that the **PURCHASER, LESSEE, TRANSFEREE, OR** recipient is capable of possessing a regulated firearm without undue danger to the purchaser, lessee, **[**or**]** transferee**, OR RECIPIENT** or to another;

(9) has been confined for more than 30 consecutive days to a facility as defined in § 10–101 of the Health – General Article, unless the purchaser, lessee, **[**or**]** transferee**, OR RECIPIENT** possesses a physician's certificate that the **PURCHASER, LESSEE, TRANSFEREE, OR** recipient is capable of possessing a regulated firearm without undue danger to the purchaser, lessee, or transferee or to another;

(10) is a respondent against whom a current non ex parte civil protective order has been entered under § 4–506 of the Family Law Article;

(11) if under the age of 30 years at the time of the transaction, has been adjudicated delinquent by a juvenile court for an act that would be a disqualifying crime if committed by an adult;

(12) is visibly under the influence of alcohol or drugs;

(13) is a participant in a straw purchase; **[**or**]**

(14) subject to subsection (c) of this section for a transaction under this subsection that is made on or after January 1, 2002, has not completed a certified firearms safety training course conducted free of charge by the Police Training and Standards Commission or that meets standards established by the Police Training and Standards Commission under § 3–207 of this article**; OR**

(15) INTENDS TO USE THE REGULATED FIREARM TO:

(I) COMMIT A CRIME; OR

(II) CAUSE HARM TO THE PURCHASER, LESSEE, TRANSFEREE, OR RECIPIENT OR ANOTHER PERSON.

[(c)**] (D)** A person is not required to complete a certified firearms safety training course under subsection (b)(14) of this section if the person:

(1) has already completed a certified firearms safety training course required under subsection (b)(14) of this section;

(2) is a law enforcement officer of the State or any local law enforcement agency in the State;

(3) is a member, retired member, or honorably discharged member of the armed forces of the United States or the National Guard;

(4) is a member of an organization that is required by federal law governing its specific business or activity to maintain handguns and applicable ammunition; **[**or**]**

(5) has been issued a permit to carry a handgun under Subtitle 3 of this title**; OR**

(6) IS THE RECIPIENT OF A LOAN OF A FIREARM.

[(d)**] (E)** (1) A person may not sell, rent, or transfer:

(i) ammunition solely designed for a regulated firearm to a person who is under the age of 21 years; or

(ii) 1. a firearm other than a regulated firearm to a minor;

2. ammunition for a firearm to a minor;

3. pepper mace, which is an aerosol propelled combination of highly disabling irritant based products and is also known as oleo–resin capsicum (O.C.) spray, to a minor; or

4. another deadly weapon to a minor.

(2) A person who violates this subsection is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 1 year 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 Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably:

Senate Bill 460 – Senators Waldstreicher, Benson, Feldman, Kagan, King, Kramer, Lee, Peters, Smith, Young, and Zucker

AN ACT concerning

Pedestrian Safety Fund Act of 2019

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 621 – Senators Carter, Lee, and Smith

AN ACT concerning

Correctional Services – Diminution Credits – Education

SB0621/868171/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 621
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Smith" and substitute "Smith, Zirkin, Hester, Waldstreicher, Washington, West, and Ellis".

AMENDMENT NO. 2

On page 1, in line 5, strike "the range for"; in line 6, strike "awarded;" and substitute "awarded to certain inmates;"; strike beginning with "prohibiting" in line 6 down through "credits;" in line 7; strike beginning with "requiring" in line 9 down through "time;" in line 10 and substitute "establishing a certain exception to a certain maximum deduction that may be earned by an inmate;"; and after line 16, insert:

"BY repealing and reenacting, with amendments,
Article – Correctional Services
Section 3–708
Annotated Code of Maryland
(2017 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 3

On page 1, in line 23, strike "**ONE–TIME**"; and after line 24, insert:

"**(1) AN INTERMEDIATE HIGH ACADEMIC CERTIFICATE;**".

On page 2, in lines 1, 3, 5, 6, and 7, strike "**(1)**", "**(2)**", "**(3)**", "**(4)**", and "**(5)**", respectively, and substitute "**(2)**", "**(3)**", "**(4)**", "**(5)**", and "**(6)**", respectively; in line 1, strike the first "**A**" and substitute "**NO MORE THAN ONE**"; in line 2, after "**PROGRAM**" insert

"**THAT REQUIRED AT LEAST 600 HOURS OF COURSEWORK AND IS**"; in the same line, strike "**COMMISSIONER**" and substitute "**SECRETARY OF LABOR, LICENSING, AND REGULATION AND THE COMMISSIONER OF CORRECTION**"; in line 9, strike "**NOT LESS THAN 60 DAYS AND NOT MORE THAN 730 DAYS**" and substitute "**:**

(I) FOR AN INMATE DESCRIBED IN § 3–707(A)(2) OF THIS SUBTITLE, 20 DAYS PER PROGRAM COMPLETED; AND

(II) FOR ALL OTHER INMATES, 30 DAYS PER PROGRAM COMPLETED";

strike in their entirety lines 10 through 24, inclusive, and substitute:

"**(2) THE DEDUCTION ALLOWED UNDER THIS SUBSECTION SHALL BE IN ADDITION TO ANY OTHER DEDUCTION AWARDED UNDER THIS SUBTITLE.**";

in line 25, strike "**(D)**" and substitute "**(C)**"; and after line 27, insert:

"3–708.

[Notwithstanding**] EXCEPT AS PROVIDED IN § 3–706.1 OF THIS SUBTITLE, AND NOTWITHSTANDING** any other provision of this subtitle, an inmate may not be allowed a deduction under this subtitle of more than:

(1) 20 days for a calendar month for an inmate described in § 3–707(a)(2) of this subtitle; and

(2) 30 days for a calendar month for all other inmates.".

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 with amendments:

Senate Bill 657 – Senators King and Smith

AN ACT concerning

Pilot Program – Alleged Rape, Sexual Offense, or Child Sexual Abuse – HIV Postexposure Prophylaxis

SB0657/598977/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 657
(First Reading File Bill)

On page 3, in line 11, after "**2.**" insert "**SUBJECT TO THE LIMITATION ESTABLISHED UNDER SUBPARAGRAPH (IV) OF THIS PARAGRAPH,**"; and after line 15, insert:

"**(IV) THE TOTAL AMOUNT PAID TO PHYSICIANS, QUALIFIED HEALTH CARE PROVIDERS, AND HOSPITALS FROM THE CRIMINAL INJURIES COMPENSATION BOARD UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH MAY NOT EXCEED $750,000 ANNUALLY.**".

The preceding amendment was 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 770 – Senator Smith

AN ACT concerning

Vehicle Laws – Electric Low Speed Scooters

SB0770/938179/1

BY: Judicial Proceedings Committee

AMENDMENT TO SENATE BILL 770
(First Reading File Bill)

On page 3, in line 2, strike "**25**" and substitute "**20**"; and in line 3, strike "**ON A SMOOTH LEVEL SURFACE BY AN OPERATOR WEIGHING 175 POUNDS**".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 25

Senate Bill 303 – Senator Kagan

AN ACT concerning

State Acupuncture Board – Practice of Acupuncture – Definition and Education Requirements

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB0303/614032/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 303
(First Reading File Bill)

On page 2, strike beginning with "**LIGHT**" in line 15 down through "**NEEDLING,**" in line 16.

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0303/533229/1
BY: Senator Ferguson

AMENDMENTS TO SENATE BILL 303
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after "program" insert "or its equivalent"; in line 5, strike "repealing" and substitute "altering"; and in line 7, strike "a certain course" and substitute "certain courses".

AMENDMENT NO. 2

On page 3, in line 7, after "**PROGRAM**" insert "**OR ITS EQUIVALENT**"; in line 10, strike "**OR**"; in line 13, strike the bracket; in line 14, strike "by the Accreditation Commission for Acupuncture and Oriental Medicine" and substitute "**OR ACCREDITED UNDER ITEM 1 OR 2 OF THIS ITEM**"; and in the same line, strike the bracket.

The preceding 2 amendments were read and adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 249 – Senator Lam

AN ACT concerning

Regional Initiative to Limit or Reduce Greenhouse Gas Emissions in Transportation Sector – Authorization
(Regional Transportation and Climate Protection Act of 2019)

STATUS OF BILL: BILL IS ON THIRD READING FOR FINAL PASSAGE.

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

Affirmative – 33 Negative – 14 (See Roll Call No. 478)

The Bill was then sent to the House of Delegates.

SENATE THIRD READING CALENDAR NO. 39 (GENERAL SENATE BILLS)

Senate Bill 158 – Senator Guzzone

AN ACT concerning

Maryland Department of Health – Community Dental Clinics Grant Program

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

Affirmative – 47 Negative – 0 (See Roll Call No. 479)

The Bill was then sent to the House of Delegates.

Senate Bill 253 – Senators Hayes, Carter, Ferguson, McCray, and Washington

AN ACT concerning

Major Information Technology Development Project Fund ~~– Money Received by Baltimore City Community College~~ – Exemption and Use of Fund

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

Affirmative – 46 Negative – 0 (See Roll Call No. 480)

The Bill was then sent to the House of Delegates.

Senate Bill 428 – Senator Hershey

AN ACT concerning

Queen Anne's County – Alcoholic Beverages – Beauty Salon and Barbershop License

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

Affirmative – 46 Negative – 1 (See Roll Call No. 481)

The Bill was then sent to the House of Delegates.

Senate Bill 467 – Senator King

AN ACT concerning

Forestry – Mel Noland Fellowship Program – Establishment

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

Affirmative – 47 Negative – 0 (See Roll Call No. 482)

The Bill was then sent to the House of Delegates.

Senate Bill 490 – Senator Kagan

SECOND PRINTING

AN ACT concerning

Consumer Protection – Scanning or Swiping Identification Cards and Driver's Licenses – Prohibition

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

The motion was adopted.

Senate Bill 701 – Senator Kramer

AN ACT concerning

Transportation Network Companies – Insurance

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

Affirmative – 46 Negative – 0 (See Roll Call No. 483)

The Bill was then sent to the House of Delegates.

LAID OVER CALENDAR NO. 16

Senate Bill 299 – Senators Benson, Kagan, Lam, and Nathan–Pulliam

AN ACT concerning

Tanning Devices – Use by Minors

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

SB0299/957176/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 299
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, in each instance, strike "physician" and substitute "certain health care practitioner"; in line 11, strike "physician to prescribe to" and substitute "prescription to be written for"; and in the same line, after "minor" insert "for".

AMENDMENT NO. 2

On page 2, in line 7, in each instance, strike "**PHYSICIAN**" and substitute "**HEALTH CARE PRACTITIONER ACTING WITHIN THE SCOPE OF THE LICENSE OF THE HEALTH CARE PRACTITIONER**"; and in line 9, strike "**PHYSICIAN TO PRESCRIBE TO A MINOR**" and substitute "**PRESCRIPTION TO BE WRITTEN FOR A MINOR FOR**".

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 634 – Senator Eckardt

AN ACT concerning

Electric Cooperatives – Powers – Conducting or Communications Facilities

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (3) AND THE FAVORABLE REPORT.

SB0634/167677/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 634
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator" and substitute "Senators"; and in the same line, after "Eckardt" insert "and Hershey".

AMENDMENT NO. 2

On page 1, in line 6, after the semicolon insert "requiring an electric cooperative to allocate certain costs in a certain manner and for a certain purpose;".

AMENDMENT NO. 3

On page 4, after line 3, insert:

"**(C) TO ENSURE THAT ELECTRIC CUSTOMERS DO NOT SUBSIDIZE THE COST OF BROADBAND SERVICES, AN ELECTRIC COOPERATIVE SHALL ALLOCATE**

PROPERLY ALL COSTS INCURRED UNDER SUBSECTION (A)(12) OF THIS SECTION BETWEEN ELECTRICITY–RELATED SERVICES AND BROADBAND SERVICES.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senate Bill 371 – Senators West, Nathan–Pulliam, Carozza, Eckardt, Salling, and Serafini

AN ACT concerning

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

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB0371/654536/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 371
(First Reading File Bill)

On page 2, in line 28, after "**STANDARDS**" insert "**OF CARE**".

On page 4, in line 7, strike "**OR**" and substitute a comma; in the same line, after "**LEASE**" insert "**, OR OTHERWISE PROVIDE**"; in line 18, strike "**RECRUIT**" and substitute "**PROVIDE SERVICES TO ASSIST IN THE RECRUITMENT OF**"; in line 26, strike "**FUNCTIONS**"; and in the same line, after "**RELATED**" insert "**SERVICES**".

On page 5, in line 4, strike the second "**AND**"; and in line 8, after "**PROFITS**" insert "**; AND**

(15) CONTRACT WITH A THIRD PARTY TO PROVIDE ANY OF THE SERVICES SPECIFIED UNDER THIS SUBSECTION".

On page 6, in line 7, strike "**75%**" and substitute "**60%**".

The preceding amendment was read only.

Senator Hough moved to make the Bill and Amendment a Special Order for March 14, 2019.

The motion was adopted.

Senate Bill 651 – Senator Young

AN ACT concerning

Election Law – Local Boards of Elections – Membership

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENT (1) AND THE FAVORABLE REPORT.

SB0651/894534/1
BY: Education, Health, and Environmental Affairs Committee

AMENDMENT TO SENATE BILL 651
(First Reading File Bill)

On page 6, in line 5, strike "October 1" and substitute "June 1".

The preceding amendment was read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0651/533421/1
BY: Senator Hershey

AMENDMENTS TO SENATE BILL 651
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after "boards" insert "from certain political parties"; and in the same line, strike "of certain political parties" and substitute "proportionate to a certain share of voters".

AMENDMENT NO. 2

On page 2, in line 12, strike "**THREE**" and substitute "**THE NUMBER OF**"; in the same line, after "**MEMBERS**" insert "**FROM THE MAJORITY PARTY AND THE PRINCIPAL MINORITY PARTY**"; and strike beginning with "**OF**" in line 12 down through "**PARTY**" in line 14 and substitute "**PROPORTIONATE TO THE SHARE OF VOTERS IN EACH COUNTY THAT BELONG TO THE MAJORITY PARTY AND PRINCIPAL MINORITY PARTY**".

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

Affirmative – 17 Negative – 30 (See Roll Call No. 484)

Read the second time and ordered prepared for Third Reading.

Senate Bill 426 – Senator West

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Licensed Dispensaries

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

SB0426/468570/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 426
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after the second "the" insert "Natalie M. LaPrade Medical Cannabis"; and in line 4, after "in" insert "or control of".

AMENDMENT NO. 2

On page 2, in line 3, after "**IN**" insert "**OR CONTROL OF, INCLUDING THE POWER TO MANAGE AND OPERATE,**"; and in the same line, strike "**SIX**" and substitute "**FIVE**".

The preceding 2 amendments were read only.

Senator West moved to make the Bill and Amendments a Special Order for March 19, 2019.

The motion was adopted.

FINANCE COMMITTEE REPORT NO. 22

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

Senate Bill 47 – Chair, Finance Committee (By Request – Departmental – Maryland Insurance Administration)

AN ACT concerning

Health Insurance – Technical Correction and Required Conformity With Federal Law

SB0047/707479/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 47
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 6 and 7, strike "certain coverage provided to a pregnant woman's unborn child" and substitute "a certain program, which is considered to occur on a certain date"; in line 10, after "time;" insert "altering the definition of "full–time employee" for the purposes of certain provisions of law governing the Maryland Health Benefit Exchange;"; in line 14, strike the first "and" and substitute a comma; and in the same line, after "(x)" insert ", and 31–101(e–1)".

AMENDMENT NO. 2

On pages 2 and 3, strike beginning with "**COVERAGE**" in line 31 on page 2 down through "**COVERAGE**" in line 3 on page 3 and substitute "**A PROGRAM PROVIDING PRENATAL CARE OR SERVICES, WHICH IS CONSIDERED TO OCCUR ON THE LAST DAY THE ELIGIBLE EMPLOYEE OR DEPENDENT WOULD HAVE ACCESS TO HEALTH CARE SERVICES**".

AMENDMENT NO. 3

On page 3, after line 17, insert:

"31–101.

(e–1) (1) "Full–time employee" means**, WITH RESPECT TO A CALENDAR MONTH,** an employee **OF A SMALL EMPLOYER** who works, on average, at least 30 hours per week.

(2) "Full–time employee" does not include a seasonal employee **[**unless the employee works for the employer on more than 120 days during the taxable year**] AS DEFINED IN FEDERAL LAW**.".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 517 – Senator Feldman

AN ACT concerning

Electricity – Customer Choice – Education

SB0517/657076/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 517
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Feldman" and substitute "Senators Feldman and Hershey".

AMENDMENT NO. 2

On page 1, strike line 2 in its entirety and substitute "Public Utilities – Electricity and Natural Gas Suppliers – Information"; in line 3, strike "a"; in line 4, strike the first "website" and substitute "websites"; in the same line, after "electric" insert "and natural gas"; in lines 4 and 6, in each instance, strike "the website" and substitute "certain websites"; in line 7, after "electricity" insert "or natural gas"; strike line 15 in its entirety and substitute "electricity and natural gas supplier information."; and in line 28, after "7–510.2" insert "and 7–604.1".

AMENDMENT NO. 3

On page 3, in line 28, strike "**WEBSITE**" and substitute "**WEBSITES**"; and in line 29, after "**SUBTITLE**" insert "**AND § 7–604.1 OF THIS TITLE**".

On page 4, in line 14, before "**CUSTOMERS**" insert "**RESIDENTIAL**"; in line 15, after "**ELECTRICITY**" insert "**TO RESIDENTIAL CUSTOMERS**"; and in line 32, strike the colon.

On page 5, in line 1, strike "**(1)**"; strike beginning with "**; AND**" in line 2 down through "**SUPPLIER**" in line 4; in lines 2, 7, and 18, in each instance, after "**ELECTRICITY**" insert "**TO RESIDENTIAL CUSTOMERS**"; strike in their entirety lines 21 through 23, inclusive; in line 24, strike "**AN INFORMAL**" and substitute "**A**"; in lines 24 and 27, strike "**(6)**" and "**(7)**", respectively, and substitute "**(5)**" and "**(6)**", respectively; and in line 27, strike the colon.

On page 6, in line 1, strike "**(I)**"; strike beginning with "**; AND**" in line 3 down through "**SUPPLIER**" in line 6; after line 11, insert:

"**7–604.1.**

(A) THE COMMISSION SHALL ESTABLISH A CUSTOMER CHOICE SHOPPING WEBSITE THAT ALLOWS A CUSTOMER TO SORT NATURAL GAS SUPPLIERS THAT HAVE OPEN OFFERS TO SUPPLY NATURAL GAS TO RESIDENTIAL CUSTOMERS IN THE CUSTOMER'S SERVICE AREA.

(B) THE WEBSITE SHALL INCLUDE:

(1) A LIST OF ALL NATURAL GAS SUPPLIERS THAT HAVE OPEN OFFERS TO SUPPLY NATURAL GAS TO RESIDENTIAL CUSTOMERS IN A CUSTOMER'S SERVICE AREA, SORTABLE BY:

(I) COST OF SERVICE;

(II) COST OF NATURAL GAS PER THERM;

(III) RATE STRUCTURE;

(IV) DURATION OF THE CONTRACT;

(V) CANCELLATION FEE; AND

(VI) ANY OTHER ASPECT OF SERVICE THAT THE COMMISSION CONSIDERS NECESSARY;

(2) A WAY TO COMPARE NATURAL GAS SUPPLIERS BASED ON THE SORTABLE ITEMS SPECIFIED UNDER ITEM (1) OF THIS SUBSECTION;

(3) A LINK TO THE WEBSITE OF EACH NATURAL GAS SUPPLIER WITH AN OPEN OFFER TO SUPPLY NATURAL GAS TO RESIDENTIAL CUSTOMERS;

(4) A LINK TO A COMPLAINT PROCESS THAT PROVIDES ACCESS FOR THE CUSTOMER TO PROTECT THE CUSTOMER'S RIGHTS AND MAKE USE OF CONSUMER PROTECTIONS THROUGH THE COMMISSION; AND

(5) FACT SHEETS ON THE PROCESS FOR COMPARING OFFERS FROM NATURAL GAS SUPPLIERS ON THE WEBSITE, INCLUDING RELEVANT CONTRACT TERMS, REQUIREMENTS, LIMITATIONS, AND FEES.

(C) (1) TO ENSURE THE CURRENCY AND ACCURACY OF INFORMATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION, THE COMMISSION SHALL MAINTAIN A SECURE PORTAL ON ITS WEBSITE TO RECEIVE INFORMATION ABOUT OFFERS TO SUPPLY NATURAL GAS FROM NATURAL GAS SUPPLIERS.

(2) AT LEAST ONCE A MONTH, EACH NATURAL GAS SUPPLIER WITH AN OPEN OFFER TO SUPPLY NATURAL GAS SHALL SUBMIT DETAILED INFORMATION ABOUT THE OFFER TO THE COMMISSION THROUGH A SECURE PORTAL MAINTAINED BY THE COMMISSION ON THE COMMISSION'S WEBSITE FOR THIS PURPOSE.

(D) THE COMMISSION SHALL RECOVER THE COST OF COMPLYING WITH THIS SECTION IN ACCORDANCE WITH § 2–110 OF THIS ARTICLE.";

in line 14, strike "Act and" and substitute "Act,"; in the same line, strike "its" and substitute "the"; strike beginning with "and" in line 14 down through "Article" in line 15 and substitute "section on its website, and establish the customer choice shopping websites required under §§ 7–510.2 and 7–604.1 of the Public Utilities Article"; in line 23, strike "a"; and in the same line, strike "website" and substitute "websites".

The preceding 3 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 520 – **Senators Kramer, Augustine, Beidle, Benson, Feldman, Hayes, and Klausmeier**

AN ACT concerning

Electricity – Community Solar Energy Generating Systems Pilot Program – Extension

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 523 – **Senators Beidle and Feldman**

AN ACT concerning

Insurance – Investments of Insurers Other Than Life Insurers – Real Estate

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 607 – **Senators Hester, Benson, Feldman, Smith, and Washington**

AN ACT concerning

Homeowner's Insurance – Discrimination in Underwriting and Rating – Status as Surviving Spouse

SB0607/367771/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 607

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "status;" insert "providing for a delayed effective date;"; in line 10, after "27–501(e–2)(1)" insert "and (2)"; in line 13, strike "repealing and reenacting, with amendments," and substitute "adding to"; and in line 15, strike "27–501(e–2)(2)" and substitute "27–501(e–2)(7)".

AMENDMENT NO. 2

On page 2, in line 10, strike the brackets; in line 12, strike "**; OR**" and substitute a period; in line 13, strike "**(IV)**" and substitute "**(7) WITH RESPECT TO HOMEOWNER'S INSURANCE, AN INSURER MAY NOT**"; in line 14, strike "**STATUS**." and substitute "**STATUS.**"; in line 16, strike "October" and substitute "January"; and in the same line, strike "2019" and substitute "2020".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 694 – Senators Kramer, Feldman, Hayes, Hershey, Jennings, and Kelley

AN ACT concerning

Commercial Law – Credit Card Processors – Service Agreements

SB0694/657275/1
BY: Finance Committee

AMENDMENTS TO SENATE BILL 694
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Service" and substitute "Merchant Processing"; in line 3, strike "requiring" and substitute "prohibiting"; strike beginning with "to" in line 3 down through "processor" in line 7 and substitute "from assessing or charging certain fees under certain circumstances"; in line 7, strike "the summary" and substitute "a merchant

processing agreement"; strike beginning with the first "a" in line 8 down through "information" in line 10 and substitute "that certain information be provided in a certain manner in the merchant processing agreement"; in lines 11 and 12, strike "establishing certain civil penalties for a violation of this Act;"; in line 13, strike "service" and substitute "merchant processing"; and in line 16, strike "12–1405" and substitute "12–1404".

AMENDMENT NO. 2

On page 2, in line 12, strike "**SERVICES**" and substitute "**MERCHANT PROCESSING**"; in line 17, strike "**SERVICES**" and substitute "**MERCHANT PROCESSING**"; in line 18, strike "**THAT**" and substitute "**:**

(1) THAT MAY BE TERMINATED WITHOUT ASSESSMENT OF FEES, FINES, PENALTIES, OR LIQUIDATED DAMAGES; OR

(2) IF AT THE TIME OF ENTRY INTO THE MERCHANT PROCESSING AGREEMENT, THE BUSINESS ENTITY";

in line 19, after "**EMPLOYEES**" insert "**OR REASONABLY ESTIMATES THAT IT WILL GENERATE MORE THAN $2,000,000 IN CREDIT CARD OR ELECTRONIC COMMERCE TRANSACTIONS EACH YEAR**"; and strike beginning with "**(1)**" in line 21 down through "**PROCESSOR**" in line 27 and substitute "**IF A BUSINESS ENTITY CANCELS A MERCHANT PROCESSING AGREEMENT BEFORE THE EXPIRATION OF THE INITIAL TERM AGREED ON BY THE CREDIT CARD PROCESSOR AND THE BUSINESS ENTITY, THE CREDIT CARD PROCESSOR MAY NOT ASSESS OR CHARGE A FEE, FINE, OR PENALTY THAT EXCEEDS $500**".

On pages 2 and 3, strike beginning with "**THE**" in line 28 on page 2 down through "**PROCESSOR**" in line 9 on page 3 and substitute "**IF A BUSINESS ENTITY TERMINATES THE MERCHANT PROCESSING AGREEMENT AFTER THE EXPIRATION OF THE INITIAL TERM AGREED ON BY A CREDIT CARD PROCESSOR AND A BUSINESS ENTITY, THE CREDIT CARD PROCESSOR MAY NOT ASSESS A FEE, FINE, OR PENALTY, UNLESS A CREDIT CARD PROCESSOR AND A BUSINESS ENTITY HAVE ENTERED INTO A SEPARATE RENEWAL MERCHANT PROCESSING AGREEMENT**".

On page 3, strike beginning with "**(1)**" in line 10 down through "**APPLICABLE**" in line 23 and substitute "**SUBJECT TO SUBSECTION (D) OF THIS SECTION, A MERCHANT**

PROCESSING AGREEMENT SHALL DISCLOSE CLEARLY AND CONSPICUOUSLY IN BOLD, 12 POINT FONT THE FOLLOWING INFORMATION:

(1) THE AMOUNT OF ANY EARLY TERMINATION FEE, FINE, PENALTY, OR LIQUIDATED DAMAGES THAT MAY BE ASSESSED BY THE CREDIT CARD PROCESSOR FOR TERMINATION OF A MERCHANT PROCESSING AGREEMENT BEFORE THE EXPIRATION OF THE INITIAL TERM;

(2) THE EXPIRATION DATE OF THE MERCHANT PROCESSING AGREEMENT;

(3) THE RENEWAL DATE OF THE MERCHANT PROCESSING AGREEMENT; AND

(4) THE CUSTOMER SERVICE CONTACT INFORMATION OF THE CREDIT CARD PROCESSOR, INCLUDING TELEPHONE NUMBER, MAILING ADDRESS, AND E–MAIL ADDRESS.

(D) THE INFORMATION REQUIRED UNDER SUBSECTION (C) OF THIS SECTION SHALL BE:

(1) PROVIDED ON THE SIGNATURE PAGE OF A MERCHANT SERVICES AGREEMENT; AND

(2) INITIALED SEPARATELY BY THE BUSINESS ENTITY.

(E) THE CREDIT CARD PROCESSOR SHALL PROVIDE A COPY OF THE MERCHANT PROCESSING AGREEMENT IN ELECTRONIC OR PAPER FORM TO THE BUSINESS ENTITY AT THE TIME THE BUSINESS ENTITY SIGNS THE MERCHANT PROCESSING AGREEMENT";

and strike line 30 in its entirety.

On page 4, strike in their entirety lines 1 through 9, inclusive; and in line 10, after "ENACTED," insert "That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any merchant processing agreement entered into or renewed before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED,".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

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

Senate Bill 895 – Senator Kelley

AN ACT concerning

Business Regulation – Tobacco Products and Electronic Smoking Devices – Revisions

SB0895/647779/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 895
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "Senator Kelley" and substitute "Senators Kelley, Augustine, Beidle, Benson, Feldman, Hayes, and Kramer"; in line 4, strike "increasing the amount of certain license fees;"; in line 20, strike "16–204(b),"; and in the same line, strike "16–3A–02, and 16.5–203(b)" and substitute "and 16–3A–02".

AMENDMENT NO. 2

On page 3, strike in their entirety lines 2 through 11, inclusive.

On page 6, strike in their entirety lines 3 through 16, inclusive.

On page 11, in lines 14 and 21, in each instance, strike the brackets; and in the same lines, in each instance, strike "**$300**".

The preceding 2 amendments were read only.

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

The motion was adopted.

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

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

Senate Bill 596 – Senator McCray

AN ACT concerning

Alcoholic Beverages – Mead – Definition and Tax Rate

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

BUDGET AND TAXATION COMMITTEE REPORT NO. 11

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 96 – Senators Washington, Carter, Ferguson, Hayes, and McCray

AN ACT concerning

Baltimore City – Tax Sales of Real Property – Water Liens
(Water Taxpayer Protection Act of 2019)

SB0096/529233/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 96
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and McCray" and substitute "McCray, and Nathan–Pulliam"; in line 4, after the first "of" insert "requiring the collector in Baltimore City to withhold from tax sale certain places of worship if the taxes on the property consist only of a lien for unpaid charges for water and sewer service;"; in lines 7 and 8, strike "places of worship" and substitute "real property owned by religious groups or organizations"; in

line 12, strike ", subject to a certain exception"; strike beginning with "prohibiting" in line 13 down through "circumstances;" in line 14; and in line 21, after "Section" insert "14–811(b) and".

AMENDMENT NO. 2

On page 2, after line 1, insert:

"14–811.

(b) (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) In Baltimore City, the collector shall withhold from sale owner–occupied residential property, when the total taxes on the property, including interest and penalties, amount to less than $750.

(3) In Baltimore City, the collector shall withhold from sale residential property **OR PROPERTY THAT IS EXEMPT FROM TAXATION UNDER § 7–204(1) OR (2) OF THIS ARTICLE**, if the taxes on the property consist only of a lien for unpaid charges for water and sewer service.".

AMENDMENT NO. 3

On page 2, in lines 8 and 9 and 14, in each instance, strike "**USED EXCLUSIVELY AS A PLACE OF WORSHIP**" and substitute "**THAT IS EXEMPT FROM TAXATION UNDER § 7–204(1) OR (2) OF THIS ARTICLE**".

AMENDMENT NO. 4

On page 2, strike beginning with "**(1)**" in line 19 down through "**THIS**" in line 20 and substitute "**THIS**"; and strike in their entirety lines 22 through 26, 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 King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 437 – Senator Edwards

AN ACT concerning

Allegany County – Video Lottery Terminals – Distribution of Proceeds

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 466 – Senators King, Kagan, and Zucker

AN ACT concerning

Hotel Rental Tax – Limitation of Municipal Authority to Tax Small Hotels – Repeal

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably with amendments:

Senate Bill 509 – Senators Eckardt, Ferguson, Rosapepe, Serafini, and Washington

AN ACT concerning

Property Tax – In Rem Foreclosure and Sale – Vacant and Abandoned Property

SB0509/149031/1
BY: Budget and Taxation Committee

AMENDMENTS TO SENATE BILL 509
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Washington" and substitute "Washington, and Salling"; in line 2, strike "and Sale"; in lines 6 and 8, in each instance, strike "requiring" and substitute "authorizing"; in line 11, after "period" insert "and the right to appeal a certain notice has tolled"; strike beginning with "requiring" in line 11 down through "time;" in line 14; strike beginning with "requiring" in line 15 down through "action;" in line 16; in line 18, after "court" insert "and send notice and a copy of the complaint to each interested

party within a certain period of time and in a certain manner"; in line 20, after "purposes;" insert "providing that an interested party has a certain right to cure certain delinquent taxes and liens on the real property under certain circumstances;"; and in line 23, after "finding;" insert "requiring the judgment to be recorded in certain land records; providing that title acquired in a certain foreclosure proceeding shall be a certain absolute or fee simple title except under certain circumstances; providing that a judgment in an action under this Act is binding and conclusive, regardless of legal disability, on certain persons;".

On pages 1 and 2, strike beginning with "requiring" in line 23 on page 1 down through "rules;" in line 3 on page 2.

On page 2, in line 4, strike "and sale"; and in line 18, strike "14–878" and substitute "14–876".

AMENDMENT NO. 2

On page 3, in line 13, after "**PROPERTY;**" insert:

"**(4) A TAXING AGENCY THAT HAS THE AUTHORITY TO COLLECT TAX ON THE REAL PROPERTY;**";

in line 14, strike "**(4)**" and substitute "**(5)**"; strike in their entirety lines 22 through 27, inclusive; in line 28, strike "**(C)**" and substitute "**(A)**"; and in the same line, strike "**SHALL**" and substitute "**MAY**".

On page 4, in lines 1, 2, 5, and 11, in each instance, strike "**AND SALE**"; in line 7, strike "**AND SOLD**"; after line 11, insert:

"**(B) (1) SUBJECT TO SUBSECTION (C) OF THIS SECTION, A COUNTY OR MUNICIPAL CORPORATION MAY AUTHORIZE, BY LAW, THE SALE OF REAL PROPERTY AFTER AN IN REM FORECLOSURE AND DESIGNATE REAL PROPERTY TO BE SOLD UNDER THIS PART.**

(2) A LAW THAT AUTHORIZES A SALE OF REAL PROPERTY AFTER AN IN REM FORECLOSURE SHALL:

(I) STATE THE DATE AFTER WHICH THE REAL PROPERTY MAY BE SUBJECT TO SALE AFTER AN IN REM FORECLOSURE UNDER THIS PART;

(II) ESTABLISH CRITERIA FOR DESIGNATING REAL PROPERTY TO BE SOLD UNDER THIS PART; AND

(III) INCLUDE ADMINISTRATIVE RULES AND PROCEDURES NECESSARY TO CARRY OUT A SALE UNDER THIS PART.

(C) ONLY REAL PROPERTY THAT CONSISTS OF A VACANT LOT OR IMPROVED PROPERTY CITED AS VACANT AND UNSAFE OR UNFIT FOR HABITATION OR OTHER AUTHORIZED USE ON A HOUSING OR BUILDING VIOLATION NOTICE MAY BE SOLD UNDER THIS PART.";

strike beginning with "**AFTER**" in line 13 down through "**THE**" in line 14 and substitute "**A**"; in line 14, strike "**SHALL**" and substitute "**MAY**"; in line 17, after "**UNLESS**" insert "**:**

(1)";

in line 18, after "**MONTHS**" insert "**; AND**

(2) THE RIGHT TO APPEAL THE NOTICE OF THE PROPERTY AS VACANT AND UNSAFE OR UNFIT HAS TOLLED";

strike beginning with "**(1)**" in line 19 down through "**(3)**" in line 28; strike beginning with "**CERTIFIED**" in line 28 down through "**SUBSECTION**" in line 29; and in lines 30 and 31, strike "**(I)**" and "**(II)**", respectively, and substitute "**(1)**" and "**(2)**", respectively.

On page 5, strike in their entirety lines 3 through 8, inclusive; in line 9, after "**SHALL**" insert "**:**

(1)";

in line 11, after "**LOCATED**" insert "**; AND**

(2) WITHIN 5 DAYS AFTER FILING THE COMPLAINT, SEND NOTICE AND A COPY OF THE COMPLAINT TO EACH INTERESTED PARTY BY FIRST–CLASS MAIL AND CERTIFIED MAIL, POSTAGE PREPAID, RETURN RECEIPT REQUESTED, BEARING A POSTMARK FROM THE UNITED STATES POSTAL SERVICE";

in line 29, after "**AND**" insert "**UNSAFE OR**"; and in the same line, after "**HABITATION**" insert "**OR OTHER AUTHORIZED USE**".

On page 6, in line 8, after "**ORDERS**" insert "**OWNERSHIP OF**"; in the same line, strike "**SOLD AT PUBLIC AUCTION**" and substitute "**TRANSFERRED TO THE COUNTY OR MUNICIPAL CORPORATION**"; after line 11, insert:

"**(G) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN INTERESTED PARTY HAS THE RIGHT TO CURE THE DELINQUENT TAXES AND LIENS ON THE REAL PROPERTY BY PAYING ALL PAST DUE FEES, PAYMENTS, AND PENALTIES AT ANY TIME BEFORE THE ENTRY OF THE FORECLOSURE JUDGMENT.**

(2) THE RIGHT TO CURE THE DELINQUENT TAXES AND LIENS ON THE REAL PROPERTY EXTINGUISHES ONCE THE FORECLOSURE JUDGMENT IS ENTERED.";

in line 19, after "**THAT**" insert "**THE COUNTY OR MUNICIPAL CORPORATION SENT NOTICE AND A COPY OF THE COMPLAINT TO EACH INTERESTED PARTY IN ACCORDANCE WITH § 14–875(D) OF THIS SUBTITLE AND THAT**"; in line 25, after "**AND**" insert "**UNSAFE OR**"; in the same line, after "**HABITATION**" insert "**OR OTHER AUTHORIZED USE**"; in line 27, after "**THAT**" insert "**OWNERSHIP OF**"; strike beginning with "**SOLD**" in line 27 down through "**PART**" in line 28 and substitute "**TRANSFERRED TO THE COUNTY OR MUNICIPAL CORPORATION ON BEHALF OF WHICH THE COMPLAINT WAS FILED**"; and after line 28, insert:

"**(D) (1) THE ENTRY OF A JUDGMENT UNDER SUBSECTION (C) OF THIS SECTION SHALL BE RECORDED IN THE LAND RECORDS OF THE COUNTY OR BALTIMORE CITY.**

(2) THE TITLE ACQUIRED IN AN IN REM FORECLOSURE PROCEEDING SHALL BE AN ABSOLUTE OR FEE SIMPLE TITLE INCLUDING THE RIGHT, TITLE, AND INTEREST OF EACH OF THE DEFENDANTS IN THE PROCEEDING WHOSE PROPERTY HAS BEEN FORECLOSED UNLESS A DIFFERENT TITLE IS SPECIFIED IN THE JUDGMENT ENTERED.

(3) A JUDGMENT IN AN ACTION UNDER THIS PART IS BINDING AND CONCLUSIVE, REGARDLESS OF LEGAL DISABILITY, ON:

(I) ALL PERSONS, KNOWN AND UNKNOWN, WHO WERE PARTIES TO THE ACTION AND WHO HAD A CLAIM TO THE PROPERTY, WHETHER PRESENT OR FUTURE, VESTED OR CONTINGENT, LEGAL OR EQUITABLE, OR SEVERAL OR UNDIVIDED; AND

(II) ALL PERSONS WHO WERE NOT PARTIES TO THE ACTION AND HAD A CLAIM TO THE PROPERTY THAT WAS NOT RECORDED AT THE TIME THAT THE ACTION WAS COMMENCED.".

On pages 6 through 8, strike in their entirety the lines beginning with line 29 on page 6 through line 5 on page 8, inclusive.

On page 8, in line 6, strike "4." and substitute "2.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator King, Chair, for the Committee on Budget and Taxation reported favorably:

Senate Bill 780 – Senator Waldstreicher

AN ACT concerning

Transfer Tax – Transfers by Governmental Entities

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 561 – Senators Ready, Carozza, and Eckardt

AN ACT concerning

Criminal Law – Homicide – Fetus
(Laura and Reid's Law)

SB0561/838378/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 561
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Homicide – Fetus" and substitute "Crime of Violence Against Pregnant Person – Enhanced Penalty"; strike beginning with "expanding" in line 4 down through "homicide." in line 9 and substitute "providing for an enhanced penalty for a person who commits a certain crime against another person when the person knows that the other person is pregnant; providing that a court may impose the enhanced penalty under certain circumstances; requiring a State's Attorney to provide certain notice under certain circumstances; authorizing the State's Attorney to provide notice in a certain manner; providing that the enhanced penalty under this Act is separate from and consecutive to a sentence for a certain other sentence; and generally relating to crimes of violence against pregnant persons."; strike in their entirety lines 10 through 14, inclusive; and after line 14, insert:

"BY adding to
Article – Criminal Law
Section 14–104
Annotated Code of Maryland
(2012 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 18 on page 1 through line 22 on page 2, inclusive, and substitute:

"**14–104.**

(A) A PERSON MAY NOT COMMIT A CRIME OF VIOLENCE, AS DEFINED IN § 5–101 OF THE PUBLIC SAFETY ARTICLE, AGAINST ANOTHER PERSON WHEN THE PERSON KNOWS THAT THE OTHER PERSON IS PREGNANT.

(B) A PERSON WHO VIOLATES THIS SECTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 10 YEARS IN addition TO ANY OTHER SENTENCE IMPOSED FOR THE CRIME OF VIOLENCE.

(C) A COURT MAY IMPOSE AN ENHANCED PENALTY UNDER SUBSECTION (B) OF THIS SECTION IF:

(1) AT LEAST 30 DAYS BEFORE TRIAL IN THE CIRCUIT COURT, AND 15 DAYS BEFORE TRIAL IN THE DISTRICT COURT, THE STATE'S ATTORNEY NOTIFIES THE DEFENDANT IN WRITING OF THE STATE'S INTENTION TO SEEK THE ENHANCED PENALTY; AND

(2) THE ELEMENTS OF SUBSECTION (A) OF THIS SECTION HAVE BEEN PROVEN BEYOND A REASONABLE DOUBT.

(D) IF THE DEFENDANT IS CHARGED BY INDICTMENT OR CRIMINAL INFORMATION, THE STATE MAY INCLUDE THE NOTICE REQUIRED UNDER SUBSECTION (C)(1) OF THIS SECTION IN THE INDICTMENT OR INFORMATION.

(E) AN ENHANCED PENALTY IMPOSED UNDER THIS SECTION SHALL BE SEPARATE FROM AND CONSECUTIVE TO A SENTENCE FOR ANY CRIME BASED ON THE ACT ESTABLISHING THE VIOLATION OF THIS SECTION.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 622 – Senator Carter

AN ACT concerning

Office of the Attorney General – Crime Firearms – Study

SB0622/208677/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 622
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2, 3, and 6, in each instance, strike "Office of the Attorney General" and substitute "Governor's Office of Crime Control and Prevention".

AMENDMENT NO. 2

On page 1, in line 16, strike "Office of the Attorney General" and substitute "Governor's Office of Crime Control and Prevention"; and in line 19, strike "manufacturer,".

On page 2, in line 1, strike "study" and substitute "report the"; in line 5, strike "and"; after line 6, insert:

"5. straw purchases; and";

and in line 24, strike "information on".

On page 3, in line 4, strike "safe storage laws" and substitute "concealed carry laws"; strike beginning with "Office" in line 14 down through "General" in line 15 and substitute "Governor's Office of Crime Control and Prevention"; and in line 16, strike "Office of the Attorney General" and substitute "Governor's Office of Crime Control and Prevention".

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. 18

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 732 – Senators Zucker, Feldman, Carozza, Guzzone, Peters, and Serafini

AN ACT concerning

Child in Need of Assistance – Guardianship by Local Department – ABLE Accounts

SB0732/168379/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 732
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Serafini" and substitute "Serafini, West, Washington, Waldstreicher, Cassilly, Lee, Smith, Zirkin, Hough, Carter, Ready, and Hester"; in line 2, strike "ABLE" and substitute "Financial"; in line 4, strike "authorizing" and substitute "requiring a court to issue a certain order on request of"; in line 6, strike "ABLE account" and substitute "account or trust"; and in line 7, after "child;" insert "requiring an order authorizing a local department of social services to have control of the property of the child for the purpose of establishing a certain account or trust on behalf of the child to include certain provisions;".

AMENDMENT NO. 2

On page 3, in line 11, after "(g)" insert "**(1)**"; in line 12, in each instance, strike the bracket; strike beginning with the colon in line 12 down through "**THE**" in line 13; strike beginning with "**; OR**" in line 13 down through "**ARTICLE**" in line 16; and after line 16, insert:

"**(2) (I) IF A GUARDIAN APPOINTED UNDER THIS SECTION IS A LOCAL DEPARTMENT, THE COURT SHALL, ON REQUEST OF THE LOCAL DEPARTMENT, ISSUE A SEPARATE ORDER GRANTING THE LOCAL DEPARTMENT GUARDIANSHIP AUTHORITY TO ESTABLISH:**

1. AN INDIVIDUAL SAVINGS ACCOUNT;

2. IF THE LOCAL DEPARTMENT IS UNABLE TO ESTABLISH AN INDIVIDUAL SAVINGS ACCOUNT DUE TO THE CHILD'S AGE, AN ABLE ACCOUNT IN ACCORDANCE WITH THE PROVISIONS OF TITLE 18, SUBTITLE 19C OF THE EDUCATION ARTICLE; OR

3. A POOLED SPECIAL NEEDS TRUST UNDER § 14.5–1002 OF THE ESTATES AND TRUSTS ARTICLE.

(II) AN ORDER AUTHORIZING A LOCAL DEPARTMENT TO ESTABLISH AN ACCOUNT OR A TRUST AS THE GUARDIAN OF A CHILD UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL:

1. REQUIRE THAT FUNDS DEPOSITED TO ESTABLISH AN ABLE ACCOUNT UNDER SUBPARAGRAPH (I)2 OF THIS PARAGRAPH BE IN AN FDIC–INSURED PORTFOLIO OPTION THAT MOST MINIMIZES THE RISK OF CAPITAL LOSS;

2. PROHIBIT THE LOCAL DEPARTMENT FROM WITHDRAWING FUNDS FROM ANY ACCOUNT OR TRUST ESTABLISHED UNDER THE ORDER; AND

3. REQUIRE THE LOCAL DEPARTMENT TO PROVIDE PROMPT NOTICE TO A FINANCIAL INSTITUTION, INCLUDING CONTACT INFORMATION FOR THE CHILD OR SUBSEQUENT GUARDIAN OF THE CHILD, OF THE TERMINATION OF THE GUARDIANSHIP UNDER THIS SUBTITLE OR TITLE 5, SUBTITLE 3 OF THE FAMILY LAW ARTICLE.".

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 767 – Senator Smith

AN ACT concerning

Criminal Procedure – Sexual Assault Evidence Collection Kits – Analysis

SB0767/638172/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 767
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with "given" in line 5 down through "commitment" in line 6 and substitute "informed that the victim may initiate a criminal complaint under certain circumstances; authorizing the termination or discontinuance of testing of a sexual assault evidence collection kit under certain circumstances"; in line 10, strike "within a certain number of days of receipt" and substitute "in a timely manner; providing that the failure to take certain actions in a timely manner may not constitute the basis for excluding certain evidence"; in line 12, after "(CODIS);" insert "requiring a forensic laboratory to report to the Maryland Sexual Assault Evidence Kit Policy and Funding Committee annually regarding the duration necessary to complete testing of sexual assault evidence collection kits; prohibiting a certain use of a certain victim's DNA under certain circumstances;"; and in line 15, after "date;" insert "providing for a delayed effective date;".

AMENDMENT NO. 2

On page 3, strike in their entirety lines 22 and 23; in lines 24 and 26, strike "**(4)**" and "**(5)**", respectively, and substitute "**(3)**" and "**(4)**", respectively; in line 26, strike "**IS CONTAINED**" and substitute "**HAS BEEN COLLECTED FOR ENTRY AS A CONVICTED OFFENDER FOR A QUALIFYING OFFENSE**"; in lines 28 and 29, strike "**ADMITTED TO CONSENSUAL SEX WITH THE VICTIM DURING THE INCIDENT**" and substitute "**HAS PLEADED GUILTY TO THE OFFENSE**"; and in line 29, strike "**FORENSIC EXAMINATION**" and substitute "**SEXUAL ASSAULT EVIDENCE COLLECTION KIT**".

On pages 3 and 4, strike beginning with "**A**" in line 30 on page 3 down through "**ACTION**" in line 1 on page 4 and substitute:

"**(1) IF A VICTIM OF SEXUAL ASSAULT WISHES TO REMAIN ANONYMOUS AND NOT FILE A CRIMINAL COMPLAINT, THE VICTIM SHALL BE INFORMED THAT THE VICTIM MAY FILE A CRIMINAL COMPLAINT AT A FUTURE TIME.**

(2) IF A PROVISION OF SUBSECTION (E) OF THIS SECTION IS DETERMINED TO BE SATISFIED AFTER THE SUBMISSION OF THE VICTIM'S SEXUAL ASSAULT EVIDENCE COLLECTION KIT FOR ANALYSIS, TESTING MAY BE TERMINATED OR NOT INITIATED".

On page 4, in lines 5, 6, and 12, in each instance, after "**KIT**" insert "**AND ALL REQUESTED ASSOCIATED REFERENCE STANDARDS**"; in line 11, after "**(H)**" insert "**(1)(I)**"; in line 13, strike "**WITHIN 150 DAYS OF RECEIPT**" and substitute "**IN A TIMELY MANNER**"; after line 13, insert:

"**(II) FAILURE TO COMPLETE THE SCREENING, TESTING, AND ANALYSIS IN A TIMELY MANNER AS REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT CONSTITUTE THE BASIS FOR EXCLUDING THE ANALYSIS OR RESULTS AS EVIDENCE IN A CRIMINAL PROCEEDING.**

(2) FORENSIC LABORATORIES SHALL REPORT ANNUALLY TO THE MARYLAND SEXUAL ASSAULT EVIDENCE KIT POLICY AND FUNDING COMMITTEE REGARDING THE DURATION REQUIRED TO COMPLETE TESTING, BEGINNING WITH RECEIPT OF THE KIT UNTIL A REPORT IS PREPARED, OF EACH SEXUAL ASSAULT EVIDENCE COLLECTION KIT.";

in line 14, after "**(I)**" insert "**(1)**"; and after line 15, insert:

"**(2) THE DNA COLLECTED FROM A VICTIM UNDER THIS SECTION MAY NOT BE USED FOR ANY PURPOSE EXCEPT AS AUTHORIZED BY THIS SECTION.**".

On page 5, in line 17, strike "October 1, 2019" and substitute "January 1, 2020".

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 847 – Senators Ferguson, Hayes, and Nathan–Pulliam

AN ACT concerning

Baltimore Police Department – Commission to Restore Trust in Policing – Extension and Funding

SB0847/198174/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 847
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike "and Nathan–Pulliam" and substitute "Nathan–Pulliam, Carter, and Washington"; in line 3, strike "Extension and Funding" and substitute "Alterations"; in line 4, after "of" insert "altering a certain requirement regarding the confidentiality of certain proceedings, testimony, and other evidence; prohibiting certain members and staff of the Commission to Restore Trust in Policing from being required to sign a certain confidentiality agreement;"; and in line 13, strike "(71)(m)" and substitute "(71)(h) and (m)".

AMENDMENT NO. 2

On page 2, after line 4, insert:

"(h) (1) Except as provided **[**in paragraph (2) of this subsection**]** **UNDER THE PUBLIC INFORMATION ACT AND THE OPEN MEETINGS ACT**, the proceedings, testimony, and any other evidence before the Commission are public information.

(2) **[**On a vote of five or more members of the Commission, proceedings, testimony, and any other evidence before the Commission that are protected from disclosure under the Public Information Act may be deemed confidential and privileged**]** **MEMBERS OF THE COMMISSION AND STAFF TO THE COMMISSION MAY NOT BE REQUIRED TO SIGN A CONFIDENTIALITY AGREEMENT TO RECEIVE DOCUMENTS OR FILES, INCLUDING PERSONNEL FILES, PROPERLY SUBPOENAED IN ACCORDANCE WITH THIS SECTION**.".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

Read the second time and ordered prepared for Third Reading.

Senator Zirkin, Chair, for the Committee on Judicial Proceedings reported favorably with amendments:

Senate Bill 856 – Senator Zirkin

AN ACT concerning

Juvenile Justice Reform Council

SB0856/518475/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 856
(First Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 14, strike "and"; after line 14, insert:

"(vi) a representative from a crime victims organization; and";

and in line 15, strike "(vi)" and substitute "(vii)".

AMENDMENT NO. 2

On page 3, in line 9, strike "and"; and in line 10, after "(4)" insert "research best practices for the treatment of juveniles who are subject to the criminal and juvenile justice systems;

(5) identify and make recommendations to limit or otherwise mitigate risk factors that contribute to juvenile contact with the criminal and juvenile justice systems; and

(6)".

The preceding 2 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0856/173023/1

BY: Senator Smith

AMENDMENT TO SENATE BILL 856
(First Reading File Bill)

On page 1, in the sponsor line, strike "Senator Zirkin" and substitute "Senators Zirkin, Smith, Carter, Cassilly, Hester, Hough, Lee, Ready, Waldstreicher, Washington, and West".

The preceding amendment was read and adopted.

Senator Jennings moved to make the Bill 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 857 – Senator Zirkin

AN ACT concerning

Natalie M. LaPrade Medical Cannabis Commission – Food Containing Medical Cannabis

SB0857/268972/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 857
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in lines 2 and 3, strike "Food Containing Medical Cannabis" and substitute "Edible Cannabis Products"; in line 5, strike "process,"; in lines 6, 9, and 11, in each instance, strike "food containing medical cannabis" and substitute "edible cannabis products"; in line 7, after "caregiver;" insert "requiring the Commission, in consultation with the Maryland Department of Health, to adopt certain regulations;"; in lines 13 and 14, strike "food containing medical cannabis" and substitute "edible cannabis products"; in line 17, strike ", (e),"; in the same line, after the fourth comma, insert "and"; in the same line, strike ", and 21–101(a) and (i)"; after line 19, insert:

"BY repealing and reenacting, with amendments,
Article – Health – General
Section 13–3301(e) and (g) through (n), 13–3307(e) through (i), and 13–3309(e) through (h)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)";

in line 22, after "13–3307(e)" insert "and (i)"; in the same line, after "13–3309(e)" insert "and (i)"; and strike in their entirety lines 25 through 28, inclusive.

On page 2, strike line 1 in its entirety.

AMENDMENT NO. 2

On page 2, in line 10, strike "food" and substitute "**EDIBLE CANNABIS PRODUCTS**"; and strike line 14 in its entirety and substitute:

"**(G) (1) "EDIBLE CANNABIS PRODUCT" MEANS A MEDICAL CANNABIS PRODUCT INTENDED FOR HUMAN CONSUMPTION BY ORAL INGESTION, IN WHOLE OR IN PART.**

(2) "EDIBLE CANNABIS PRODUCT" INCLUDES MEDICAL CANNABIS PRODUCTS THAT DISSOLVE OR DISINTEGRATE IN THE MOUTH.

(3) "EDIBLE CANNABIS PRODUCT" DOES NOT INCLUDE ANY:

(I) MEDICAL CANNABIS CONCENTRATE; OR

(II) MEDICAL CANNABIS–INFUSED PRODUCT, INCLUDING AN OIL, A WAX, AN OINTMENT, A SALVE, A TINCTURE, A CAPSULE, A SUPPOSITORY, A DERMAL PATCH, A CARTRIDGE, A CHEWABLE OR DISSOLVABLE GELATINOUS CUBE, OR ANY OTHER PRODUCT CONTAINING MEDICAL CANNABIS CONCENTRATE OR USABLE CANNABIS THAT HAS BEEN PROCESSED SO THAT DRIED LEAVES AND FLOWERS ARE INTEGRATED INTO OTHER MATERIAL.".

On page 3, in line 24, strike "**FOOD CONTAINING MEDICAL CANNABIS**" and substitute "**EDIBLE CANNABIS PRODUCTS**".

On page 4, after line 3, insert:

"**(I) THE COMMISSION, IN CONSULTATION WITH THE DEPARTMENT, SHALL ADOPT REGULATIONS TO REQUIRE A DISPENSARY TO MEET ANY ADDITIONAL REQUIREMENTS THAT THE COMMISSION DETERMINES IS NECESSARY, INCLUDING REQUIRING A PERMIT, FOR THE DISPENSING OF EDIBLE CANNABIS PRODUCTS.**";

in lines 4 and 6, strike "**(I)**" and "**(J)**", respectively, and substitute "**(J)**" and "**(K)**", respectively; in lines 24 and 25, strike "**FOOD CONTAINING MEDICAL CANNABIS**" and substitute "**EDIBLE CANNABIS PRODUCTS**"; and in line 26, strike "**FOOD CONTAINING MEDICAL CANNABIS**" and substitute "**EDIBLE CANNABIS PRODUCTS**".

On page 5, after line 10, insert:

"**(I) THE COMMISSION, IN CONSULTATION WITH THE DEPARTMENT, SHALL ADOPT REGULATIONS:**

(1) INCLUDING BUT NOT LIMITED TO THE PACKAGING, LABELING, MARKETING, AND APPEARANCE OF EDIBLE CANNABIS PRODUCTS, TO ENSURE THE SAFETY OF MINORS; AND

(2) TO REQUIRE A PROCESSOR TO MEET ANY ADDITIONAL REQUIREMENTS THAT THE COMMISSION DETERMINES ARE NECESSARY, INCLUDING REQUIRING A PERMIT, FOR THE PROCESSING OF EDIBLE CANNABIS PRODUCTS.";

in line 11, strike "**(I)**" and substitute "**(J)**"; and strike in their entirety lines 13 through 19, inclusive.

AMENDMENT NO. 3

On page 2, in line 8, strike "processes,".

On page 3, in line 23, strike "**PROCESS,**"; and in line 28, strike "processing,".

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 with amendments:

Senate Bill 893 – Senator Zirkin

AN ACT concerning

Medical Cannabis – Provider Applications – Opioid Use Disorder

SB0893/618377/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 893
(First Reading File Bill)

AMENDMENT NO. 1
On page 1, in line 4, after "disorder" insert "only under certain circumstances".

AMENDMENT NO. 2
On page 1, in line 20, after "**DISORDER**" insert "**ONLY IF:**

1. THE PATIENT TRIED ALL OTHER TRADITIONAL TREATMENTS FOR OPIOID USE DISORDER AND WAS UNSUCCESSFUL; OR

2. THE PATIENT WILL USE THE MEDICAL CANNABIS IN CONJUNCTION WITH TRADITIONAL THERAPIES".

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 947 – Calvert County Senators

AN ACT concerning

Calvert County – Correctional Officers' Bill of Rights

Favorable report adopted.

Read the second time and ordered prepared for Third Reading.

SPECIAL ORDER CALENDAR NO. 26

Senate Bill 793 – Senator Hayes (By Request)

SECOND PRINTING

AN ACT concerning

Community Safety and Strengthening Act

STATUS OF BILL: QUESTION IS ON THE ADOPTION OF THE COMMITTEE AMENDMENTS (7) AND THE FAVORABLE REPORT.

SB0793/408976/1
BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 793
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 27, after "circumstances;" insert "requiring the University to maintain a police department in which a certain percentage of the workforce are residents of Baltimore City under certain circumstances; requiring the University to employ not more than a certain number of employees within the police department under certain circumstances; requiring the University to host a certain number of job events, at certain sites in Baltimore City, at which individuals are interviewed for the police department workforce;"; and in line 28, after "circumstances;" insert "requiring the University to require University police officers to wear body–worn cameras in a certain manner under certain circumstances;".

On page 2, in line 8, after "bargaining;" insert "requiring the University to allow a person or a governmental unit to access certain information in a certain manner under certain circumstances; providing that the University, the police department, and the officers, employees, and agents of the University or police department are not entitled to certain immunities and may not raise a certain defense under certain circumstances; providing that no action may be maintained against the State under certain circumstances; requiring the Department of Legislative Services to conduct a certain evaluation on or before a certain date in a certain manner, under certain circumstances; requiring the Department of Legislative Services to prepare certain legislation under certain circumstances; requiring the Department of Legislative Services to issue a certain report relating to the modification or termination of certain provisions of this Act under certain circumstances;"; and in line 18, after "terms;" insert "providing for the construction of

certain provisions of this Act; providing for the termination of certain provisions of this Act, under certain circumstances;".

On page 3, in line 14, strike "24–1209" and substitute "24–1212".

AMENDMENT NO. 2

On page 5, in line 17, after "**$3,500,000**" insert "**TO THE LOCAL MANAGEMENT BOARD FOR BALTIMORE CITY**".

AMENDMENT NO. 3

On page 8, strike beginning with "**IN**" in line 27 down through "**UNIVERSITY**" in line 28; in line 28, strike "**AND**"; and after line 28, insert:

"**(II) LOCATED ON:**

1. THE HOMEWOOD CAMPUS, MEANING THE AREA BOUNDED BY WEST UNIVERSITY PARKWAY AND EAST UNIVERSITY PARKWAY ON THE NORTH, EAST 28TH STREET AND WEST 28TH STREET ON THE SOUTH, REMINGTON AVENUE AND STONY RUN STREAM ON THE WEST, AND NORTH CALVERT STREET ON THE EAST;

2. THE EAST BALTIMORE CAMPUS, MEANING THE AREA BOUNDED BY EAST EAGER STREET ON THE NORTH, EAST BALTIMORE STREET ON THE SOUTH, NORTH CAROLINE STREET ON THE WEST, AND NORTH CASTLE STREET ON THE EAST; OR

3. THE PEABODY CAMPUS, MEANING THE AREA BOUNDED BY WEST MADISON STREET AND EAST MADISON STREET ON THE NORTH, EAST HAMILTON STREET AND WEST HAMILTON STREET ON THE SOUTH, CATHEDRAL STREET ON THE WEST, AND SAINT PAUL STREET ON THE EAST; AND".

On page 9, in line 1, strike "**(II)**" and substitute "**(III)**"; and in lines 12 and 15, in each instance, strike "**SECTION**" and substitute "**SUBTITLE**".

On page 10, strike beginning with "**CONCURRENTLY**" in line 11 down through "**WITHIN**" in line 12 and substitute "**SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, WITHIN**"; in line 13, strike "**AN**" and substitute "**THE**"; in line 15, after "**(II)**"

insert "**A UNIVERSITY POLICE OFFICER MAY EXERCISE THESE POWERS WITHIN AREAS ADJACENT TO THE CAMPUS AREA ONLY IF:**

1. THE UNIVERSITY RECEIVES A MAJORITY OF SUPPORT FROM THE MEMBERS OF THE RELEVANT CAMPUS–ADJACENT COMMUNITIES FOR THE POLICE DEPARTMENT TO OPERATE IN THEIR COMMUNITIES; AND

2. THE BALTIMORE CITY COUNCIL APPROVES A RESOLUTION AFFIRMING THAT THE UNIVERSITY HAS RECEIVED THE SUPPORT REQUIRED UNDER ITEM 1 OF THIS SUBPARAGRAPH AND SPECIFYING THE CAMPUS–ADJACENT COMMUNITY AREAS IN WHICH THE POLICE DEPARTMENT IS AUTHORIZED TO OPERATE.

(III)";

strike beginning with "**PROPERTY**" in line 20 down through "**UNIVERSITY**" in line 21 and substitute "**A CAMPUS AREA**"; and in line 23, after the second "**CITY**" insert "**IF:**

A. THERE IS A SUDDEN AND UNFORESEEN EMERGENCY OF SUCH PUBLIC GRAVITY AND URGENCY THAT IT REQUIRES AN IMMEDIATE RESPONSE TO PROTECT THE PUBLIC WELFARE; AND

B. THE MAYOR ISSUES AN ORDER DECLARING AN EMERGENCY THAT SPECIFIES THE MANNER IN WHICH THE POLICE OFFICER'S POWERS WILL BE EXERCISED".

AMENDMENT NO. 4

On page 10, in line 28, before "**IF**" insert "**(A)**".

On page 11, strike beginning with the comma in line 27 down through "**DEVICES**" in line 28.

On page 12, in line 19, strike the second "**AND**"; in line 20, after "**(4)**" insert "**SUBJECT TO SUBSECTION (B) OF THIS SECTION, WITHIN 5 YEARS AFTER THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING UNDER § 24–1202 OF THIS SUBTITLE, MAINTAIN A POLICE DEPARTMENT IN WHICH AT LEAST 25% OF THE POLICE DEPARTMENT'S WORKFORCE ARE RESIDENTS OF BALTIMORE CITY;**

(5) REQUIRE UNIVERSITY POLICE OFFICERS TO WEAR BODY–WORN CAMERAS IN ACCORDANCE WITH:

(I) PROCEDURES ADOPTED BY THE UNIVERSITY; AND

(II) THE BODY–WORN CAMERA POLICY ESTABLISHED BY THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION UNDER § 3–511 OF THE PUBLIC SAFETY ARTICLE;

(6) EMPLOY NOT MORE THAN 100 EMPLOYEES WITHIN THE POLICE DEPARTMENT; AND

(7)";

and after line 22, insert:

"**(B) SUBSECTION (A)(4) OF THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THE UNIVERSITY TO HIRE AN OFFICER WHO:**

(1) DOES NOT MEET THE POLICE OFFICER CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION SPECIFIED UNDER § 3–209 OF THE PUBLIC SAFETY ARTICLE; OR

(2) FAILS AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER SUBSECTION (A)(2) OF THIS SECTION.

(C) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY SHALL HOST OR PARTICIPATE IN AT LEAST FOUR JOB EVENTS IN EACH CALENDAR YEAR, LOCATED IN DIFFERENT SITES IN BALTIMORE CITY, REPRESENTATIVE OF THE BALTIMORE CITY COMMUNITY, AT WHICH INDIVIDUALS ARE INTERVIEWED FOR POSITIONS IN THE POLICE DEPARTMENT WORKFORCE.".

AMENDMENT NO. 5

On page 13, in line 29, after "**BOARD**" insert "**WITH THE ADVICE AND CONSENT OF THE SENATE**".

On page 14, in line 6, after "**SUBSECTION**" insert "**WITH THE ADVICE AND CONSENT OF THE SENATE**".

AMENDMENT NO. 6

On page 15, after line 6, insert:

"**(2) THE FOLLOWING INFORMATION RELATING TO INDIVIDUALS WHO APPLIED TO JOIN THE UNIVERSITY POLICE DEPARTMENT WORKFORCE:**

(I) THE TOTAL NUMBER OF INDIVIDUALS WHO APPLIED, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(II) THE TOTAL NUMBER OF INDIVIDUALS WHO WERE HIRED AS MEMBERS OF THE WORKFORCE, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE;

(III) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED DURING THE APPLICATION PROCESS FOR FAILING TO MEET THE CERTIFICATION REQUIREMENTS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION;

(IV) THE NUMBER OF APPLICANTS, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, WHO WERE DISQUALIFIED BY FAILING AN ASSESSMENT THAT EVALUATES AN APPLICANT BASED ON THE STANDARDS ADOPTED UNDER § 24–1203(A)(2) OF THIS SUBTITLE; AND

(V) THE NUMBER OF BALTIMORE CITY RESIDENTS, REPORTED BY ZIP CODE OF RESIDENCE, WHO WERE HIRED AS MEMBERS OF THE WORKFORCE;

(3) THE FOLLOWING INFORMATION, REPORTED BY COUNTY, STATE, AND ZIP CODE OF RESIDENCE, FOR THE JOHNS HOPKINS UNIVERSITY CAMPUS SECURITY WORKFORCE:

(I) THE NUMBER OF APPLICANTS TO THE WORKFORCE; AND

(II) THE NUMBER OF INDIVIDUALS HIRED TO THE WORKFORCE;";

and in lines 7, 9, 11, 13, 14, 16, 20, 23, 25, and 27, strike "**(2)**", "**(3)**", "**(4)**", "**(5)**", "**(6)**", "**(2)**", "**(7)**", "**(8)**", "**(9)**", and "**(10)**", respectively, and substitute "**(4)**", "**(5)**", "**(6)**", "**(7)**", "**(8)**", "**(II)**", "**(9)**", "**(10)**", "**(11)**", and "**(12)**", respectively.

On page 16, in line 2, after "**AND**" insert "**, WHEN APPLICABLE,**"; and after line 13, insert:

"**(D) THE UNIVERSITY SHALL SUBMIT ALL INCIDENT REPORTS TO THE BALTIMORE POLICE DEPARTMENT USING THE STANDARD REPORTING POLICIES AND SYSTEMS OF THE BALTIMORE POLICE DEPARTMENT.**".

AMENDMENT NO. 7

On page 16, after line 18, insert:

"**24–1210.**

(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE POLICE DEPARTMENT SHALL ALLOW A PERSON OR GOVERNMENTAL UNIT TO ACCESS INFORMATION IN THE SAME MANNER AS A PERSON OR GOVERNMENTAL UNIT WOULD BE ABLE TO ACCESS A PUBLIC RECORD OF A LAW ENFORCEMENT AGENCY UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION IS:

(1) INCLUDED IN RECORDS THAT ARE:

(I) CREATED SOLELY FOR LAW ENFORCEMENT PURPOSES; OR

(II) RELATED TO AN ARREST FOR A CRIMINAL OFFENSE; AND

(2) WOULD BE SUBJECT TO DISCLOSURE UNDER THE PUBLIC INFORMATION ACT IF THE INFORMATION WERE IN A RECORD CREATED BY A LAW ENFORCEMENT AGENCY.

(B) THIS SECTION MAY NOT BE CONSTRUED TO MAKE AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN § 10–101 OF THIS ARTICLE, SUBJECT TO THE PUBLIC INFORMATION ACT.

24–1211.

(A) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE UNIVERSITY, THE POLICE DEPARTMENT, AND THE OFFICERS, EMPLOYEES, AND AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT:

(1) ARE NOT ENTITLED TO IMMUNITY UNDER TITLE 5, SUBTITLE 3 OF THE COURTS ARTICLE (LOCAL GOVERNMENT TORT CLAIMS ACT), TITLE 12, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE (MARYLAND TORT CLAIMS ACT), OR COMMON LAW PUBLIC OFFICIAL IMMUNITY; AND

(2) MAY NOT RAISE THE DEFENSE OF SOVEREIGN IMMUNITY.

(B) NO ACTION MAY BE MAINTAINED AGAINST THE STATE FOR THE CONDUCT OR OTHER ACTS OF THE UNIVERSITY, THE POLICE DEPARTMENT, OR THE OFFICERS, EMPLOYEES, OR AGENTS OF THE UNIVERSITY OR POLICE DEPARTMENT.

24–1212.

(A) (1) IF THE UNIVERSITY ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL CONDUCT A PRELIMINARY EVALUATION OF THE POLICE DEPARTMENT ON OR BEFORE DECEMBER 15, 2027, IN THE SAME MANNER AS A PRELIMINARY EVALUATION IS CONDUCTED UNDER THE MARYLAND PROGRAM EVALUATION ACT.

(2) IF THE LEGISLATIVE POLICY COMMITTEE DOES NOT DETERMINE THAT A FULL EVALUATION IS NEEDED, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL PREPARE LEGISLATION TO EXTEND THE TERMINATION DATE UNDER SUBSECTION (C) OF THIS SECTION AND THE EVALUATION DATE UNDER PARAGRAPH (1) OF THIS SUBSECTION.

(B) IF THE LEGISLATIVE POLICY COMMITTEE DETERMINES A FULL EVALUATION IS NECESSARY, THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL, IN THE SAME MANNER AS IS REQUIRED UNDER THE MARYLAND PROGRAM EVALUATION ACT:

(1) CONDUCT A FULL EVALUATION IN THE SAME MANNER AS A FULL EVALUATION; AND

(2) ISSUE A FULL REPORT TO THE GENERAL ASSEMBLY RECOMMENDING THAT THIS SUBTITLE SHOULD BE REESTABLISHED, WITH OR WITHOUT CHANGES, OR ALLOWED TO TERMINATE.

(C) SUBJECT TO THE EVALUATION AND REESTABLISHMENT PROVISIONS OF THIS SECTION, THIS SUBTITLE AND ALL POLICIES AND STANDARDS ADOPTED UNDER THIS SUBTITLE SHALL TERMINATE AND BE OF NO FURTHER EFFECT AFTER JULY 1, 2029.".

The preceding 7 amendments were read and adopted.

Favorable report, as amended, adopted.

FLOOR AMENDMENT

SB0793/653523/1
BY: Senator Washington

AMENDMENTS TO SENATE BILL 793
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 3, after "fund;" insert "establishing the Community Action and Capacity Building Initiative Fund and the Baltimore City Community–Based Anti–Violence Initiative Fund as special, nonlapsing funds; specifying the purpose of the Funds; requiring the Secretary of the Department of Housing and Community Development and a certain organization to administer the Funds; requiring the State Treasurer to hold the Funds and the Comptroller, in cooperation with a certain organization, to account for the Funds; specifying the contents of the Funds; specifying the

purposes for which the Funds may be used; providing for the investment of money in and expenditures from the Funds;".

On page 2, in line 11, after "purposes;" insert "requiring interest earnings of certain Funds to be credited to the Funds; exempting the Funds from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State;"; and after line 28, insert:

"BY adding to
Article – Housing and Community Development
Section 4–512
Annotated Code of Maryland
(2006 Volume and 2018 Supplement)".

On page 3, in line 32, after "3–201(f)(1)(ii)23." insert "; 4–802 to be under the amended subtitle "Subtitle 8. Miscellaneous Grant Programs and Funds""".

On page 4, after line 14, insert:

"BY repealing and reenacting, without amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)112. and 113.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)114. and 115.
Annotated Code of Maryland
(2015 Replacement Volume and 2018 Supplement)".

AMENDMENT NO. 2
On page 4, after line 16, insert:

"Article – Public Safety

Subtitle 8. Miscellaneous Grant Programs **AND FUNDS**.

4–802.

(A) IN THIS SECTION, "FUND" MEANS THE BALTIMORE CITY COMMUNITY–BASED ANTI–VIOLENCE INITIATIVE FUND.

(B) THERE IS A BALTIMORE CITY COMMUNITY–BASED ANTI–VIOLENCE INITIATIVE FUND.

(C) THE PURPOSE OF THE FUND IS TO PROVIDE FINANCIAL ASSISTANCE TO ANTI–VIOLENCE PROGRAMS IN BALTIMORE CITY THAT IMPLEMENT CRIME PREVENTION AND CRIME INTERVENTION STRATEGIES.

(D) FUSION PARTNERSHIPS, INC. 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, IN COOPERATION WITH FUSION PARTNERSHIPS, INC., SHALL ACCOUNT FOR THE FUND.

(F) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND UNDER SUBSECTION (J) OF THIS SECTION;

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

(3) INTEREST EARNINGS; AND

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

(G) THE FUND MAY BE USED ONLY FOR THE PURPOSE OUTLINED IN SUBSECTION (C) OF THIS SECTION.

(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) FOR FISCAL YEAR 2021, AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF NOT LESS THAN $50,000,000 FOR THE FUND.

(K) (1) THE FUNDING REQUIRED UNDER THIS SECTION SHALL BE IN ADDITION TO ANY STATE FUNDING OTHERWISE AVAILABLE TO THE FUND.

(2) FOR FISCAL YEARS 2021, 2022, AND 2023, THE GOVERNOR SHALL IDENTIFY IN THE ANNUAL BUDGET AS INTRODUCED HOW THE FUNDING REQUIRED UNDER THIS SECTION IS BEING USED TO SUPPLEMENT AND NOT SUPPLANT THE FUNDING FOR THE FUND.".

On page 5, after line 11, insert:

"**4–512.**

(A) IN THIS SECTION, "FUND" MEANS THE COMMUNITY ACTION AND CAPACITY BUILDING INITIATIVE FUND.

(B) THERE IS A COMMUNITY ACTION AND CAPACITY BUILDING INITIATIVE FUND.

(C) THE PURPOSE OF THE FUND IS TO PROMOTE THE DEVELOPMENT, EVALUATION, AND USE OF NEW APPROACHES TO ADDRESS THE ROOT CAUSES OF POVERTY AND VIOLENT CRIME.

(D) THE SECRETARY 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 SUBSECTION (J) OF THIS SECTION;

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

(3) INTEREST EARNINGS; AND

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

(G) THE FUND MAY BE USED ONLY FOR:

(1) THE PURPOSE STATED IN SUBSECTION (C) OF THIS SECTION;

(2) NECESSARY TECHNICAL AND ADVISORY SUPPORT TO ENABLE COMMUNITY GROUPS TO SUPPORT PUBLIC AND PRIVATE GRANTS; AND

(3) ADMINISTRATIVE EXPENSES NOT TO EXCEED 18% OF THE FUND.

(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) FOR FISCAL YEAR 2021, AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION OF NOT LESS THAN $3,000,000 FOR THE FUND.

(K) (1) THE FUNDING REQUIRED UNDER THIS SECTION SHALL BE IN ADDITION TO ANY STATE FUNDING OTHERWISE AVAILABLE TO THE FUND.

(2) FOR FISCAL YEARS 2021, 2022, AND 2023, THE GOVERNOR SHALL IDENTIFY IN THE ANNUAL BUDGET AS INTRODUCED HOW THE FUNDING REQUIRED UNDER THIS SECTION IS BEING USED TO SUPPLEMENT AND NOT SUPPLANT THE FUNDING FOR THE FUND.";

in line 15, strike "**YEARS**" and substitute "**YEAR**"; in the same line, strike "**2022, 2023,**"; in the same line, strike "**2024**" and substitute "**EACH FISCAL YEAR THEREAFTER**"; strike line 18 in its entirety; in line 20, after "**PROGRAM**" insert "**;**

(3) $2,000,000 FOR THE ENDING YOUTH HOMELESSNESS GRANT FUND";

and in line 24, strike "**2023, AND 2024**" and substitute "**AND 2023**".

On page 8, after line 3, insert:

"Article – State Finance and Procurement

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the

State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

112. the Pretrial Services Program Grant Fund; **[**and**]**

113. the Veteran Employment and Transition Success Fund**;**

114. THE COMMUNITY ACTION AND CAPACITY BUILDING INITIATIVE FUND; AND

115. THE BALTIMORE CITY COMMUNITY–BASED ANTI–VIOLENCE INITIATIVE FUND.".

The preceding 2 amendments were read and rejected.

FLOOR AMENDMENT

SB0793/643628/1
BY: Senator Carter

AMENDMENT TO SENATE BILL 793
(First Reading File Bill – Second Printing)

On page 1, in line 2, strike "Community Safety and Strengthening Act" and substitute "Private Institution Police Force Establishment".

The preceding amendment was read and rejected.

FLOOR AMENDMENT

SB0793/853720/1
BY: Senator Carter

AMENDMENTS TO SENATE BILL 793
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 2, in line 18, before the first "and" insert "submitting certain provisions of this Act to a referendum of the qualified voters of Baltimore City;".

AMENDMENT NO. 2

On page 21, after line 3, insert:

"SECTION 5. AND BE IT FURTHER ENACTED, That before Sections 2 and 3 of this Act become effective, they first shall be submitted to a referendum of the qualified voters of Baltimore City at the general election to be held in November 2020. The Baltimore City governing body and the Baltimore City Board of Elections shall do those things necessary and proper to provide for and hold the referendum required by this section. If a majority of the votes cast on the question are "For the referred law" Sections 2 and 3 of this Act shall become effective on the 30th day following the official canvass of votes for the referendum, but if a majority of the votes cast on the question are "Against the referred law" Sections 2 and 3 of this Act, with no further action required by the General Assembly, shall be null and void.";

in line 4, strike "5." and substitute "6."; and in the same line, after "That" insert ", subject to Section 5 of this Act,".

The preceding 2 amendments were read and rejected.

FLOOR AMENDMENT

SB0793/503623/1
BY: Senator Washington

AMENDMENTS TO SENATE BILL 793, AS AMENDED
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1 of the bill, in line 18, after "circumstances;" insert "providing that the memorandum of understanding must be approved by the General Assembly before the University may establish a police department;"; strike beginning with "requiring" in line 25 down through "circumstances;" in line 27; in line 27, strike "the University to seek" and substitute "certain standards and policies to be designed to comply with"; and in the same line, after "accreditation" insert "standards".

On page 2 of the bill, in line 1, strike "and" and substitute a comma; in line 2, after "website" insert ", and establish a certain process for the filing and investigation of certain complaints"; and in line 17, after "manner;" insert "requiring the University to seek accreditation from certain organizations, under certain circumstances; making certain provisions of this Act subject to a certain contingency;".

AMENDMENT NO. 2

On page 9 of the bill, in line 20, after "**(B)**" insert "**(1)**"; and in lines 22, 25, 26, 27, and 28, strike "**(1)**", "**(I)**", "**(II)**", "**(III)**", and "**(2)**", respectively, and substitute "**(I)**", "**1.**", "**2.**", "**3.**", and "**(II)**", respectively.

On page 10 of the bill, in line 4, strike "**(3)**" and substitute "**(III)**"; and after line 5, insert:

"**(2) THE MEMORANDUM OF UNDERSTANDING MUST BE APPROVED BY THE GENERAL ASSEMBLY BEFORE THE UNIVERSITY MAY ESTABLISH A POLICE DEPARTMENT.**".

On page 4 of the Judicial Proceedings Committee Amendments (SB0793/408976/1), in line 14 of Amendment No. 4, after the semicolon insert "**AND**"; and strike beginning with the semicolon in line 16 down through "**(7)**" in line 17.

On page 12 of the bill, in line 6, after the semicolon insert "**AND**"; strike beginning with the semicolon in line 13 down through "**EMPLOYEES**" in line 19; strike beginning with "**SEEK**" in line 20 down through "**ORGANIZATION**" in line 22; and before line 23, insert:

"**(D) THE STANDARDS AND POLICIES THAT THE UNIVERSITY ADOPTS UNDER THIS SECTION SHALL BE DESIGNED TO COMPLY WITH THE ACCREDITATION STANDARDS OF THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, THE INTERNATIONAL ASSOCIATION OF CAMPUS LAW ENFORCEMENT ADMINISTRATORS, OR A SIMILAR ORGANIZATION.**".

On page 13 of the bill, in line 9, strike the second "**AND**"; in line 12, after "**INITIATIVES**" insert "**; AND**

(5) PROVIDE INDEPENDENT CIVILIAN CONTROL OVER THE INVESTIGATION OF COMPLAINTS REGARDING THE POLICE DEPARTMENT AND ITS EMPLOYEES";

in line 13, strike "**15**" and substitute "**22**"; strike beginning with "**AT**" in line 18 down through "**CAMPUS**" in line 26 and substitute "**A REPRESENTATIVE OF EACH OF THE FOLLOWING ORGANIZATIONS, APPOINTED BY THE ORGANIZATION:**

(I) THE ABELL IMPROVEMENT ASSOCIATION;

(II) THE BETTER WAIVERLY COMMUNITY ORGANIZATION;

(III) THE CHARLES VILLAGE CIVIC ASSOCIATION;

(IV) THE HARWOOD COMMUNITY ASSOCIATION;

(V) THE OAKENSHAWE IMPROVEMENT ASSOCIATION;

(VI) THE OLD GOUCHER COMMUNITY ASSOCIATION;

(VII) THE GREATER REMINGTON IMPROVEMENT ASSOCIATION; AND

(VIII) THE WAIVERLY IMPROVEMENT ASSOCIATION";

and strike beginning with "**EXCEPT**" in line 27 down through "**BOARD**" in line 29 and substitute "**(I) THE ACCOUNTABILITY BOARD SHALL INCLUDE THE FOLLOWING DELEGATES, APPOINTED BY THE MEMBERS OF THE BALTIMORE CITY HOUSE DELEGATION TO THE GENERAL ASSEMBLY:**

1. A DELEGATE WHO REPRESENTS THE 40TH LEGISLATIVE DISTRICT;

2. A DELEGATE WHO REPRESENTS THE 43RD LEGISLATIVE DISTRICT; AND

3. A DELEGATE WHO REPRESENTS THE 45TH LEGISLATIVE DISTRICT.

(II) THE ACCOUNTABILITY BOARD SHALL INCLUDE THE FOLLOWING SENATORS:

1. THE SENATOR WHO REPRESENTS THE 40TH LEGISLATIVE DISTRICT;

2. THE SENATOR WHO REPRESENTS THE 43RD LEGISLATIVE DISTRICT; AND

3. THE SENATOR WHO REPRESENTS THE 45TH LEGISLATIVE DISTRICT".

On page 5 of the Judicial Proceedings Committee Amendments, strike Amendment No. 5 in its entirety.

On page 14 of the bill, in line 1, strike "**(I)**"; strike beginning with "**(II)**" in line 4 down through "**SUBSECTION**" in line 6 and substitute:

"**(5) THE REMAINING MEMBERS OF THE ACCOUNTABILITY BOARD SHALL BE APPOINTED BY UNIVERSITY LEADERSHIP, SUBJECT TO THE APPROVAL OF THE BALTIMORE CITY COUNCIL**";

in line 10, strike the second "**AND**"; in line 12, after "**TRAINING**" insert "**;**

(4) REVIEW DATA GATHERED BY THE POLICE DEPARTMENT IN THE COURSE OF CONDUCTING ITS BUSINESS;

(5) SUBJECT TO TITLE 3, SUBTITLE 3 OF THE PUBLIC SAFETY ARTICLE, RECOMMEND DISCIPLINARY ACTION FOR AN OFFICER WHO IS FOUND TO HAVE ENGAGED IN MISCONDUCT; AND

(6) REVIEW VIDEO RECORDS MADE BY A BODY CAMERA WORN BY A UNIVERSITY POLICE OFFICER";

in line 17, strike "**AND**"; and in line 19, after "**PUBLIC**" insert "**; AND**

(4) ESTABLISH A PROCESS TO:

(I) ALLOW ANY PERSON, INCLUDING MEMBERS OF THE POLICE DEPARTMENT, TO FILE COMPLAINTS AGAINST UNIVERSITY POLICE OFFICERS; AND

(II) ENSURE TIMELY INVESTIGATION OF ALL COMPLAINTS REGARDING THE POLICE DEPARTMENT AND ITS EMPLOYEES".

On page 15 of the bill, in line 26, strike the second "**AND**"; and in line 28, after "**DEPARTMENT**" insert "**; AND**

(13) THE NUMBER OF LAWSUITS FILED AGAINST THE POLICE DEPARTMENT AND THE DISPOSITION OF EACH LAWSUIT".

On page 16 of the bill, in line 6, strike "**TO THE EXTENT POSSIBLE**"; and before line 14, insert:

"**(E) THE INFORMATION REPORTED UNDER THIS SECTION SHALL BE PUBLISHED ON THE UNIVERSITY'S WEBSITE.**".

On page 18 of the bill, in line 10, after "**WHO**" insert "**:**

1. RESIDE IN THE COMMUNITY WHERE AN INCIDENT BEING INVESTIGATED IS ALLEGED TO HAVE TAKEN PLACE; AND

2.".

On page 21 of the bill, after line 3, insert:

"SECTION 5. AND BE IT FURTHER ENACTED, That on or before July 1, 2021, if the Johns Hopkins University establishes a police department under Section 2 of this Act, the University shall seek accreditation for the University police department authorized under Section 2 of this Act from:

(1) the Commission on Accreditation for Law Enforcement Agencies;

(2) the International Association of Campus Law Enforcement Administrators; or

(3) a similar organization.

SECTION 6. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall remain in effect until July 1, 2021. Its continued effect shall be contingent on the receipt by the Johns Hopkins University of a letter confirming accreditation by an organization described under Section 5 of this Act. If the Johns Hopkins University does not receive a letter confirming accreditation on or before July 1, 2021, Section 2 of this Act, with no further action required by the General Assembly, shall be null and void and of no further force and effect. The Johns Hopkins University, within 5 days after receiving the accreditation letter from an organization described under Section 5 of this Act, shall forward a copy of the letter to the Department of Legislative Services, 90 State Circle, Annapolis, Maryland 21401.";

and in line 4, strike "5." and substitute "7.".

The preceding 2 amendments were read and rejected.

FLOOR AMENDMENT

SB0793/753029/1
BY: Senator Carter

AMENDMENT TO SENATE BILL 793
(First Reading File Bill – Second Printing)

On page 13, in line 15, after "**UNIVERSITY**" insert "**, INCLUDING THE PRESIDENT OF THE BLACK STUDENT UNION**".

The preceding amendment was read and rejected.

FLOOR AMENDMENT

SB0793/673221/4
BY: Senator Washington

AMENDMENT TO SENATE BILL 793, AS AMENDED
(First Reading File Bill – Second Printing)

In the Judicial Proceedings Committee Amendments (SB0793/408976/1), strike in its entirety Amendment No. 3.

On pages 8 and 9 of the bill, strike beginning with "**(1)**" in line 25 on page 8 down through "**FACILITY**" in line 6 on page 9 and substitute "**"EAST BALTIMORE CAMPUS AREA" MEANS ANY UNIVERSITY PROPERTY OR FACILITY THAT IS:**

(1) LOCATED IN THE MIDDLE EAST–DOUGLAS HOMES NEIGHBORHOOD OF BALTIMORE; AND

(2) COVERED UNDER 20 U.S.C. § 1092(F)(6)(A)(II).

(D) "HOMEWOOD CAMPUS AREA" MEANS ANY UNIVERSITY PROPERTY OR FACILITY THAT IS:

(1) LOCATED IN THE HOMEWOOD NEIGHBORHOOD OF BALTIMORE; AND

(2) COVERED UNDER 20 U.S.C. § 1092(F)(6)(A)(II)".

On page 9 of the bill, in lines 7, 11, 13, and 14, strike "**(D)**", "**(E)**", "**(F)**", and "**(G)**", respectively, and substitute "**(E)**", "**(G)**", "**(H)**", and "**(I)**", respectively; and after line 10, insert:

"**(F) "PEABODY CAMPUS AREA" MEANS ANY UNIVERSITY PROPERTY OR FACILITY THAT IS:**

(1) LOCATED IN THE MOUNT VERNON–BELVEDERE NEIGHBORHOOD OF BALTIMORE; AND

(2) COVERED UNDER 20 U.S.C. § 1092(F)(6)(A)(II).".

On page 10 of the bill, in line 10, after "**UNIVERSITY'S**" insert "**EAST BALTIMORE CAMPUS AREA, HOMEWOOD CAMPUS AREA, OR PEABODY**"; in line 12, after "**THE**"

insert "**EAST BALTIMORE CAMPUS AREA OR THE PEABODY**"; in line 21, after the semicolon insert "**OR**"; and strike beginning with the semicolon in line 23 down through "**EMERGENCY**" in line 26 and substitute "**IF:**

A. THERE IS A SUDDEN AND UNFORESEEN EMERGENCY OF SUCH PUBLIC GRAVITY AND URGENCY THAT IT REQUIRES IMMEDIATE RESPONSE TO PROTECT THE PUBLIC WELFARE; AND

B. THE MAYOR ISSUES AN ORDER DECLARING AN EMERGENCY THAT SPECIFIES THE MANNER IN WHICH THE POLICE OFFICER'S POWERS WILL BE EXERCISED".

On page 13 of the bill, in line 17, strike "**CAMPUS AREA**" and substitute "**EAST BALTIMORE CAMPUS AREA, HOMEWOOD CAMPUS AREA, AND PEABODY CAMPUS AREA**".

The preceding amendment was read and rejected.

FLOOR AMENDMENT

SB0793/233328/1
BY: Senator Carter

AMENDMENTS TO SENATE BILL 793
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

On page 1, in line 21, after "circumstances;" insert "requiring the memorandum of understanding to establish a Henrietta Lacks Education Endowment Fund; providing for the purpose, funding, and administration of the Endowment Fund; requiring the University to adopt certain policies and procedures for the distribution of funds from the Endowment Fund;".

AMENDMENT NO. 2

On page 10, after line 26, insert:

"**(D) (1) THE MEMORANDUM OF UNDERSTANDING SHALL INCLUDE AN AGREEMENT BY THE UNIVERSITY TO ESTABLISH A HENRIETTA LACKS EDUCATION ENDOWMENT FUND IN ACCORDANCE WITH THIS SUBSECTION.**

(2) THE PURPOSE OF THE ENDOWMENT FUND IS TO PROVIDE FUNDING TO THE DIRECT DESCENDANTS OF HENRIETTA LACKS TO ATTEND AN INSTITUTION OF HIGHER EDUCATION.

(3) IN FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, THE UNIVERSITY SHALL PROVIDE $500,000 TO THE ENDOWMENT FUND.

(4) THE ENDOWMENT FUND SHALL BE ADMINISTERED IN THE SAME MANNER AND SUBJECT TO THE SAME REQUIREMENTS AS A FUND OF THE STATE.

(5) THE UNIVERSITY SHALL ADOPT POLICIES AND PROCEDURES NECESSARY FOR THE DISTRIBUTION OF FUNDS FROM THE ENDOWMENT FUND.".

The preceding 2 amendments were read and rejected.

FLOOR AMENDMENT

SB0793/493229/2
BY: Senator Washington

AMENDMENTS TO SENATE BILL 793, AS AMENDED
(First Reading File Bill – Second Printing)

AMENDMENT NO. 1

In the Judicial Proceedings Committee Amendments (SB0793/408976/1), strike in their entirety Amendments Nos. 1, 3, 4, 5, 6, and 7.

AMENDMENT NO. 2

On pages 1 and 2 of the bill, strike beginning with "authorizing" in line 16 on page 1 down through "understanding;" in line 12 on page 2 and substitute "providing that a University of Maryland police officer may exercise certain powers only in certain areas; authorizing an independent institution of higher education to establish a police department based on a certain memorandum of understanding under certain circumstances; providing

for the content of the memorandum of understanding; authorizing the establishment of an independent institution of higher education police department fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the independent institution of higher 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;"; in lines 13 and 13 and 14, in each instance, strike "the University" and substitute "a certain independent institution of higher education".

On page 3 of the bill, after line 11, insert:

"BY repealing and reenacting, without amendments,
Article – Education
Section 10–101(a) and (g)
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,
Article – Education
Section 13–601
Annotated Code of Maryland
(2018 Replacement Volume and 2018 Supplement)";

in line 14, strike "24–1209" and substitute "24–1203"; and in line 15, strike "the Johns Hopkins University" and substitute "an Independent Institution of Higher Education".

On pages 3 and 4 of the bill, strike in their entirety the lines beginning with line 18 on page 3 through line 14 on page 4, inclusive.

AMENDMENT NO. 3

On pages 8 through 20 of the bill, strike in their entirety the lines beginning with line 19 on page 8 through line 4 on page 20, inclusive, and substitute:

"10–101.

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

(g) "Independent institution of higher education" means a private nonprofit institution of higher education that generally limits enrollment to graduates of secondary

schools, serves a public purpose, and awards degrees at the associate, baccalaureate, or graduate level.

13–601.

(a) There is a University of Maryland Police Force.

(b) (1) A University of Maryland police officer is and has all the powers of a peace and police officer in this State.

(2) However, a University of Maryland police officer may exercise these powers only on property **[**that is owned, leased, operated by, or under the control of the University of Maryland**]** **OR IN FACILITIES THAT ARE COVERED UNDER 20 U.S.C. § 1092(F)(6)(A)(II)**. The police officer may not exercise these powers on any other property unless:

(i) Engaged in fresh pursuit of a suspected offender;

(ii) Requested or authorized to do so by the chief executive officer or chief police officer of any county;

(iii) Necessary in order to facilitate the orderly flow of traffic to and from property owned, leased, operated by, or under the control of the University of Maryland; **[**or**]**

(iv) Ordered to do so by the Governor**; OR**

(V) DOING SO IN ACCORDANCE WITH A MEMORANDUM OF UNDERSTANDING ESTABLISHED IN ACCORDANCE WITH TITLE 24, SUBTITLE 12 OF THIS ARTICLE.

(c) (1) In consultation with the Secretary of State Police and the Maryland Police Training and Standards Commission, the Board of Regents shall adopt standards, qualifications, and prerequisites of character, training, education, human and public relations, and experience for University of Maryland police officers, including standards for the performance of their duties.

(2) To the extent practicable, the Board shall adopt standards that are similar to the standards adopted for the Department of State Police.

(3) Standards adopted on or after July 1, 1975, on minimum hiring qualifications of University of Maryland police officers may not affect the status of any individual who was a qualified University of Maryland police officer on that date.

(d) The Board of Regents shall adopt rules and regulations governing the operation and conduct of the University of Maryland Police Force and of University of Maryland police officers.

(e) The Board of Regents may authorize the presidents of the constituent institutions to make use of a campus security force or building guards in addition to a campus police force.

SUBTITLE 12. POLICE DEPARTMENT OF AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION.

24–1201.

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

(B) "FUND" MEANS AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION POLICE DEPARTMENT FUND.

(C) "INDEPENDENT INSTITUTION OF HIGHER EDUCATION" HAS THE MEANING STATED IN § 10–101 OF THIS ARTICLE.

24–1202.

(A) SUBJECT TO THE REQUIREMENTS OF THIS SUBTITLE, AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION MAY ESTABLISH A POLICE DEPARTMENT BASED ON A MEMORANDUM OF UNDERSTANDING.

(B) (1) THE MEMORANDUM OF UNDERSTANDING SHALL BE MADE WITH THE POLICE DEPARTMENT OF THE LOCAL JURISDICTION WHERE THE INDEPENDENT INSTITUTION OF HIGHER EDUCATION IS LOCATED.

(2) THE POLICE DEPARTMENT OF THE LOCAL JURISDICTION WHERE THE INDEPENDENT INSTITUTION OF HIGHER EDUCATION IS LOCATED SHALL HAVE PRIMARY RESPONSIBILITY FOR INVESTIGATIONS AND ARRESTS.

(C) THE MEMORANDUM OF UNDERSTANDING SHALL:

(1) PROHIBIT THE POLICE DEPARTMENT FROM FORMING, JOINING, SUPPORTING, OR PARTICIPATING IN A LABOR ORGANIZATION TO ENGAGE IN COLLECTIVE BARGAINING;

(2) PROVIDE THAT ALL POLICE OFFICERS HIRED BY THE INDEPENDENT INSTITUTION OF HIGHER EDUCATION UNDERGO TRAINING THAT COMPLIES WITH THE REGULATIONS OF THE MARYLAND POLICE TRAINING AND STANDARDS COMMISSION;

(3) PROVIDE THAT ALL POLICE OFFICERS HIRED BY THE INDEPENDENT INSTITUTION OF HIGHER EDUCATION RECEIVE THE SAME BENEFITS AND COMPENSATION AS OTHER EMPLOYEES OF THE INSTITUTION;

(4) REQUIRE THAT A POLICE DEPARTMENT ESTABLISHED UNDER THIS SECTION OPERATES THROUGH CONSTITUTIONAL AND COMMUNITY–ORIENTED POLICING, BY ADOPTING APPROPRIATE POLICIES AND PROCEDURES, INCLUDING THOSE THAT ALLOW FOR:

(I) THE RECRUITING AND HIRING OF DIVERSE CANDIDATES, USING LOCAL HIRING AND RESIDENCY INITIATIVES WHERE POSSIBLE;

(II) THE USE OF IMPARTIAL AND NONDISCRIMINATORY PRACTICES THAT PREVENT THE PROFILING OF AND IMPLICIT BIAS AGAINST RACIAL, ETHNIC, SEXUAL, RELIGIOUS, AND OTHER MINORITIES;

(III) APPROPRIATE INTERACTIONS WITH INDIVIDUALS WHO:

1. ARE UNDER THE AGE OF 18 YEARS;

2. HAVE BEHAVIORAL HEALTH OR OTHER DISABILITIES; OR

3. ARE IN CRISIS;

(IV) APPROPRIATE USE OF FORCE, INCLUDING:

1. THE USE OF ALTERNATIVES TO FORCE;

2. THE USE OF DE–ESCALATION TECHNIQUES; AND

3. FOR ANY OFFICER WHO CARRIES A FIREARM, THE USE OF NONLETHAL AND LESS THAN LETHAL WEAPONS;

(V) THE USE OF APPROPRIATE AND EFFECTIVE TECHNOLOGY, INCLUDING BODY–WORN CAMERAS AND OTHER RECORDING DEVICES;

(VI) THE SAFE AND HUMANE TREATMENT OF INDIVIDUALS IN CUSTODY;

(VII) THE LAWFUL EXERCISE OF RIGHTS OF FREE EXPRESSION;

(VIII) THE BUILDING OF TRUST BETWEEN VICTIMS OF SEXUAL ASSAULT AND THE POLICE DEPARTMENT, IN A MANNER CONSISTENT WITH INSTITUTIONAL POLICY AND STATE AND FEDERAL LAW;

(IX) THE PROMOTION OF COMMUNITY ENGAGEMENT; AND

(X) THE ESTABLISHMENT OF A PROCESS TO:

1. ALLOW ANY PERSON TO FILE COMPLAINTS AGAINST POLICE DEPARTMENT EMPLOYEES; AND

2. ENSURE THE TIMELY INVESTIGATION OF COMPLAINTS;

(5) ESTABLISH AN ACCOUNTABILITY PROCESS, IN WHICH A BOARD, CONSISTING OF STUDENTS, FACULTY, STAFF, AND NEIGHBORING COMMUNITY RESIDENTS, HAS OVERSIGHT OVER THE OPERATION OF THE POLICE DEPARTMENT; AND

(6) INCLUDE A REPORTING REQUIREMENT IN WHICH THE POLICE DEPARTMENT REPORTS ANNUALLY TO THE APPROPRIATE LOCAL GOVERNING ENTITY AND THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2–1246 OF THE STATE GOVERNMENT ARTICLE, ON THE FOLLOWING INFORMATION COLLECTED IN THE PREVIOUS CALENDAR YEAR:

(I) THE TOTAL NUMBER OF OFFICERS EMPLOYED;

(II) THE AMOUNT OF FUNDING USED FOR THE POLICE DEPARTMENT;

(III) THE TYPE AND NUMBER OF CRIMES FOR WHICH INDIVIDUALS WERE ARRESTED BY POLICE DEPARTMENT OFFICERS;

(IV) THE NUMBER AND NATURE OF COMPLAINTS FILED AGAINST A POLICE DEPARTMENT OFFICER; AND

(V) A DESCRIPTION OF EACH OUTREACH EVENT HELD BY THE POLICE DEPARTMENT.

24–1203.

(A) AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION THAT ESTABLISHES A POLICE DEPARTMENT UNDER THIS SUBTITLE SHALL ESTABLISH AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION POLICE DEPARTMENT FUND.

(B) THE PURPOSE OF THE FUND IS TO PROVIDE AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION WITH MONEY TO ESTABLISH AND OPERATE A POLICE DEPARTMENT.

(C) THE FUND SHALL BE ADMINISTERED BY THE INDEPENDENT INSTITUTION OF HIGHER EDUCATION THAT ESTABLISHES IT IN ACCORDANCE WITH THIS SECTION.

(D) (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.

(E) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND BY THE INDEPENDENT INSTITUTION OF HIGHER EDUCATION;

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

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

(F) THE FUND MAY BE USED ONLY FOR EXPENSES RELATED TO AN INDEPENDENT INSTITUTION OF HIGHER EDUCATION POLICE DEPARTMENT ESTABLISHED IN ACCORDANCE WITH THIS SUBTITLE.

(G) (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 GENERAL FUND OF THE STATE.

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

On page 20 of the bill, in line 7, strike "the Johns Hopkins University" and substitute "an independent institution of higher education"; and in lines 11, 17, 19, 21, 24, and 27, in each instance, strike "University" and substitute "independent institution of higher education".

The preceding 3 amendments were read and rejected.

FLOOR AMENDMENT

SB0793/673427/1
BY: Senator Zirkin

AMENDMENT TO SENATE BILL 793, AS AMENDED

On page 3 of the Judicial Proceedings Committee Amendments (SB0793/408976/1), in line 14 of Amendment No. 3, strike "**AND SPECIFYING**" and substitute "**OF**".

The preceding amendment was read and adopted.

FLOOR AMENDMENT

SB0793/843522/1
BY: Senator Carter

AMENDMENTS TO SENATE BILL 793, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

In the Judicial Proceedings Committee Amendments (SB0793/408976/1), strike in their entirety Amendment Nos. 1, 3, 4, 5, 6, and 7.

AMENDMENT NO. 2

On pages 1 and 2 of the bill, strike beginning with "authorizing" in line 16 on page 1 down through "circumstances;" in line 15 on page 2.

On page 2 of the bill, in line 17, strike "altering certain definitions;".

On pages 2 through 4 of the bill, strike in their entirety the lines beginning with line 39 on page 2 through line 14 on page 4, inclusive.

AMENDMENT NO. 3

On pages 8 through 20 of the bill, strike in their entirety the lines beginning with line 4 on page 8 through line 28 on page 20, inclusive.

On page 20 of the bill, in line 29, strike "4." and substitute "2.".

On page 21 of the bill, in line 4, strike "5." and substitute "3.".

The preceding 3 amendments were read and rejected.

Read the second time and ordered prepared for Third Reading.

QUORUM CALL

The presiding officer announced a quorum call, showing 47 Members present.

(See Roll Call No. 485)

RECESS

At 1:29 P.M. on motion of Senator Guzzone the Senate recessed until 5:00 P.M. on Wednesday, March 13, 2019.